



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 A. Thomas
Executive Director of the Board

BEFORE THE TEXAS BOARD OF NURSING

In the Matter of §
Registered Nurse License Number 588656 §
& Vocational Nurse License Number 101854 §
issued to TRACY LEA WALSTON §
aka TRACY LEA CASIMIRO §

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 588656, and Vocational Nurse License Number 101854, issued to TRACY LEA WALSTON, aka TRACY LEA CASIMIRO, 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's license to practice vocational nursing in the State of Texas is currently in inactive status. Respondent is currently licensed to practice professional nursing in the State of Texas.
2. Respondent waived representation by counsel, informal proceedings, notice and hearing.
3. Respondent received Certificate in Vocational Nursing from Bryan Public School of Vocational Nursing, Bryan, Texas, on August 26, 1983, and received an Associate Degree in Nursing from Austin Community College, Austin, Texas, on August 15, 1992. Respondent was licensed to practice vocational nursing in the State of Texas on November 30, 1983, and was licensed to practice professional nursing in the State of Texas on March 23, 1993.

4. Respondent's nursing employment history includes:

1983 - 1992	LVN	Regency Village Care Center Austin, Texas
1986 - 1989	LVN	Austin Regional Clinic Austin, Texas
1990 - 1991	Unknown	
1992 - 2000	LVN/RN	St. David's Medical Center Austin, Texas
2000 - 11/12	RN	Seton Healthcare Family University Medical Center at Brackenridge Austin, Texas
12/12 - present	Unknown	

5. On November 12, 2014, Respondent's licenses to practice vocational and professional nursing in the State of Texas were Suspended, with the suspension stayed and Respondent was placed on Probation for a period of two (2) years. A copy of the Finding of Fact, Conclusions of Law and Agreed Order dated November 12, 2014, is attached and incorporated herein by reference as part of this Order.
6. On January 7, 2016, the Board received a notarized statement from Respondent voluntarily surrendering the right to practice nursing in Texas in lieu of complying with the Agreed Order issued to her on November 12, 2014. A copy of Respondent's notarized statement, dated January 6, 2016, 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 §217.12(11)(B).

4. The evidence received is sufficient cause pursuant to Section 301.452(b)(1) and (10), Texas Occupations Code, to take disciplinary action against Registered Nurse License Number 588656, and Vocational Nurse License Number 101854, heretofore issued to TRACY LEA WALSTON, 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 588656, and Vocational Nurse License Number 101854, heretofore issued to TRACY LEA WALSTON, aka TRACY LEA CASIMIRO, 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 or professional nursing, use the title of vocational or registered nurse or the abbreviation LVN or RN or wear any insignia identifying herself as a vocational or professional nurse or use any designation which, directly or indirectly, would lead any person to believe that RESPONDENT is a/an vocational or registered 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 7th day of January, 2016.

TEXAS BOARD OF NURSING



By:

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

TRACY LEA WILLIAMS
WALST
589 PINE CANYON
SMITHVILLE, TEXAS
78
6 JANUARY, 2016

TEXAS BOARD OF NURSING
333 GUADALUPE STREET, STG. 3-460
AUSTIN, TEXAS 78701

I, TRACY LEA WILLIAMS, SSN # 456-02-4048,
VOLUNTARILY SURRENDER TEXAS RN LICENSE # 588656
WHICH IS REGISTERED UNDER MY MARRIED NAME
TRACY LEA WALSTON.

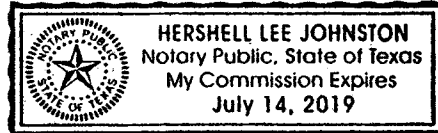
SIGNED,
Tracy Lea (Williams) Walston
6 JANUARY, 2016

RECEIVED

STATE OF Texas
COUNTY OF Caldwell

Sworn to (or affirmed) and subscribed before me
this 6 day of Jan, 2016, by

[Signature] Notary Name HERSHELL JOHNSTON
My Commission Expires on July 14, 2019





accurate, and true copy of the document which is on file or is of record in the offices of the Texas Board of Nursing.
Katherine A. Thomas
Executive Director of the Board

BEFORE THE TEXAS BOARD OF NURSING

In the Matter of	§	AGREED
Registered Nurse License Number 588656	§	
& Vocational Nurse License Number 101854	§	
issued to TRACY LEA WALSTON	§	ORDER
AKA: TRACY LEA CASIMIRO	§	

On this day the Texas Board of Nursing, hereinafter referred to as the Board, considered the matter of TRACY LEA WALSTON, Registered Nurse License Number 588656 and Vocational Nurse License Number 101854, 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)&(13), Texas Occupations Code. Respondent waived notice and hearing and agreed to the entry of this Order approved by Katherine A. Thomas, MN, RN, FAAN, Executive Director, on September 12, 2014.

