



Executive Director of the Board

BEFORE THE TEXAS BOARD OF NURSING

In the Matter of §
Registered Nurse License Number 747864 §
issued to PHILLIP CRAIG HALL §

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 747864, issued to PHILLIP CRAIG HALL, 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's license to practice professional nursing in the State of Texas is currently delinquent.
2. Respondent waived representation by counsel, informal proceedings, notice and hearing.
3. Respondent received a Baccalaureate Degree in Nursing from West Texas A&M University, Canyon, Texas, on August 10, 2007. Respondent was licensed to practice professional nursing in the State of Texas on October 23, 2007.
4. Respondent's nursing employment history includes:

10/07-1/08

Unknown

2/08-3/09

RN

Plum Creek Specialty Hospital
Amarillo, Texas

Respondent's professional nursing employment history continued:

3/09-5/10	RN	Northwest Texas Hospital System Amarillo, Texas
6/10	Unknown	
7/10-1/11	RN	Covenant Health System Lubbock, Texas
2/11-5/11	RN	Interim Health Care Lubbock, Texas
6/11-Present	Unknown	

5. Formal Charges were filed on January 30, 2013.
6. Formal Charges were mailed to Respondent on February 1, 2013.
7. First Amended Formal Charges were filed on July 2, 2013. A copy of the Formal Charges is attached and incorporated by reference as part of this Order.
8. First Amended Formal Charges were mailed to Respondent on July 2, 2013.
9. On September 19, 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 September 18, 2013, is attached and incorporated herein by reference as part of this Order.
10. The Board policy implementing Rule 213.29 in effect on the date of this Agreed Order provides discretion by the Executive Director for consideration of conditional reinstatement after proof of twelve (12) consecutive months of abstinence from alcohol and drugs followed by licensure limitations/stipulations and/or peer assistance program participation.
11. The Board finds that there exists serious risks to public health and safety as a result of impaired nursing care due to intemperate use of controlled substances or chemical dependency.

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(11)(B)&(13).
4. The evidence received is sufficient cause pursuant to Section 301.452(b)(3)&(10), Texas Occupations Code, to take disciplinary action against , Registered Nurse License Number 747864, heretofore issued to PHILLIP CRAIG HALL, 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 301.453(d), Texas Occupations Code, and 22 TAC §§213.26-.29, and any amendments thereof in effect at the time of the reinstatement.

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ORDER

NOW, THEREFORE, IT IS ORDERED that the voluntary surrender of , Registered Nurse License Number 747864, heretofore issued to PHILLIP CRAIG HALL, 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; and, RESPONDENT has obtained objective, verifiable proof of twelve (12) consecutive months of sobriety immediately preceding the petition.
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 19th day of September, 2013.

TEXAS BOARD OF NURSING

By:



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

In the Matter of
Permanent Registered Nurse
License Number 747864
Issued to PHILLIP CRAIG HALL,
Respondent

§ BEFORE THE TEXAS
§
§
§
§ BOARD OF NURSING

FIRST AMENDED FORMAL CHARGES

This is a disciplinary proceeding under Section 301.452(b), Texas Occupations Code. Respondent, PHILLIP CRAIG HALL, is a Registered Nurse holding License Number 747864 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 October 2, 2012, Respondent pled Guilty to "Obtaining Controlled Substance Fraud-Schedule I/II" (a 2nd Degree Felony offense committed on May 11, 2011), in the 137th District Court Lubbock County, Texas, Case No. 2012433521. As a result of the plea, Respondent's adjudication of guilt was deferred and Respondent was placed on Community Supervision for ten (10) years and ordered to pay court costs.

The above action constitutes grounds for disciplinary action in accordance with Section 301.452(b)(3)&(10), Texas Occupations Code, and is a violation of 22 TEX. ADMIN. CODE §217.12(11)(B)&(13).

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, 22 Tex. Admin. Code §§ 213.27 - 213.33 and TEX. OCC. CODE Ch. 53. 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.

