In the Matter of Vocational Nurse License Number 125808 issued to PAULA MARIE ADAMSON

§ BEFORE THE TEXAS

§

BOARD OF NURSING

NUNC PRO TUNC ORDER OF THE BOARD

TO: Paula Marie Adamson 104 Royal View Drive Fredericksburg, TX 78624

On December 18, 2012, an Order for Paula Marie Adamson was entered by the Texas Board of Nursing (Board). However, the Order contained an incorrect reference to Ms. Adamson's vocational nursing license. Upon notice and hearing, administrative agencies, like the Courts, have the power to enter nunc pro tunc orders where it can be seen by reference to a record that what was intended to be entered, but was omitted by inadvertence or mistake, can be corrected upon satisfactory proof of its rendition provided that no intervening rights will be prejudiced. *Railroad Comm'n v. McClain*, 356 S.W.2d 330, 334 (Tex. App.--Austin 1962, no writ) (citing *Frankfort Ky. Nat. Gas Co. v. City of Frankfort*, 276 Ky. 199, 123 S.W.2d 270, 272).

The Executive Director, as agent of the Board, after review and due consideration of the record and the facts therein, invalidates the Order for Paula Marie Adamson that contains the incorrect reference and enters the corrected Order of the Board, which includes the correct reference to Ms. Adamson's vocational nursing license. No other changes have been made to the Order. Ms. Adamson received due process regarding her license; therefore, her rights have not been prejudiced.

NOW, THEREFORE, IT IS ORDERED that the corrected Order is hereby approved and entered on the dates set forth below.

Order effective December 18, 2012.

Entered this 12th day of April, 2013.

TEXAS BOARD OF NURSING

BY:

KATHERINE A. THOMAS, MN, RN

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EXECUTIVE DIRECTOR, ON BEHALF OF THE BOARD



IN THE MATTER OF	§	BEFORE THE TEXAS
PERMANENT VOCATIONAL NURSE	§	BOARD OF NURSING
LICENSE NUMBER 125808	§	
ISSUED TO	§	ELIGIBILITY AND
PAULA MARIE ADAMSON	§	DISCIPLINARY COMMITTEE

ORDER OF THE BOARD

TO: Paula Marie Adamson 104 Royalview Fredericksburg, TX 78624

During open meeting held in Austin, Texas, on December 18, 2012, the Texas Board of Nursing Eligibility and Disciplinary Committee (hereinafter "Committee") heard the above-styled case, based on the failure of the Respondent to appear as required by 22 Tex. ADMIN. CODE Ch. 213.

The Committee finds that notice of the facts or conduct alleged to warrant disciplinary action has been provided to Respondent in accordance with Texas Government Code § 2001.054(c) and Respondent has been given an opportunity to show compliance with all the requirements of the Nursing Practice Act, Chapter 301 of the Texas Occupations Code, for retention of Respondent's license(s) to practice nursing in the State of Texas.

The Committee finds that the Formal Charges were properly initiated and filed in accordance with section 301.458, Texas Occupations Code.

The Committee finds that after proper and timely Notice regarding the violations alleged in the Formal Charges was given to Respondent in this matter, Respondent has failed to appear in accordance with 22 Tex. Admin. Code Ch. 213.

The Committee finds that the Board is authorized to enter a default order pursuant to Texas Government Code § 2001.056.

The Committee, after review and due consideration, adopts the proposed findings of fact and conclusions of law as stated in the Formal Charges which are attached hereto and incorporated by reference for all purposes and the Staff's recommended sanction of revocation by default. This Order

will be properly served on all parties and all parties will be given an opportunity to file a motion for rehearing [22 Tex. Admin.Code § 213.16(j)]. All parties have a right to judicial review of this Order.

All proposed findings of fact and conclusions of law filed by any party not specifically adopted herein are hereby denied.

NOW, THEREFORE, IT IS ORDERED that Permanent Vocational Nurse License Number 125808, previously issued to PAULA MARIE ADAMSON, to practice nursing in the State of Texas be, and the same is/are hereby, REVOKED.

IT IS FURTHER ORDERED that this Order SHALL be applicable to Respondent's nurse licensure compact privileges, if any, to practice nursing in the State of Texas.

Entered this 18th day of December, 2012.

TEXAS BOARD OF NURSING

BY:

KATHERINE A. THOMAS, MN, RN, FAAN EXECUTIVE DIRECTOR ON BEHALF OF SAID BOARD

Barrie a Chima

Attachment: Formal Charge filed August 29, 2012.