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 notice and hearing, and agreed to the entry of this Order.
3. Respondent's license to practice as a vocational nurse in the State of Texas is in inactive status. Respondent's license to practice as a professional nurse in the State of Texas is in current status.
4. Respondent received a Certificate in Vocational Nursing from Bryan Public School of Vocational Nursing, Bryan, Texas, on August 26, 1983, and an Associate Degree in Nursing from Austin Community College, Austin, Texas, on August 15, 1992. Respondent was licensed to practice vocational nursing in the State of Texas on November 30, 1983, and licensed to practice professional nursing in the State of Texas on March 23, 1993.
5. Respondent's nursing employment history includes:

1983 - 1992	LVN	Regency Village Care Center Austin, Texas
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Respondent's nursing employment history continued:

1986 - 1989	LVN	Austin Regional Clinic Austin, Texas
1992 - 2000	LVN/RN	St. David's Medical Center Austin, Texas
2000 - 11/12	Staff Nurse/RN	Seton Healthcare Family University Medical Center at Brackenridge Austin, Texas
12/12 - Present	Unknown	

6. On September 18, 1990, Respondent's license to practice vocational nursing was Suspended with the suspension stayed and placed on Probation for three (3) years by the Board of Vocational Nurse Examiners for the State of Texas. A copy of the Complaint and Agreed Board Order dated September 18, 1990, is attached and incorporated by reference as part of this Order.
7. At the time of the incidents, Respondent was employed as a Staff Nurse with Seton Healthcare Family, Austin, Texas, and assigned to University Medical Center at Brackenridge, Austin, Texas, and had been in that position for twelve (12) years.
8. On or about October 30, 2012, while employed with Seton Healthcare Family, Austin, Texas, and assigned to University Medical Center at Brackenridge, Austin, Texas, Respondent failed to timely assess and evaluate the status of Patient Medical Record Number 329299 upon assuming care of the patient and after she was notified that the patient was off the telemetry monitor. Respondent waited one and a half (1½) hours prior to entering the patient's room at which time she found the patient on the floor with a pool of blood under her head. Respondent's conduct exposed the patient unnecessarily to a risk of harm from complications due to undiagnosed and, consequently a delay of treatment of her injuries.
9. On or about October 30, 2012, while employed with Seton Healthcare Family, Austin, Texas, and assigned to University Medical Center at Brackenridge, Austin, Texas, Respondent failed to implement fall risk measures, including functioning bed alarm for Patient Medical Record Number 329299 who had a fall risk armband. Respondent found the patient on the floor with a pool of blood around her head. The patient suffered a laceration and hematoma. Respondent's conduct exposed the patient unnecessarily to a risk of harm from medical complication due to injuries sustained when she fell out of the bed.
10. On or about October 30, 2012, while employed with Seton Healthcare Family, Austin, Texas, and assigned to University Medical Center at Brackenridge, Austin, Texas, Respondent withdrew Toradol 50mg and Norco 5mg for Patient Medical Record Number 329299 prior to performing an assessment of the patient's pain. After finding the patient on the floor at

0105, Respondent failed to follow the policy and procedure for the wastage of the medications, instead she falsely documented that she administered the medications at 0058. Respondent's conduct resulted in an inaccurate medical record which was likely to deceive subsequent care givers who relied on the information while providing care to the patient.

11. On or about October 30, 2012, while employed with Seton Healthcare Family, Austin, Texas, and assigned to University Medical Center at Brackenridge, Austin, Texas, Respondent made an inappropriate comment when questioned about the fall sustained by Patient Medical Record Number 329299. Respondent was in the patient's room with the patient present and stated that she was "busy with all her salvageable patients." Respondent's conduct was likely to injure the patient in that it exposed the patient unnecessarily to a risk of experiencing emotional and/or psychological harm.
12. In response to Findings of Fact Numbers Seven (7) through Ten (10), Respondent admits to the allegations and states that she was called in to work the 11-7 Shift. She was performing her admission assessment for one of her new admits when she got a call from the monitor tech. Since she did not respond immediately she forgot about the monitor tech's call. At around 0050, she went to see the patient, she had withdrawn Toradol and Norco for the patient fully intending to return the unused drug and administer the one needed after her assessment. She found the patient on the floor at the foot of the bed on her back with blood all around her head. After the patient was taken to radiology she started to clean the room then realized the medications were not there. She searched the trash and dirty linens and then got scared that someone would think she took them. Instead of admitting what she had done, she documented the medication as given. When the patient returned to the room the nursing supervisor asked how the incident happened. She told her that she "was busy with all my more salvageable patients." When she prioritizes her patients for nursing care she mentally assigns them positions from the most salvageable to least salvageable.

