

IN THE MATTER OF  
PERMANENT VOCATIONAL NURSE  
LICENSE NUMBER 163361  
ISSUED TO  
CRYSTAL DAWN WOMACK,  
a/k/a CRYSTAL DAWN DONATO

§  
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§  
§  
§  
§

BEFORE THE TEXAS  
BOARD OF NURSING  
ELIGIBILITY AND  
DISCIPLINARY COMMITTEE



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.  
*Patricia Thomas*  
Executive Director of the Board

**ORDER OF THE BOARD**

TO: CRYSTAL DAWN WOMACK  
7648 VILLAGE TRAIL DRIVE  
DALLAS, TX 75254

During open meeting held in Austin, Texas, on , Wednesday, November 12, 2014, 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 163361, previously issued to CRYSTAL DAWN WOMACK, 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.


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Entered this 12th day of November, 2014.

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TEXAS BOARD OF NURSING

BY:

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

Attachment: Formal Charge filed August 19, 2014.

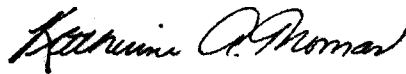
Re: Permanent Vocational Nurse License Number 163361  
Issued to CRYSTAL DAWN WOMACK  
DEFAULT ORDER - REVOKE

CERTIFICATE OF SERVICE

I hereby certify that on the 12 day of November, 2014, 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

CRYSTAL DAWN WOMACK  
7648 VILLAGE TRAIL DRIVE  
DALLAS, TX 75254



BY:

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

In the Matter of	§	BEFORE THE TEXAS
Permanent Vocational Nurse	§	
License Number 163361	§	
Issued to CRYSTAL DAWN WOMACK,	§	
a/k/a CRYSTAL DAWN DONATO	§	
Respondent	§	BOARD OF NURSING

**FORMAL CHARGES**

This is a disciplinary proceeding under Section 301.452(b), Texas Occupations Code. Respondent, CRYSTAL DAWN WOMACK, a/k/a CRYSTAL DAWN DONATO, is a Vocational Nurse holding License Number 163361, which is in current 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 March 7, 1998, Respondent was arrested by the Tom Green County Sheriff's Office, San Angelo, Texas, and was subsequently charged under, Cause No. 98-00961L2 with DRIVING WHILE INTOXICATED, a Class B misdemeanor offense. On or about July 28, 1998, Respondent entered into an agreement in the County Court of Tom Green County, Texas, under Cause No. 98-00961L2, to participate in the Pre-trial Intervention Program of Tom Green County for a period of one (1) year.

The above action constitutes grounds for disciplinary action in accordance with TEX. REV. CIV. STAT. ART. 4528c, sec 10a(9)(eff. 9/1/1997), and is a violation of 22 TEX. ADMIN. CODE §239.11(29)(A)(iii)(eff. 3/1/1998)

**CHARGE II.**

On or about May 2, 2001, Respondent entered a plea of Nolo Contendere and was convicted of DRIVING WHILE INTOXICATED, a Class B misdemeanor offense committed on September 3, 2000, in the County Criminal Court at Law No. 2 of Denton County, Texas, under Cause No. CR200007874B. As a result of the conviction, Respondent was sentenced to confinement in the Denton County Jail for a period of ninety (90) 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.

The above action constitutes grounds for disciplinary action in accordance with Section 302.402(a)(10)(eff. 9/1/1999), Texas Occupations Code, and is a violation of 22 TEX. ADMIN. CODE §239.11(29)(A)(iv)(eff. 9/1/1999).

### CHARGE III.

On or about April 22, 2003, Respondent entered a plea of Guilty and was convicted of DRIVING WHILE INTOXICATED 2nd, a Class A misdemeanor offense committed on December 28, 2002, in the County Court at Law No. 2 of Lubbock County, Texas, under Cause No. 2003483396. As result of the conviction, Respondent was sentenced to confinement in the Denton County Jail for a period of two hundred seventy (270) days; however, imposition of the sentence of confinement was suspended, and Respondent was placed on probation for a period of twenty-four (24) months, and ordered to pay a fine and court costs.

