



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

BEFORE THE TEXAS BOARD OF NURSING

In the Matter of
Vocational Nurse License Number 206951
issued to FLORINE FONTAINE

§
§
§

ORDER OF THE BOARD

On this day, the Texas Board of Nursing, hereinafter referred to as the Board, accepted the voluntary surrender of Vocational Nurse License Number 206951, issued to FLORINE FONTAINE, hereinafter referred to as Respondent. This action was taken in accordance with Section 301.453(c), Texas Occupations Code.

Respondent waived representation by counsel, 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 vocational nursing in the State of Texas.
2. Respondent waived representation by counsel, informal proceedings, notice and hearing.
3. Respondent received a Certificate in Nursing from Newark Manpower Training Skill Center, Newark, New Jersey, on March 29, 1973. Respondent was licensed to practice vocational nursing in the State of Texas on October 17, 2006.
4. Respondent's nursing employment history includes:

1973 - 1987		Unknown
1988 - 2001	Charge Nurse	North Jersey Development Ctr. Totowa, New Jersey

Respondent's nursing employment history continued:

2002 - 2004		Unknown
2005 - 2006	Staff Nurse	Mid Point Medical Services East Orange Methadone Clinic East Orange, New Jersey
10/2005 - 7/2006	Staff Nurse	Gates Manor Montclair, New Jersey
5/2007 - 11/2007	Staff Nurse	Park Manor Houston, Texas
12/2007 - 1/2008		Unknown
2/2008 - 5/2009		Not employed in nursing
6/2009 - 1/2010	Treatment Nurse	West Janisch Health Care Houston, Texas
2/2010 - 3/2010	Agency Nurse	Epic Medical Staffing Houston, Texas
3/2010 - 3/2011	Home Health Nurse	Private Home Care Spring, Texas
3/2011 - 2/2012	Home Health Nurse	We Care Kids Care The Woodlands, Texas
3/2012 - Present	Home Health Nurse	Home Health Services of Houston Houston, Texas

6. At the time of the incident in Finding of Fact Number Seven (7), Respondent was employed as a Home Health Nurse with Home Health Services of Houston, Houston, Texas, and had been in that position for one (1) year and seven (7) months.
7. On or about October 14, 2013, October 26, 2013, and October 28, 2013, while employed with Home Health Services of Houston, Houston, Texas, Respondent failed to maintain the professional boundaries of the nurse/client relationship when she went to the home of Patient J.M. while off duty and accompanied said patient to the Emergency Room as a family friend. Respondent's conduct unnecessarily exposed the patient to risk of harm and/or delayed

distress for the patient, which may not be recognized or felt by the patient until harmful consequences occur.

8. On March 16, 2015, 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 March 16, 2015, 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 §217.11(1)(A)&(1)(J).
4. The evidence received is sufficient cause pursuant to Section 301.452(b)(13), Texas Occupations Code, to take disciplinary action against Vocational Nurse License Number 206951, heretofore issued to FLORINE FONTAINE, 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

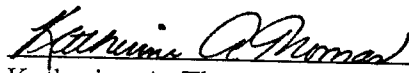
NOW, THEREFORE, IT IS ORDERED that the voluntary surrender of Vocational Nurse License Number 206951, heretofore issued to FLORINE FONTAINE, to practice nursing in the State of Texas, is/are accepted by the Executive Director on behalf of the Texas Board of Nursing. In connection with this acceptance, the Board imposes the following conditions:

1. RESPONDENT SHALL NOT practice vocational nursing, use the title of "vocational nurse" or the abbreviation "LVN" or wear any insignia identifying herself as a vocational nurse or use any designation which, directly or indirectly, would lead any person to believe that RESPONDENT is a/an vocational nurse during the period in which the license/s is/are 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 16th day of March, 2015.

TEXAS BOARD OF NURSING

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

Florine Fontaine
555 Butterfield RD. #213
Houston, Texas 77090
281-736-4722
F7_Fontaine@yahoo.com

March 16, 2015

Ms. Tonya Harry
Investigator
Texas Board of Nursing
333 Guadalupe Street
Austin, Texas 78701

Dear Ms. Harry:

I have been trying to reach you since March 05, 2015 by leaving several voice messages concerning the Corrective Action recommendations letter, that I received from the Texas Board of Nursing on March 05, 2015.

After hearing from you yesterday, March 10, 2015, we discussed the Corrective Action recommendations by the Texas Board of Nursing. At that time, I informed you that I'm presently retired and have been working as a Licensed Vocational Nurse here in Houston, Texas. Also that I will be relocating in the very near future.

You informed me at that time via our phone conversation that in lieu of this, that it is necessary that I voluntarily surrender my Texas nursing license as a Licensed Vocational Nurse in writing and have the letter Notarized.

In lieu of this, I'm Voluntarily Surrendering my Texas Nursing license as a Licensed Vocational Nurse. License Number 206951.

Respectfully yours,
Florine Fontaine



Acknowledgment by Individual

State of Texas County of Harris

On this 16 day of March, 20 15 before me, Cristobal Rodriguez
Name of Notary Public

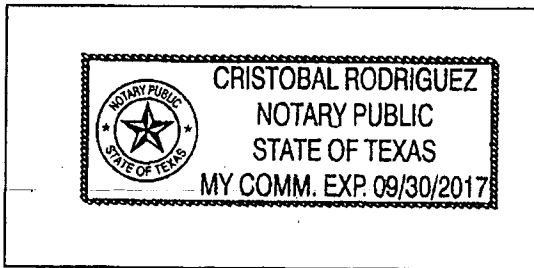
the undersigned Notary Public, personally appeared
Florine Fontaine

Name of Signer(s)

- Proved to me on the oath of _____
- Personally known to me
- Proved to me on the basis of satisfactory evidence Texas Driver License
(Description of ID)

to be the person(s) whose name(s) is/are subscribed to the within instrument, and acknowledged that he/she/they executed it.

WITNESS my hand and official seal.



Notary Seal

Cristobal Rodriguez
(Signature of Notary Public)

My commission expires 09/30/2017

Optional: A thumbprint is only needed if state statutes require a thumbprint.

Right Thumbprint of Signer
Top of thumb here

Description of Attached Document

Type or Title of Document
The Board of Nursing

Document Date
3.16.15

Number of Pages
1

Signer(s) Other Than Named Above
Florine Fontaine



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