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)(B),(1)(C),(1)(D),(1)(M),(1)(P)&(3)(A) and 22 TEX. ADMIN. CODE §217.12(1)(A),(1)(B),(1)(C),(4)&(6)(A).
4. The evidence received is sufficient cause pursuant to Section 301.452(b)(10)&(13), Texas Occupations Code, to take disciplinary action against Registered Nurse License Number 588656 and Vocational Nurse License Number 101854, heretofore issued to TRACY LEA WALSTON, including revocation of Respondent's license(s) to practice nursing in the State of Texas.

TERMS OF ORDER

I. SANCTION AND APPLICABILITY

IT IS THEREFORE AGREED and ORDERED, subject to ratification by the Texas Board of Nursing, that Registered Nurse License Number 588656 and Vocational Nurse License Number 101854, previously issued to TRACY LEA WALSTON, to practice nursing in Texas are hereby **SUSPENDED** with the suspension **STAYED** and Respondent is hereby placed on **PROBATION**, in accordance with the terms of this Order, for a minimum of two (2) years **AND** until Respondent fulfills the requirements of this Order.

- A. This Order **SHALL** apply to any and all future licenses issued to Respondent to practice nursing in the State of Texas.
- B. This Order **SHALL** be applicable to Respondent's nurse licensure compact privileges, if any, to practice nursing in the State of Texas.
- C. Respondent may not work outside the State of Texas in another nurse licensure compact party state without first obtaining the written permission of the Texas Board of Nursing and the Board of Nursing in the nurse licensure compact party state where Respondent wishes to work.

II. COMPLIANCE WITH LAW

While under the terms of this Order, **RESPONDENT** agrees to 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.

III. REMEDIAL EDUCATION COURSE(S)

In addition to any continuing education requirements the Board may require for licensure renewal, **RESPONDENT SHALL** successfully complete the following remedial education course(s) **within one (1) year of entry of this Order, unless otherwise specifically indicated:**

- A. A course in Texas nursing jurisprudence and ethics that 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. Home study courses and video programs will not be approved.
- C. A course in physical assessment with a didactic portion of not less than six (6) hours and a clinical component of not less than twenty-four (24) hours. Both the didactic and clinical components must be provided by the same Registered Nurse. The course's content shall include physical assessment of all body systems. The clinical component SHALL include physical assessment of live patients in a clinical setting; Performing assessments on mock patients or mannequins WILL NOT be accepted. The course description shall indicate goals and objectives for the course, resources to be utilized, and the methods to be used to determine successful completion of the course. Successful completion of this course requires RESPONDENT to successfully complete both the didactic and clinical portions of the course.
- D. A course in nursing documentation that shall be a minimum of six (6) hours in length. The course's content shall include: nursing standards related to accurate and complete documentation; legal guidelines for recording; methods and processes of recording; methods of alternative record-keeping; and computerized documentation. Home study courses and video programs will not be approved.
- E. The course "Sharpening Critical Thinking Skills," a 3.6 contact hour online program provided by the National Council of State Boards of Nursing (NCSBN) Learning Extension.

In order to receive credit for completion of this/these course(s), RESPONDENT SHALL CAUSE the instructor to submit a Verification of Course Completion form or SHALL submit the continuing education certificate, as applicable, to the attention of Monitoring at the Board's office. RESPONDENT SHALL first obtain Board approval of any course prior to enrollment if the course is not being offered by a pre-approved provider. *Information about Board-approved courses and Verification of Course Completion forms are available from the Board at www.bon.texas.gov/compliance.*

I. EMPLOYMENT REQUIREMENTS

In order to complete the terms of this Order, RESPONDENT must work as a nurse, providing direct patient care in a licensed healthcare setting, for a minimum of sixty-four (64) hours

per month for eight (8) quarterly periods [two (2) years] of employment. This requirement will not be satisfied until eight (8) quarterly periods of employment as a nurse have elapsed. Any quarterly period without continuous employment with the same employer for all three (3) months will not count towards completion of this requirement. Periods of unemployment or of employment that do not require the use of a registered nurse (RN) or a vocational nurse (LVN) license, as appropriate, will not apply to this period and will not count towards completion of this requirement.

