



I do hereby certify this to be a complete, accurate, and true copy of the document which is on file or is of record in the offices of the Texas Board of Nursing.  
*William A. Parnham*  
Executive Director of the Board

BEFORE THE TEXAS BOARD OF NURSING

\*\*\*\*\*

In the Matter of §  
Registered Nurse License Number 573293 §  
issued to KEVIN MILLER PULLEN §

ORDER OF THE BOARD

On this day, the Texas Board of Nursing, hereinafter referred to as the Board, accepted the voluntary surrender of Registered Nurse License Number 573293, issued to KEVIN MILLER PULLEN, hereinafter referred to as Respondent. This action was taken in accordance with Section 301.453(c), Texas Occupations Code.

Respondent waived informal proceedings, notice and hearing.

The Board makes the following Findings of Fact and Conclusions of Law.

FINDINGS OF FACT

1. Respondent is currently licensed to practice professional nursing in the State of Texas.
2. Respondent waived informal proceedings, notice and hearing.
3. Respondent received an Associate Degree in Nursing from Tyler Junior College, Tyler, Texas, on May 17, 1991. Respondent was licensed to practice professional nursing in the State of Texas on August 26, 1991.
4. Respondent's professional nursing employment history is unknown.
5. On or about September 2, 2009, Respondent pled Guilty to and was convicted of OBSTRUCT HIGHWAY PASSAGEWAY, in the County Court at Law of Delta County, Texas, under Cause No. 2009-045. As a result of the conviction, Respondent was sentenced to confinement in the Delta County Jail for a period of one hundred eighty (180) days; however, imposition of the sentence of confinement was suspended, and Respondent was placed on probation for a period of twelve (12) months and ordered to pay a fine and court costs. On or about October 5, 2010, Respondent was discharged from probation.

6. On November 25, 2009, Respondent submitted an Online Renewal Document Registered Nurse to the Texas Board of Nursing, in which he provided false, deceptive, and/or misleading information, in that he answered "No" to the question:
- A. been convicted of a misdemeanor?
  - B. been convicted of a felony?
  - C. pled nolo contendere, no contest, or guilty?
  - D. received deferred adjudication?
  - E. been placed on community supervision or court-ordered probation, whether or not adjudicated guilty?
  - F. been sentenced to serve jail or prison time? court-ordered confinement?
  - G. been granted pre-trial diversion?
  - H. been arrested or have any pending criminal charges?
  - I. been cited or charged with any violation of the law?
  - J. been subject of a court-martial; Article 15 violation; or received any form of military judgement/punishment/action?"

Respondent failed to disclose that, on or about September 2, 2009, Respondent pled Guilty to and was convicted of OBSTRUCT HIGHWAY PASSAGEWAY, in the County Court at Law of Delta County, Texas, under Cause No. 2009-045. As a result of the conviction, Respondent was sentenced to confinement in the Delta County Jail for a period of one hundred eighty (180) days; however, imposition of the sentence of confinement was suspended, and Respondent was placed on probation for a period of twelve (12) months.

7. Formal Charges were filed on April 11, 2013.
8. Formal Charges were mailed to Respondent on April 12, 2013.
9. On April 30, 2013, the Board received a notarized statement from Respondent voluntarily surrendering the right to practice nursing in Texas. A copy of Respondent's notarized statement, dated April 30, 2013, is attached and incorporated herein by reference as part of this Order.

#### CONCLUSIONS OF LAW

1. Pursuant to Texas Occupations Code, Sections 301.451-301.555, the Board has jurisdiction over this matter.
2. Notice was served in accordance with law.
3. The evidence received is sufficient to prove violation(s) of 22 TEX. ADMIN. CODE §217.12(6)(I)&(13).

