

IN THE MATTER OF PERMANENT
PERMANENT VOCATIONAL NURSE
LICENSE NUMBER 189578
ISSUED TO TRANEKA YVETTE YOUMAN,
RESPONDENT

§ 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: TRANEKA YVETTE YOUMAN
~~2911 SHILOH RD. #74~~
TYLER, TX 75703

During open meeting held in Austin, Texas, on **September 8, 2015**, 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~~
189578, previously issued to TRANEKA YVETTE YOUMAN, 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.

Entered this 8th day of September, 2015.

TEXAS BOARD OF NURSING



BY:

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

Attachment: Formal Charge filed June 25, 2015.

d17r(2014.12.05)

RE: Permanent Vocational Nurse License Number 189578
Issued to TRANEKA YVETTE YOUMAN
DEFAULT ORDER - REVOKE

CERTIFICATE OF SERVICE

I hereby certify that on the 11th day of September, 2015, 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

TRANEKA YVETTE YOUMAN
2911 SHILOH RD. #74
TYLER, TX 75703

Via USPS First Class Mail

TRANEKA YVETTE YOUMAN
11501 State Highway 115 South
Big Sandy, Texas 75755

TRANEKA YVETTE YOUMAN
PO Box 1056
Tyler, Texas 75710-1056

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 189578 §
Issued to TRANEKA YVETTE YOUMAN, §
Respondent § BOARD OF NURSING

FORMAL CHARGES

This is a disciplinary proceeding under Section 301.452(b), Texas Occupations Code. Respondent, TRANEKA YVETTE YOUMAN, is a Vocational Nurse holding License Number 189578, 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 November 19, 2009, Respondent entered a plea of Guilty to the reduced offense of THEFT, a Class C misdemeanor offense committed on or about February 26, 2009, in the County Court at Law No. 3, Smith County, Texas, under Cause No. 003-83384-09. As a result of the plea, the proceedings against Respondent were deferred, without entering an adjudication of guilt, and she was placed on probation for a period of ninety (90) days and ordered to pay a fine and 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(13).

CHARGE II.

On or about October 15, 2010, Respondent was arrested by the Smith County Sheriff's Office, Tyler, Texas, for THEFT OF PROPERTY >=\$20 <\$500 BY CHECK, a Class B misdemeanor offense.

On or about September 16, 2010, Respondent entered a plea of Guilty and was convicted of THEFT OF PROPERTY >=\$20<\$500 BY CHECK, a Class B misdemeanor offense committed on or about March 8, 2010, in the County Court at Law No. 3, Smith County, Texas, under Cause No. 003-82693-10. As a result of the conviction, Respondent was sentenced to confinement in the Smith County Jail, Smith County, Texas, for a period of one (1) day and ordered to pay a fine and 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(13).

CHARGE III.

On or about May 9, 2013, Respondent entered a plea of Guilty and was convicted of THEFT PROP >=\$20<\$500 BY CHECK, a Class B misdemeanor offense committed on or about March 26, 2011, in the County Court at Law No. 3, Smith County, Texas, under Cause No. 003-83298-11. As a result of the conviction, Respondent sentenced to confinement in the Smith County Jail, Smith County, Texas, for a period of one hundred and eighty (180) days.

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(13).

CHARGE IV.

On or about January 18, 2012, Respondent was arrested by the Tyler Police Department, Tyler, Texas, for THEFT OF PROPERTY >=\$500 <\$1500, a Class A misdemeanor offense.

On or about May 9, 2013, Respondent entered a plea of Guilty and was convicted of THEFT OF PROPERTY >=\$500<=\$1500, Class A misdemeanor offense committed on or about January 18, 2012, in the County Court at Law No. 3, Smith County, Texas, under Cause No. 003-80674-12. As a result of the conviction, Respondent was sentenced to confinement in the Smith County Jail, Smith County, Texas, for a period of one (1) year and ordered to pay a fine and 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(13).

CHARGE V.

On or about June 11, 2012, Respondent arrested by the Tyler Police Department, Tyler, Texas, for POSSESSION OF A CONTROLLED SUBSTANCE PG 1 < 1 GRAM, a State Jail Felony offense, and THEFT OF PROPERTY >=\$20 <\$500 BY CHECK, a Class B misdemeanor offense.

On or about May 28, 2013, Respondent entered a plea to POSSESSION OF A CONTROLLED SUBSTANCE PG 1 < 1 GRAM, a State Jail felony offense committed on or about June 11, 2012, in the 114th District Court of Smith County, Texas, under Cause No. 114-0313-13. As a result of the plea, the proceedings against Respondent were deferred, without entering an adjudication of guilt, and she was placed on probation for a period of five (5) years and ordered to pay a fine and 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).

CHARGE VI.

On or about June 14, 2012, Respondent was arrested by the Tyler Police Department, Tyler, Texas, for THEFT OF PROPERTY \geq \$500 $<$ \$1500, a Class A misdemeanor offense.

On or about May 9, 2013, Respondent entered a plea of Guilty and was convicted of THEFT OF PROPERTY \geq \$500 $<$ \$1500, a Class A misdemeanor offense committed on or about June 14, 2012, in the County Court at Law No. 3, Smith County, Texas, under Cause No. 003-82302-12. As a result of the conviction, she was sentenced to confinement in the Smith County Jail, Smith County, Texas, for a period of one (1) year and ordered to pay a fine and 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(13).