- A. **Notifying Present and Future Employers:** RESPONDENT SHALL notify each present employer in nursing and present each with a complete copy of this of this Order, including all attachments, if any, within five (5) days of receipt of this Order. While under the terms of this Order, RESPONDENT SHALL notify all future employers in nursing and present each with a complete copy of this of this Order, including all attachments, if any, prior to accepting an offer of employment.
- B. **Notification of Employment Forms:** RESPONDENT SHALL CAUSE each present employer in nursing to submit the Board's "Notification of Employment" form to the Board's office within ten (10) days of receipt of this Order. RESPONDENT SHALL CAUSE each future employer to submit the Board's "Notification of Employment form" to the Board's office within five (5) days of employment as a nurse.
- C. **Direct Supervision:** For the first year [four (4) quarters] of employment as a Nurse under this Order, RESPONDENT SHALL be directly supervised by a Registered Nurse, if licensed as a Registered Nurse, or by a Licensed Vocational Nurse or a Registered Nurse, if licensed as a Licensed Vocational Nurse. Direct supervision requires another nurse, as applicable, to be working on the same unit as RESPONDENT and immediately available to provide assistance and intervention. RESPONDENT SHALL work only on regularly assigned, identified and predetermined unit(s). RESPONDENT SHALL NOT be employed by a nurse registry, temporary nurse employment agency, hospice, or home health agency. RESPONDENT SHALL NOT be self-employed or contract for services. Multiple employers are prohibited.
- D. **Indirect Supervision:** For the remainder of the stipulation/probation period, RESPONDENT SHALL be supervised by a Registered Nurse, if licensed as a Registered Nurse, or by a Licensed Vocational Nurse or a Registered Nurse, if licensed as a Licensed Vocational Nurse, who is on the premises. The supervising nurse is not required to be on the same unit or ward as RESPONDENT, but should be on the facility grounds and readily available

to provide assistance and intervention if necessary. The supervising nurse shall have a minimum of two (2) years experience in the same or similar practice setting to which the Respondent is currently working. RESPONDENT SHALL work only regularly assigned, identified and predetermined unit(s). RESPONDENT SHALL NOT be employed by a nurse registry, temporary nurse employment agency, hospice, or home health agency. RESPONDENT SHALL NOT be self-employed or contract for services. Multiple employers are prohibited.

E. Nursing Performance Evaluations: RESPONDENT SHALL CAUSE each employer to submit, on forms provided to the Respondent by the Board, periodic reports as to RESPONDENT'S capability to practice nursing. These reports shall be completed by the nurse who supervises the RESPONDENT and these reports shall be submitted by the supervising nurse to the office of the Board at the end of each three (3) month quarterly period for eight (8) quarters [two (2) years] of employment as a nurse.

II. FURTHER COMPLAINTS

If, during the period of probation, an additional allegation, accusation, or petition is reported or filed against the Respondent's license(s), the probationary period shall not expire and shall automatically be extended until the allegation, accusation, or petition has been acted upon by the Board.

III. RESTORATION OF UNENCUMBERED LICENSE(S)

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.

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RESPONDENT'S CERTIFICATION

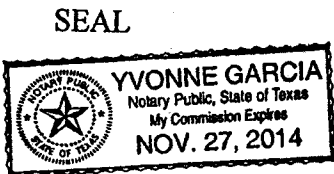
I understand that I have the right to legal counsel prior to signing this Agreed Order. I waive representation by counsel. I have reviewed this Order. I neither admit nor deny the violation(s) alleged herein. By my signature on this Order, I agree to the entry of this Order, and any conditions of said 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 possible revocation of my license(s) to practice nursing in the State of Texas, as a consequence of my noncompliance.

Signed this 15 day of October, 2014.

Tracy Lea Walston
TRACY LEA WALSTON, Respondent

Sworn to and subscribed before me this 15th day of October, 2014.

Yvonne Garcia
Notary Public in and for the State of Texas



WHEREFORE, PREMISES CONSIDERED, the Texas Board of Nursing does hereby ratify and adopt the Agreed Order that was signed on the 15th day of October, 2014, by TRACY LEA WALSTON, Registered Nurse License Number 588656 and Vocational Nurse License Number 101854, and said Order is final.

Effective this 12th day of November, 2014.