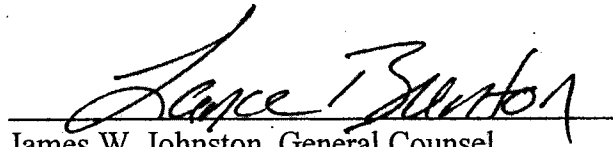
NOTICE IS GIVEN that to the extent applicable, based on the Formal Charges, the Board will rely on Adopted Disciplinary Guidelines for Criminal Conduct and on Adopted Disciplinary Sanction Policies for Nurses with Substance Abuse, Misuse, Substance Dependency, or other Substance Use

Policies for Nurses with Substance Abuse, Misuse, Substance Dependency, or other Substance Use Disorder, 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 22 day of July, 2013.

TEXAS BOARD OF NURSING



James W. Johnston, General Counsel

Board Certified - Administrative Law
Texas Board of Legal Specialization
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TEXAS BOARD OF NURSING

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18 September 2013

Lance R. Brenton

Assistant General Counsel

State Bar No. 24066924

333 Guadalupe, Tower III, Suite 460

Austin, TX 78701

Ph: (512) 305-6880

Fax: (512) 305-8101

Re: In the Matter of Permanent Certificate No. 747864

Issued to PHILLIP CRAIG HALL

SOAH Docket No. 507-13-5288

Dear Mr. Brenton,

In speaking with you today we discussed at length the possibility of my voluntarily surrendering my nursing license in this matter, as opposed to the likely outcome of revocation of said license by determination of the BON in tomorrow's scheduled hearing. I would like to exercise this right, if still applicable at this time.

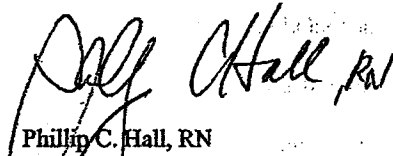
I have no prior history of criminal behavior of this nature. It was truly at the lowest time in my life and my coping mechanisms for all that I was bombarded with were ineffective, but I feel it was truly situational and not a trend for how I was raised or how I run my life normally. I used extremely poor judgment in my actions and live with my disappointment every day. A mistake of this magnitude lends itself towards an opportunity for personal growth and insight beyond the obvious and I do not take it lightly.

I will have been on deferred probation for one year in November of this year. I voluntarily surrendered my nursing license in agreement with the District Attorney. I have felt a great shame in my actions and have respectfully removed myself from the profession I love since the very beginning of the criminal investigation. I want it to be known that I feel personally obligated to have done so. I could have continued practicing and seeking employment, but instead chose to take a bit of a less traveled road in awaiting judgment and closure in the matter. I

accept full responsibility for my actions. I have undergone random drug screens throughout this time period. I have completed three months of Narcotics Anonymous meetings and have successfully complied with all requirements therein to date. I am willing to further comply with any additional recommendations the BON may have for me. I have been under the impression that should the ultimate decision to revoke my license was to happen, that my healthcare profession would be gone forever. After talking with you, I have gleaned that to not be true. I had planned on being at the hearing tomorrow to at least, illuminate my stance and respectfully request consideration of leniency and any opportunity to regain my license in the future. I would like to comply with any and all judgments to hopefully have another opportunity for fulfilling my calling in life: helping those in need.

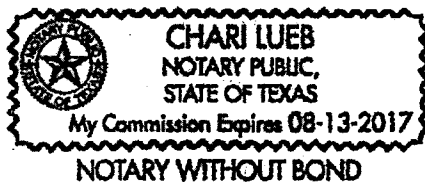
If there should be anything else that I can do to protect the future opportunity to return to the nursing profession once my obligations and penance have been served, please let me know. Thank you for your time, candor and well-versed information on the subject today. I hope this reaches you in time.

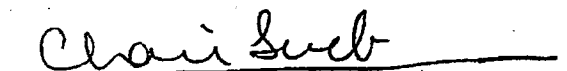
Sincerely,


Phillip C. Hall, RN
PO Box 1315
Canyon, TX 79015
(806)206-6221
karybdisboa@yahoo.com

State of Texas
County of Randall

This instrument was acknowledged before me on
September 19, 2013 by Phillip C. Hall.




Notary Public, State of Texas