



Executive Director of the Board

BEFORE THE TEXAS BOARD OF NURSING

In the Matter of	§	AGREED
Registered Nurse License Number 638065	§	
issued to STACY BROTHERS	§	ORDER

On this day the Texas Board of Nursing, hereinafter referred to as the Board, considered the matter of STACY BROTHERS, Registered Nurse License Number 638065, hereinafter referred to as Respondent.

Information received by the Board produced evidence that Respondent may be subject to discipline pursuant to Section 301.452(b)(10), Texas Occupations Code. Respondent waived representation by counsel, informal proceedings, notice and hearing, and agreed to the entry of this Order approved by Katherine A. Thomas, MN, RN, FAAN, Executive Director, on October 22, 2013.

FINDINGS OF FACT

1. Prior to the institution of Agency proceedings, notice of the matters specified below in these Findings of Fact was served on Respondent and Respondent was given an opportunity to show compliance with all requirements of the law for retention of the license(s).
2. Respondent waived representation by counsel, informal proceedings, notice and hearing, and agreed to the entry of this Order.
3. Respondent is currently licensed to practice professional nursing in the State of Texas.
4. Respondent received a Baccalaureate Degree from Texas Tech University, Lubbock, Texas, on December 1, 1996, and a Masters Degree in Nursing from Texas Tech University Health Sciences, Lubbock, Texas, on August 1, 2012. Respondent was licensed to practice professional nursing in the State of Texas on February 19, 1997.
5. Respondent's nursing employment history includes:

12/1995 - 2/2003

Surgical Coordinator/
Urology Nurse

Lubbock Urology Associates
Lubbock, Texas

Respondent's nursing employment history continued:

3/2003 - 9/2005	Certified Urology Nurse	Jorge R. Brothers, MD Lubbock, Texas
2/2003 - 12/2006	Urology Sales Representative	Abbott Laboratories Lubbock, Texas
10/2005 - Present	Executive Cardiovascular Hospital Representative	Astellas Lubbock, Texas
12/2011 - Present	Business Manager/ Co-Owner	Advanced Urology Associates Lubbock, Texas

6. At the time of the initial incident, Respondent was employed as a Business Manager/Co-Owner with Advanced Urology Associates, Lubbock, Texas, and had been in this position since December 9, 2011.
7. On or about December 2011 through February 2012, while employed with Advanced Urology Associates, Lubbock, Texas, Respondent used the initials "FNP" after her name without authorization from the Texas Board of Nursing to practice as a Family Nurse Practitioner. The business door and Respondent's business cards indicated "FNP" after Respondent's name. Respondent's conduct was likely to deceive staff members, patients and the public regarding Respondent's credentials.
8. On or about December 2011 through February 2012, while employed with Advanced Urology Associates, Lubbock, Texas, Respondent misrepresented herself as a Urology Nurse Specialist, without authorization to practice as an Advanced Practice Nurse from the Texas Board of Nursing. In addition, Respondent used the initials "MSN" after her name, however she had not completed a Masters Program in Nursing. Respondent's conduct was likely to deceive staff members, patients and the public regarding Respondent's credentials.
9. In response to Findings of Fact Numbers Seven (7) and Eight (8), Respondent states that "I take full responsibility for the issues and I do realize that spreading myself too thin has caused unfortunate mistakes. All actions have been corrected." She is a Certified Urology RN and wears a name tag that has "CURN" after her name. Respondent admits that she had business cards that had "MSN" after her name and under her name, Urology Nurse Specialist, those cards were pulled and destroyed. Respondent denies misrepresenting herself to patients as an Advanced Practice Urology Nurse.
10. Respondent submitted verification of her successful completion of the Board approved course "Sharpening Critical Thinking Skills" dated February 23, 2012 through February 23, 2012, which would have been required under 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)(H)&(6)(I).
4. The evidence received is sufficient cause pursuant to Section 301.452(b)(10), Texas Occupations Code, to take disciplinary action against Registered Nurse License Number 638065, heretofore issued to STACY BROTHERS, 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 A FINE, 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 pay a monetary fine in the amount of five hundred dollars (\$500). RESPONDENT SHALL pay this fine within 45 days of entry of this Order. Payment is to be made directly to the Texas Board of Nursing in the form of cashier's check or U.S. money order. Partial payments will not be accepted.

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 waive representation by counsel. 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 5th day of December 20 13.

[Signature]
STACY BROTHERS, Respondent

Sworn to and subscribed before me this 5th day of December, 20 13.

SEAL

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



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 5th day of December, 2013, by STACY BROTHERS, Registered Nurse License Number 638065, and said Order is final.

Effective this 16th day of December, 2013.

A handwritten signature in black ink, appearing to read "Katherine A. Thomas".

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