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

101854

BOARD OF VOCATIONAL NURSE EXAMINERS

STATE OF TEXAS

VS.

TRACY LEA CASIMIRO

COUNTY OF TRAVIS

AGREED BOARD ORDER

On this day came to be considered by the Board of Vocational Nurse Examiners for the State of Texas, hereinafter referred to as the Board, the matter of vocational nurse license number 101854, held by TRACY LEA CASIMIRO, hereinafter called Respondent.

A sworn Complaint dated July 26, 1990 has been filed and served on the Respondent, which alleges violations of the Vocational Nurse Act, Texas Revised Civil Statutes Annotated, Article 4528c, and grounds to take disciplinary action against Respondent.

A prehearing conference was held on August 28, 1990, at the office of the Board of Vocational Nurse Examiners. The conference was conducted by Marjorie A. Brook, R.N., Executive Director of the Board. Respondent was present and was represented by counsel.

The conference was attended by Cynthia Kinton, Investigator for the Board, and Sandra Haber, Assistant Attorney General. By her notarized signature on this Order, Respondent does hereby waive the right to Notice of Formal Hearing and a Formal Hearing of the Complaint before the Board, and to judicial review of this disciplinary action after this Order is endorsed by the Board.

10/18/54

After reviewing the Complaint and information provided at the prehearing conference, Respondent agrees to the entry of an Order dispensing with the need for further proceedings on the Complaint. By Respondent's signature on this Order, Respondent neither admits nor denies the truth of the allegations stated in the Complaint. By Respondent's signature on this Order, Respondent acknowledges that she has read and understood this Order and has approved it for consideration by the Board. Notice of this disciplinary action will appear in the Board's newsletter sent to Texas employers.

ORDER OF THE BOARD

THEREFORE, PREMISES CONSIDERED, The Board of Vocational Nurse Examiners does hereby order that license number 101854, heretofore issued to TRACY LEA CASIMIRO be suspended, suspension stayed and placed on probation for a period of three (3) years.

The probation of said license is subject to the following stipulations to wit:

1. That Respondent shall cause her nursing employer(s) to submit satisfactory reports to the Board office on a quarterly basis throughout the term of probation.
2. That Respondent shall not be employed by a nurse registry/temporary nurse agency or as a private duty nurse throughout the term of probation.
3. That Respondent shall work only under the direct supervision of a licensed medical professional throughout the term of probation.
4. That Respondent shall not work in an autonomous nursing position throughout the term of probation.
5. That Respondent shall attend A.A. or N.A. and shall cause her program sponsor/counselor to submit satisfactory quarterly reports to the Board office throughout the term of probation.

101854

6. That Respondent shall submit to random periodic urine drug screens upon demand of the Board staff. Said screens shall be properly monitored with adherence to chain of custody procedures. The results of said screens shall be submitted to the Board office by the laboratory. The expense of said screens shall be borne by Respondent.
7. That Respondent shall obtain counseling and cause her counselor to submit satisfactory reports to the Board office on a quarterly basis throughout the term of probation. The expense of said counseling shall be borne by Respondent.
8. Any period(s) of unemployment must be documented in writing by Respondent and submitted directly to the Board office on a quarterly basis throughout the term of probation.
9. Further, that if Respondent's place of employment, name, address or telephone number changes, Respondent is to notify the Board office immediately.
10. It is also ordered that TRACY LEA CASIMIRO shall comply with all the provisions of Article 4528c, Revised Civil Statutes of Texas.

This Agreed Order shall not be effective or take effect and become enforceable in accordance with its terms until endorsed by a majority of the Board present and voting, at its next regularly called session.

Dated this the 28th day of AUGUST, 1990.

APPROVED:

Michael J. Turco
Michael Turco
Attorney for Respondent

Tracy L. Casimiro
Signature of Respondent
3423 HARPER'S FERRY LANE
Current Address
AUSTIN, TEXAS 78745
City, State and Zip
512 / 282-9250
Area Code and Telephone Number

The State of Texas
County of Dallas


Before me, the undersigned authority, on this day personally appeared TRACY LEA CASIMIRO who being duly sworn by me stated that he or she executed the above for the purpose therein contained, and that he or she understood same.

AGREED BOARD ORDER
RE: TRACY LEA CASIMIRO N #101854
PAGE 4


101894

SWORN TO AND SUBSCRIBED before me this the 28th day of August, 1990.


