



Respondent's professional nursing employment history continued:

4/10-3/11	RN	Tomball Regional Hospital Tomball, Texas
4/11-Present	RN	Conroe Regional Medical Center Conroe, Texas

6. At the time of the initial incident in Finding of Fact Number Seven (7), Respondent was employed as a registered with Tomball Regional Hospital, Tomball, Texas, and had been in this position for approximately eleven (11) months.
7. On or about January 8, 2011, while employed with Tomball Regional Hospital, Tomball, Texas, Respondent withdrew morphine from the medication dispensing system for a patient and administered 5 mg orally to the patient when only 0.5mg-1 mg was ordered by the physician. Additionally, Respondent did not document in the computerized system any assessment of the patient after this had occurred. Respondent's conduct could have injured the patient in that the administration of Morphine could result in the patient suffering from adverse reactions. In addition, failing to document assessments could cause changes in the patient's condition to go undetected and untreated.
8. In response to Finding of Fact Number Seven (7), Respondent states she did perform the assessment. Respondent provides that she noted and signed the post assessment of the administration of pain medication on the "hourly rounding sheet" (a document that was placed in the patient's room). Respondent claims she was expected to complete and sign the sheet every hour. Respondent further states that she alerted her clinical manager as to this fact.
9. On or about March 8, 2011, while employed with Tomball Regional Hospital, Tomball, Texas, Respondent exceeded the scope of her practice as a Registered Nurse in that she wrote and signed transfer orders for Patient MR#000343859. Respondent's conduct may have deprived the physician of the opportunity to verify any additional treatment or changes to medication prior to the patient being transferred.
10. In response to Finding of Fact Number (8), Respondent states she received a call that morning from a nurse located on the floor the patient was to be transferred to, and that nurse apprised Respondent that patient #000343859 had been accepted on her floor and that a room had been assigned and was available. Respondent states only a house supervisor, charge nurse or higher authority individual can assign patient rooms. Respondent provides that her writing the transfer order was a result of her regular routine of copying all patient information for transfers and in doing so, she inadvertently misplaced that an actual transfer order had not been issued, especially when the order may have read "SNF Eval" or "SNF eval+transfer." Respondent admits to writing the transfer order, but inadvertently copying all patient information for transfers, including existing medication orders. Respondent explains that per

the medical records, the attending physician electronically signed the order on May 5, 2011 at 1:00 P.M. without any further notation as to discrepancies made by Respondent previously. Respondent notes that there were system deficiencies at Tomball Regional, including the lack of adequate training for staff.

#### 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 §217.11(1)(A),(1)(B),(1)(C)(1)(D)&(3) and 22 TEX. ADMIN. CODE §217.12(1)(A)&(4).
4. The evidence received is sufficient cause pursuant to Section 301.452(b)(10)&(13), Texas Occupations Code, to take disciplinary action against Registered Nurse License Number 782738, heretofore issued to LEONTINA VADUVA, including revocation of Respondent's license(s) to practice nursing in the State of Texas.

#### ORDER

IT IS THEREFORE AGREED and ORDERED that RESPONDENT SHALL receive the sanction of a REMEDIAL EDUCATION, and RESPONDENT SHALL comply in all respects with the Nursing Practice Act, Texas Occupations Code §§301.001 *et seq.*, the Rules and Regulations Relating to Nurse Education, Licensure and Practice, 22 TEX. ADMIN. CODE §211.1 *et seq.* and this Order.

IT IS FURTHER AGREED and ORDERED that, while under the terms of this Order, this Order SHALL apply to any and all future licenses issued to Respondent to practice nursing in the State of Texas.

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.

IT IS FURTHER AGREED and ORDERED that while Respondent's license(s) is/are

encumbered by this Order, Respondent may not work outside the State of Texas pursuant to a nurse licensure compact privilege without the written permission of the State of Texas and the Board of Nursing in the party state where Respondent wishes to work.

IT IS FURTHER AGREED that:

(1) RESPONDENT SHALL, within one (1) year of entry of this Order, successfully complete a course in Texas nursing jurisprudence and ethics. RESPONDENT SHALL obtain Board approval of the course prior to enrollment only if the course is not being offered by a pre-approved provider. Home study courses and video programs will not be approved. In order for the course to be approved, the target audience shall include nurses. It shall be a minimum of six (6) hours in length. The course's content shall include the Nursing Practice Act, standards of practice, documentation of care, principles of nursing ethics, confidentiality, professional boundaries, and the Board's Disciplinary Sanction Policies regarding: Sexual Misconduct; Fraud, Theft and Deception; Nurses with Substance Abuse, Misuse, Substance Dependency, or other Substance Use Disorder; and Lying and Falsification. Courses focusing on malpractice issues will not be accepted. RESPONDENT SHALL CAUSE the sponsoring institution to submit a Verification of Course Completion form, provided by the Board, to the Office of the Board to verify RESPONDENT'S successful completion of the course. This course shall be taken in addition to any other courses stipulated in this Order, if any, and in addition to any continuing education requirements the Board has for relicensure. *Board-approved courses may be found at the following Board website address:*