Re: , Permanent Registered Nurse License Number 0 & Permanent Vocational Nurse License Number 125808 Issued to PAULA MARIE ADAMSON **DEFAULT ORDER - REVOKE**

CERTIFICATE OF SERVICE

I hereby certify that on the 2000 day of December _____, 20/2, a true and correct copy of the foregoing DEFAULT ORDER was served and addressed to the following person(s), as follows:

Via USPS Certified Mail, Return Receipt Requested Paula Marie Adamson

104 Royalview Fredericksburg, TX 78624

BY:

KATHERINE A. THOMAS, MN, RN, FAAN

Barrin a. Ohman

EXECUTIVE DIRECTOR ON BEHALF OF SAID BOARD

In the Matter of \$ BEFORE THE TEXAS
Permanent Vocational Nurse \$
License Number 125808 \$
Issued to PAULA MARIE ADAMSON, \$
Respondent \$ BOARD OF NURSING

FORMAL CHARGES

This is a disciplinary proceeding under Section 301.452(b), Texas Occupations Code. Respondent, PAULA MARIE ADAMSON, is a Vocational Nurse holding License Number 125808, which is in delinquent status at the time of this pleading.

Written notice of the facts and conduct alleged to warrant adverse licensure action was sent to Respondent at Respondent's address of record and Respondent was given opportunity to show compliance with all requirements of the law for retention of the license prior to commencement of this proceeding.

CHARGE I.

On or about July 2011, through September 2011, while employed with Woodlands Family Practice, The Woodlands, Texas, Respondent failed to document in the medical record of Patient CC verbal orders from the physician or the calls made for nine (9) prescriptions for Hydrocodone/APAP (a Schedule III Controlled Substance) that she called in to a CVS Pharmacy, as follows:

Date	Medication Quantity		Medical Record	
7/14/2011	Hydroco/APAP 5/500	30 tablets	Not Documented	
7/24/2011	Hydroco/APAP 5/500	30 tablets	Not Documented	
8/6/2011	Hydroco/APAP 5/500	8 tablets	Not Documented	
8/9/2011	Hydroco/APAP 5/500	30 tablets	Not Documented	
8/17/2011	Hydroco/APAP 10/325	60 tablets	Not Documented	
8/24/2011	Hydroco/APAP 10/325	60 tablets	Not Documented	
9/8/2011	Hydroco/APAP 10/325	90 tablets	Not Documented	
9/22/2011	Hydroco/APAP 10/325	90 tablets	Not Documented	

Respondent's conduct was likely to injure the patient in that subsequent care givers would rely on her documentation to further medicate the patient, which could result in an overdose, and placed the clinic in violation of Chapter 481 of the Texas Health and Safety Code (Controlled Substance Act).

The above action constitutes grounds for disciplinary action in accordance with, Section 301.452(b)(10)&(13), Texas Occupations Code and is a violation of 22 Tex. ADMIN. CODE \S 217.11(1)(A)&(1)(D) and 217.12(1)(A),(1)(B),(1)(C),(6)(A)&(6)(H),(10)(E)&(11)(B).

NOTICE IS GIVEN that staff will present evidence in support of the recommended disposition of up to, and including, revocation of Respondent's license/s to practice nursing in the State of Texas pursuant to the Nursing Practice Act, Chapter 301, Texas Occupations Code and the Board's rules. Additionally, staff will seek to impose on Respondent the administrative costs of the proceeding pursuant to Section 301.461, Texas Occupations Code. The cost of proceedings shall include, but is not limited to, the cost paid by the Board to the State Office of Administrative Hearings and the Office of the Attorney General or other Board counsel for legal and investigative services, the cost of a court reporter and witnesses, reproduction of records, Board staff time, travel, and expenses. These shall be in an amount of at least one thousand two hundred dollars (\$1200.00).

NOTICE IS GIVEN that all statutes and rules cited in these Charges are incorporated as part of this pleading and can be found at the Board's website, www.bon.texas.gov.

NOTICE IS GIVEN that to the extent applicable, based on the Formal Charges, the Board will rely on Adopted Disciplinary Sanction Policies for Lying and Falsification and for Fraud, Theft and Deception, which can be found at the Board's website, www.bon.texas.gov.

NOTICE IS GIVEN that, based on the Formal Charges, the Board will rely on the Disciplinary Matrix, which can be found at www.bon.texas.gov/disciplinaryaction/discp-matrix.html.