NOTARY PUBLIC IN AND FOR
THE STATE OF TEXAS
My Commission Expires 10-24-93


Marjorie A. Bronk, R.N.,
Agent for the Board of
Vocational Nurse Examiners

SWORN TO AND SUBSCRIBED before me, the undersigned authority, on this the 28th day of August, 1990.


NOTARY PUBLIC IN AND FOR
THE STATE OF TEXAS
Linda Rae Kent
My Commission Expires 10-24-93

101854

ENDORSEMENT OF THE BOARD
To The Agreed Board Order
in the matter of Vocational Nurse
License No. R01854
Issued to TRACY LEA CASIMIRO

At its regularly called session, 18th day of September, 1990, came on to be considered the indicated Agreed Board Order pertaining to TRACY LEA CASIMIRO. The Board having reviewed the contents of said Order, the Order should be, and is hereby, endorsed as an Order of the Board and made an official act of the Board of Vocational Nurse Examiners for the State of Texas.

Said Order is rendered this the 18th day of September, 1990.

Virginia M. Casman
James J. ...
John L. ...

William T. ...
...
...
...

CERTIFICATE OF SERVICE

I hereby certify that on the 19th day of September, 19 90,
a true and correct copy of the foregoing Order was served by placement in the
U.S. Mail, first class, and addressed to the following person(s):

Tracy Lea Casimiro
3423 Harpers Ferry
Austin, Texas 78745

Michael J. Turcôt
Attorney at Law
1010 W. Ninth Street
Austin, Texas 78703

Marilyn A. Blank
Marilyn A. Blank, R.N.
Executive Director
Agent for the Board of Vocational Nurse Examiners

101854

BOARD OF VOCATIONAL NURSE EXAMINERS

STATE OF TEXAS

VS.

TRACY LEA CASIMIRO

COUNTY OF TRAVIS

COMPLAINT

BEFORE ME, the undersigned authority, a Notary Public in and for the State of Texas, on this day personally appeared Cynthia Kinton, who after being by me duly sworn, did depose and say:

As an Investigator for the Board of Vocational Nurse Examiners, I, Cynthia Kinton, do hereby present to the Executive Director of the Board of Vocational Nurse Examiners, the following complaint against TRACY LEA CASIMIRO, a practitioner of vocational nursing in Texas licensed by the Board of Vocational Nurse Examiners with license number 101854, hereinafter called Respondent.

I.

a. Respondent was employed as a Licensed Vocational Nurse at Austin Regional Clinic, P.A., in Austin, Texas from about October 14, 1987 through about March 10, 1990.

b. While so employed at said facility, on or about March 15, 1990, Respondent was observed by a co-worker diverting narcotics from a locked narcotics drawer.

c. Subsequently, while so employed at said facility on said date, Respondent acknowledged to a Physician's Assistant that she had diverted two (2) Halcion tablets from said narcotics drawer for her own personal use. In addition, Respondent further stated that later she had returned the Halcion tablets back to the narcotics drawer.

II.

The foregoing acts constitute unprofessional or dishonorable conduct that, in the opinion of the Board, is likely to deceive, defraud, or injure the public, in violation of Article 4528c, Section 10 (a) (9), Revised Civil Statutes of Texas and Rule 231.81 of the Rules and Regulations of the Board of Vocational

Nurse Examiners, Title 22, Texas Administrative Code. Rule 231.81, provides in pertinent part; that "Unprofessional Conduct" shall include, but not be limited to:

- (A) misappropriating supplies, equipment, or medications or personal items of the patient/client, employer, or any other person or entity.

III.

The foregoing acts constitute grounds for the Board of Vocational Nurse Examiners to take disciplinary action as provided under Article 4528c, Revised Civil Statutes of Texas, 1951, as amended.

WHEREFORE, PREMISES CONSIDERED, I, Cynthia Kinton, do hereby suggest and request the Board of Vocational Nurse Examiners take disciplinary action against TRACY LEA CASIMIRO, LVN #101854, in accordance with the provisions of the laws of the State of Texas.

Cynthia Kinton
AFFIDANT

SUBSCRIBED AND SWORN TO BEFORE ME by the said Cynthia Kinton, on this the 26 day of July, 1990.

Linda Rae Kent
NOTARY PUBLIC IN AND FOR
THE STATE OF TEXAS
Linda Rae Kent
My Commission Expires 10-24-93.

Filed with the Board of Vocational Nurse Examiners on the 26 day of July, 1990.

Marjorie A. Brock
Marjorie A. Brock, R.N.
Executive Director
Board of Vocational Nurse Examiners