4. The evidence received is sufficient cause pursuant to Section 301.452(b)(2)&(10), Texas Occupations Code, to take disciplinary action against Registered Nurse License Number 573293, heretofore issued to KEVIN MILLER PULLEN, including revocation of Respondent's license(s) to practice nursing in the State of Texas.
5. Under Section 301.453(c), Texas Occupations Code, the Board has the authority to accept the voluntary surrender of a license.
6. Under Section 301.453(d), Texas Occupations Code, the Board may impose conditions for reinstatement of licensure.
7. Any subsequent reinstatement of this license will be controlled by Section 301.452 (b), Texas Occupations Code, and 22 TAC §§213.26-.29, and any amendments thereof in effect at the time of the reinstatement.

THE BALANCE OF THIS PAGE INTENTIONALLY LEFT BLANK.

CONTINUED ON NEXT PAGE.

ORDER

NOW, THEREFORE, IT IS ORDERED that the voluntary surrender of Registered Nurse License Number 573293, heretofore issued to KEVIN MILLER PULLEN, to practice nursing in the State of Texas, is accepted by the Executive Director on behalf of the Texas Board of Nursing.


In connection with this acceptance, the Board imposes the following conditions:

1. RESPONDENT SHALL NOT practice professional nursing, use the title of registered nurse or the abbreviation "RN" or wear any insignia identifying himself as a registered nurse or use any designation which, directly or indirectly, would lead any person to believe that RESPONDENT is a registered nurse during the period in which the license is surrendered.
2. RESPONDENT SHALL NOT petition for reinstatement of licensure until: one (1) year has elapsed from the date of this Order.
3. Upon petitioning for reinstatement, RESPONDENT SHALL satisfy all then existing requirements for relicensure.

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

Effective this 9<sup>th</sup> day of May, 2013.

TEXAS BOARD OF NURSING

By:   
Katherine A. Thomas, MN, RN, FAAN  
Executive Director on behalf  
of said Board

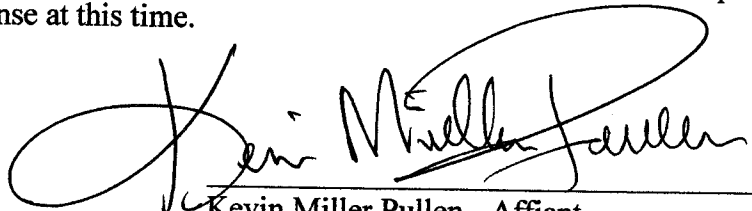
# Affidavit

STATE OF TEXAS       )  
                                  )  
COUNTY OF HUNT     )

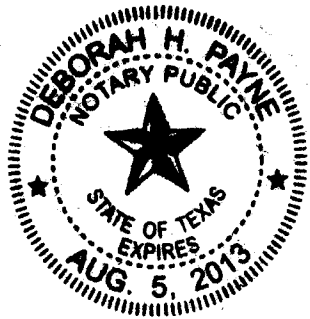
BEFORE ME, the undersigned authority, on this day personally appeared Kevin Miller Pullen, who, being by me first duly sworn, deposed and stated as follows:

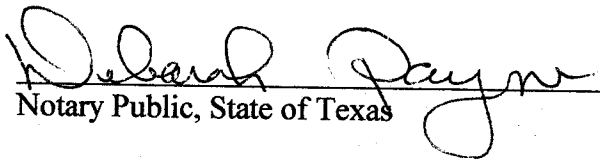
“My name is Kevin Miller Pullen. I am currently licensed by the Texas Board of Nursing as a Registered Nurse, license number 573293. It is my desire to surrender my nursing license at this time. I am forwarding this written statement to John De La Rosa, for the purpose of submitting the surrender of my RN license. I request that all steps be taken to allow the surrender of this license at this time.

Signed this 30<sup>th</sup> day of April, 2013.

  
\_\_\_\_\_  
Kevin Miller Pullen - Affiant

SIGNED AND SWORN BEFORE ME ON THIS 30<sup>th</sup> day of April, 2013.



  
\_\_\_\_\_  
Notary Public, State of Texas