<http://www.bon.texas.gov/disciplinaryaction/stipscourses.html>

(2) RESPONDENT SHALL, within one (1) year of entry of this Order, successfully complete a course in medication administration. RESPONDENT SHALL obtain Board approval

of the course prior to enrollment only if the course is not being offered by a pre-approved provider. Home study courses and video programs will not be approved. In order for the course to be approved, the target audience shall include Nurses. The didactic portion of this course shall be a minimum of six (6) hours in length. The course shall contain a minimum twenty-four (24) hour clinical component which is to be provided by the same Registered Nurse who provides the didactic portion of this course. The clinical component SHALL focus on tasks of medication administration only. In order for the course to be approved, the course's content shall include: a review of proper administration procedures for all standard routes; computation of drug dosages; the five (5) rights of medication administration; factors influencing the choice of route; and possible adverse effects resulting from improper administration. The course description shall indicate goals and objectives for the course, resources to be utilized, and the methods to be used to determine successful completion of the course. RESPONDENT SHALL successfully complete both the didactic and clinical portions of the course to satisfy this stipulation. RESPONDENT SHALL CAUSE the instructor to submit a Verification of Course Completion form, provided by the Board, to the office of the Board to verify RESPONDENT'S successful completion of the course. This course shall be taken in addition to any other courses stipulated in this Order, if any, and in addition to any continuing education requirements the Board has for relicensure. *Board-approved courses may be found at the following Board website address:*  
<http://www.bon.texas.gov/disciplinaryaction/stipscourses.html>

(3) RESPONDENT SHALL, within one (1) year of entry of this Order, successfully complete a course in nursing documentation. RESPONDENT SHALL obtain Board approval of the course prior to enrollment only if the course is not being offered by a pre-approved provider. Home

study courses and video programs will not be approved. The course shall be a minimum of six (6) hours in length of classroom time. In order for the course to be approved, the target audience shall include Nurses. The course shall include content on the following: nursing standards related to accurate and complete documentation; legal guidelines for recording; methods and processes of recording; methods of alternative record-keeping; and computerized documentation. RESPONDENT SHALL cause the instructor to submit a Verification of Course Completion form, provided by the Board, to the Board's office to verify RESPONDENT'S successful completion of the course. This course shall be taken in addition to any other courses stipulated in this Order, if any, and in addition to any continuing education requirements the Board has for relicensure. *Board-approved courses may be found at the following Board website address:* <http://www.bon.texas.gov/disciplinaryaction/stipscourses.html>.

(4) RESPONDENT SHALL, within one (1) year of entry of this Order, successfully complete the course "Sharpening Critical Thinking Skills," a 3.6 contact hour online program provided by the National Council of State Boards of Nursing (NCSBN) Learning Extension. In order to receive credit for completion of this program, RESPONDENT SHALL SUBMIT the continuing education certificate of completion for this program to the Board's office, to the attention of Monitoring. This course is to be taken in addition to any continuing education requirements the Board may have for relicensure. *Board-approved courses may be found at the following Board website address:* <http://www.bon.texas.gov/disciplinaryaction/stipscourses.html>.

IT IS FURTHER AGREED, that upon full compliance with the terms of this Order, all encumbrances will be removed from RESPONDENT'S license(s) to practice nursing in the State of Texas and RESPONDENT may be eligible for nurse licensure compact privileges, if any.

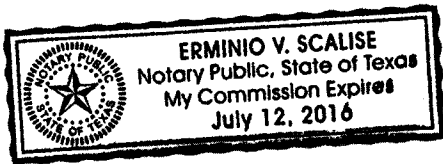
RESPONDENT'S CERTIFICATION

I understand that I have the right to legal counsel prior to signing this Agreed Order. I have reviewed this Order. I neither admit nor deny the violation(s) alleged herein. By my signature on this Order, I agree to the Findings of Fact, Conclusions of Law, Order, and any conditions of said Order, to avoid further disciplinary action in this matter. I waive judicial review of this Order. I understand that when this Order becomes final and the terms of this Order become effective, a copy will be mailed to me. I understand that if I fail to comply with all terms and conditions of this Order, I will be subject to investigation and disciplinary sanction, including revocation of my license(s) to practice nursing in the State of Texas, as a consequence of my noncompliance.

Signed this 27 day of July, 2013  
Leontina Vaduva  
LEONTINA VADUVA, Respondent

Sworn to and subscribed before me this 23<sup>RD</sup> day of JULY, 2013.

SEAL



[Signature]  
Notary Public in and for the State of TEXAS

Approved as to form and substance.  
[Signature]  
Phong P. Phan, Attorney for Respondent

Signed this 25<sup>TH</sup> day of July, 2013.

WHEREFORE, PREMISES CONSIDERED, the Executive Director, on behalf of the Texas Board of Nursing, does hereby ratify and adopt the Agreed Order that was signed on the 23<sup>rd</sup> day of July, 2013, by LEONTINA VADUVA, Registered Nurse License Number 782738, and said Order is final.

Effective this 31st day of July, 2013.



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