Filed this 29th day of August

TEXAS BOARD OF NURSING

James W. Johnston, General Counsel

Board Certified - Administrative Law Texas Board of Legal Specialization

State Bar No. 10838300

Jena Abel. Assistant General Counsel

State Bar No. 24036103

Lance Robert Brenton. Assistant General Counsel State Bar No. 24066924

John R. Griffith, Assistant General Counsel State Bar No. 24079751

Robert Kyle Hensley, Assistant General Counsel State Bar No. 50511847

Nikki Hopkins, Assistant General Counsel State Bar No. 24052269

John F. Legris, Assistant General Counsel State Bar No. 00785533

TEXAS BOARD OF NURSING

333 Guadalupe, Tower III, Suite 460

Austin, Texas 78701

P: (512) 305-6811

F: (512) 305-8101 or (512)305-7401

D/2012.06,19

IN THE MATTER OF
PERMANENT REGISTERED NURSE
LICENSE NUMBER 125808
ISSUED TO
PAULA MARIE ADAMSON

\$ BEFORE THE TEXAS\$ BOARD OF NURSING\$ ELIGIBILITY AND

DISCIPLINARY COMMITTEE

ORDER OF THE BOARD

TO: Paula Marie Adamson 104 Royalview Fredericksburg, TX 78624

During open meeting held in Austin, Texas, on December 18, 2012, the Texas Board of Nursing Eligibility and Disciplinary Committee (hereinafter "Committee") heard the above-styled case, based on the failure of the Respondent to appear as required by 22 Tex. ADMIN. CODE Ch. 213.

The Committee finds that notice of the facts or conduct alleged to warrant disciplinary action has been provided to Respondent in accordance with Texas Government Code § 2001.054(c) and Respondent has been given an opportunity to show compliance with all the requirements of the Nursing Practice Act, Chapter 301 of the Texas Occupations Code, for retention of Respondent's license(s) to practice nursing in the State of Texas.

The Committee finds that the Formal Charges were properly initiated and filed in accordance with section 301.458, Texas Occupations Code.

The Committee finds that after proper and timely Notice regarding the violations alleged in the Formal Charges was given to Respondent in this matter, Respondent has failed to appear in accordance with 22 Tex. Admin. Code Ch. 213.

The Committee finds that the Board is authorized to enter a default order pursuant to Texas Government Code § 2001.056.

The Committee, after review and due consideration, adopts the proposed findings of fact and conclusions of law as stated in the Formal Charges which are attached hereto and incorporated by reference for all purposes and the Staff's recommended sanction of revocation by default. This Order



accurate, and true copy of the document whi is on file or is of record in the offices of the Texas Board of Nursing.

Executive Director of the Board

will be properly served on all parties and all parties will be given an opportunity to file a motion for rehearing [22 Tex. Admin.Code § 213.16(j)]. All parties have a right to judicial review of this Order.

All proposed findings of fact and conclusions of law filed by any party not specifically adopted herein are hereby denied.

NOW, THEREFORE, IT IS ORDERED that Permanent Vocational Nurse License Number 125808, previously issued to PAULA MARIE ADAMSON, to practice nursing in the State of Texas be, and the same is/are hereby, REVOKED.

IT IS FURTHER ORDERED that this Order SHALL be applicable to Respondent's nurse licensure compact privileges, if any, to practice nursing in the State of Texas.

Entered this 18th day of December, 2012.

TEXAS BOARD OF NURSING

BY:

KATHERINE A. THOMAS, MN, RN, FAAN EXECUTIVE DIRECTOR ON BEHALF OF SAID BOARD

Barrin a Chima

Attachment: Formal Charge filed August 29, 2012.

CERTIFICATE OF SERVICE

I hereby certify that on the hand of December, 20/2, a true and correct copy of the foregoing DEFAULT ORDER was served and addressed to the following person(s), as follows:

<u>Via USPS Certified Mail, Return Receipt Requested</u>
Paula Marie Adamson
104 Royalview

Fredericksburg, TX 78624

BY:

KATHERINE A. THOMAS, MN, RN, FAAN

Barrin a. Onma

EXECUTIVE DIRECTOR ON BEHALF OF SAID BOARD

In the Matter of	8	BEFORE THE TEXAS
Permanent Vocational Nurse	8	BEFORE THE TEXAS
License Number 125808	8	
Issued to PAULA MARIE ADAMSON,	8 8	
Respondent	8	BOARD OF NURSING
	Ģ	SOUTH OF HORSING

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Filed this 29m day of August

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