CHARGE VII.

On or about June 19, 2012, Respondent was arrested by the Tyler Police Department, Tyler, Texas, for THEFT OF PROPERTY \geq \$50 $<$ \$500, a Class B misdemeanor offense.

On or about May 9, 2013, Respondent entered a plea of Guilty and was convicted of THEFT OF PROPERTY \geq \$50 $<$ \$500, a Class B misdemeanor offense committed on or about June 19, 2012, in the County Court at Law No. 3, Smith County, Texas, under Cause No. 003-82314-12. As a result of the conviction, Respondent was sentenced to confinement in the Smith County Jail, Smith County, Texas, for a period of one hundred eighty (180) days and ordered to pay a fine and 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(13).

CHARGE VIII.

On or about June 26, 2012, Respondent was arrested by the Tyler Police Department, Tyler, Texas, for THEFT OF PROPERTY \geq \$50 $<$ \$500, a Class B misdemeanor offense.

On or about May 9, 2013, Respondent entered a plea of Guilty and were convicted of THEFT OF PROPERTY \geq \$50 $<$ \$500, a Class B misdemeanor offense committed on or about June 26, 2012, in the County Court at Law No. 3, Smith County, Texas, under Cause No. 003-82660-12. As a result of the conviction, she was sentenced to confinement in the Smith County Jail, Smith County, Texas, for a period of one hundred eighty (180) days and ordered to pay a fine and 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(13).

CHARGE IX.

On or about January 22, 2013, Respondent arrested by the Tyler Police Department, Tyler, Texas, for THEFT OF PROPERTY \geq \$500 $<$ \$1500, a Class A misdemeanor offense, CRIMINAL TRESPASS, a Class B misdemeanor offense, and FAIL TO IDENTIFY FUGITIVE INTENT TO GIVE FALSE INFORMATION, a Class A misdemeanor offense.

On or about May 9, 2013, Respondent entered a plea of Guilty and was convicted of THEFT OF PROPERTY \geq \$500 $<$ \$1500, a Class A misdemeanor offense committed on or about January 22, 2013, in the County Court at Law No. 3, Smith County, Texas, under Cause No. 003-80806-13. As a result of the conviction, she was sentenced to confinement in the Smith County Jail, Smith County, Texas, for a period of one (1) year and ordered to pay a fine and court costs.

On or about May 9, 2013, Respondent entered a plea of Guilty and was convicted of CRIMINAL TRESPASS, a Class B misdemeanor offense committed on or about January 22, 2013, in the County Court at Law No. 3, Smith County, Texas, under Cause No. 003-80805-13. As a result of the conviction, she was sentenced to confinement in the Smith County Jail, Smith County, Texas, for a period of one hundred eighty (180) days and ordered to pay a fine and court costs.

On or about May 9, 2013, Respondent entered a plea of Guilty and was convicted of FAIL TO IDENTIFY FUGITIVE INTENT TO GIVE FALSE INFORMATION, a Class A misdemeanor offense committed on or about January 22, 2013, in the County Court at Law No. 3, Smith County, Texas, under Cause No. 003-80936-13. As a result of the conviction, she was sentenced to confinement in the Smith County Jail, Smith County, Texas, for a period of one (1) year and ordered to pay a fine and 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(13).

CHARGE X.

On or about May 9, 2013, Respondent entered a plea of Guilty and was convicted of THEFT OF PROPERTY \geq \$50 $<$ \$500, a Class B misdemeanor offense committed on or about November 15, 2012, in the County Court at Law No. 3, Smith County, Texas, under Cause No. 003-81574-13. As a result of the conviction, she was sentenced to confinement in the Smith County Jail, Smith County, Texas, for a period of one hundred eighty (180) days and ordered to pay a fine and 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(13).

CHARGE XI.

On or about February 21, 2014, you were arrested by the Tyler Police Department, Tyler, Texas, for THEFT OF PROPERTY <\$1500 2/MORE PREVIOUS CONVICTION, a State Jail felony offense, and CRIMINAL TRESPASS, a Class B misdemeanor offense.

On or about April 28, 2014, Respondent entered a plea of Guilty and was convicted of CRIMINAL TRESSPASS, a Class B misdemeanor offense committed on or about February 21, 2014, in the County Court at Law, Smith County, Texas, under Cause No. 001-81000-14. As a result of the conviction, she was sentenced to confinement in the Smith County Jail, Smith County, Texas, for a period of one hundred (100) with credit for time served.

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(13).

CHARGE XII.

On or about May 22, 2013, you failed to repay your Texas Guaranteed Student Loan, as provided in Section 57.491 of the Texas Education Code. Respondent's failure to repay her Texas Guaranteed Student Loan may have deprived other applicants of funds for nursing school loans.

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(7).

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).

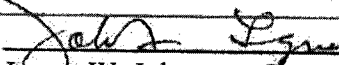
NOTICE IS GIVEN that all statutes and rules cited in these Charges are incorporated as part of this pleading and can be found at the Board's website, www.bon.texas.gov.

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 Disorder, for Lying and Falsification, 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 25th day of June, 2015.

TEXAS BOARD OF NURSING


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D(2015.02.24)