The above action constitutes grounds for disciplinary action in accordance with Section 302.402(b)(10)(eff. 9/1/2001), Texas Occupations Code, and is a violation 22 TEX. ADMIN. CODE §239.11(29)(A)(eff. 9/1/2001).

### CHARGE IV.

On or about July 29, 2004, Respondent submitted a Texas Online Renewal Document for Licensed Vocational Nurse to the Board of Nurse Examiners for the State of Texas in which she answered "No" to the question:

"Were you convicted of a misdemeanor other than a minor traffic violation since your last renewal?"

~~Respondent failed to disclose that on or about April 22, 2003, Respondent entered a plea of Guilty and was convicted of DRIVING WHILE INTOXICATED 2nd, a Class A misdemeanor offense committed on December 28, 2002, in the County Court at Law No. 2 of Lubbock County, Texas, under Cause No. 2003483396. As result of the conviction, Respondent was sentenced to confinement in the Denton County Jail for a period of two hundred seventy (270) days; however, imposition of the sentence of confinement was suspended, and Respondent was placed on probation for a period of twenty-four (24) months, and ordered to pay a fine and court costs.~~

~~The above action constitutes grounds for disciplinary action in accordance with Section 301.452(b)(2)&(10)(eff. 2/1/2004 through 9/28/2004), Texas Occupations Code, and is a violation 22 TEX. ADMIN. CODE §239.11(29)(A)(iv)(eff. 2/1/2004).~~

### CHARGE V.

~~On or about November 14, 2006, you entered a plea of Nolo Contendere and was convicted of DRIVING WHILE INTOXICATED 1st, a Class A misdemeanor offense committed on March 19, 2006, in the County Criminal Court at Law No. 2 of Denton County, Texas, under Cause No. 2006-03327-D. As a result of the conviction, Respondent was sentenced to confinement in the Denton County Jail for a period of one hundred forty (140) days; however, imposition of the sentence of confinement was suspended, and Respondent was placed on probation for a period of eighteen (18) months, and ordered to pay~~

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

## CHARGE VI.

On or about March 7, 2011, Respondent submitted an Application for Six Month Temporary Permit to complete Refresher Course, Extensive orientation, or Nursing program of Study in Vocational Nursing and on or about April 20, 2011, Respondent submitted a Texas Online Renewal Document Licensed Vocational Nurse to the Texas Board of Nursing in which she provided false, deceptive, and/or misleading information, in that she answered "No" to the question:

"Have you, within the past 24 months or since your last renewal, for any criminal offense, including those pending appeal:

- 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 judgment/punishment/action?"

Respondent failed to disclose that on or about November 14, 2006, Respondent entered a plea of ~~Nolo Contendere~~ and was convicted of ~~DRIVING WHILE INTOXICATED~~ 1st, a Class A misdemeanor offense committed on March 19, 2006, in the County Criminal Court at Law No. 2 of Denton County, Texas, under Cause No. 2006-03327-D. As a result of the conviction, Respondent was sentenced to confinement in the Denton County Jail for a period of one hundred forty (140) days; however, imposition of the sentence of confinement was suspended, and Respondent was placed on probation for a period of eighteen (18) months, and ordered to pay

The above action constitutes grounds for disciplinary action in accordance with Section 301.452(b)(2)&(10), Texas Occupations Code, and is a violation of 22 TEX. ADMIN. CODE §217.12(6)(I)&(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. 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).

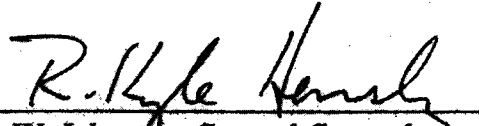
NOTICE IS GIVEN that all statutes and rules cited in these Charges are incorporated as part of this pleading and can be found at the Board's website, [www.bon.texas.gov](http://www.bon.texas.gov).

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 Disorder, for Lying and Falsification, which can be found at the Board's website, [www.bon.texas.gov](http://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](http://www.bon.texas.gov/disciplinaryaction/discp-matrix.html).

Filed this 19<sup>th</sup> day of August, 2014.

TEXAS BOARD OF NURSING



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Texas Board of Legal Specialization~~

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