



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.
Katherine A. Thomas
Executive Director of the Board

BEFORE THE TEXAS BOARD OF NURSING

In the Matter of § AGREED
Vocational Nurse License Number 136017 §
issued to CHRISTINA KAY DEERINWATER § ORDER

On this day the Texas Board of Nursing, hereinafter referred to as the Board, considered the matter of CHRISTINA KAY DEERINWATER, Vocational Nurse License Number 136017, 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 January 8, 2016.

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 is currently licensed to practice vocational nursing in the State of Texas.
4. Respondent received a Certificate in Vocational Nursing from Tyler Junior College at Jacksonville, Jacksonville, Texas, on August 23, 1991. Respondent was licensed to practice vocational nursing in the State of Texas on December 3, 1991.
5. Respondent's nursing employment history includes:

1991 - 1994	LVN	East Texas Medical Center Jacksonville, Texas
-------------	-----	--

Respondent's nursing employment history continued:

1995	LVN	Bonner Place Jacksonville, Texas
1996 - 1997	LVN	Twin Oaks Nursing Home Jacksonville, Texas
1997 - 1999	LVN	Grace Visiting Nurses Jacksonville, Texas
1997 - 2000	LVN	Excel Nursing Agency Tyler, Texas
2001 - 2003	LVN	East Texas Medical Center Rusk ER Tyler, Texas
01/2003 - 04/2005	LVN	Hillside Health and Rehab Wells, Texas
2004 - 2005	LVN	Oakpark Care Center Rusk, Texas
11/2005 - 08/2006	LVN	Briarcliff Nursing Carthage, Texas
12/2006 - 06/2007	LVN	Henderson Health and Rehab Henderson, Texas
07/2007 - 12/2007	LVN	Gregg Home for the Aged Kilgore, Texas
01/2008 - 09/2008	LVN	Southwood Nursing Henderson, Texas
10/2008 - 12/2008	LVN	Whispering Pines Lodge Longview, Texas
01/2009 - 08/2009	LVN	Carthage Care Center Carthage, Texas
09/2009 - 02/2010	LVN	Legend Oaks Healthcare Gladewater, Texas

Respondent's nursing employment history continued:

02/2010 - 09/2011	LVN	Henderson Health and Rehab Henderson, Texas
11/2011 - 05/2012	LVN	The Willows of Kilgore Kilgore, Texas
06/2012 - 06/2013	Unknown	
07/2012 - 08/2013	LVN	Genesis Pediatric Home Health Paris, Texas

6. On or about June 11, 1996, Respondent's license to practice vocational nursing in the State of Texas was SUSPENDED, with the suspension being STAYED and placed on PROBATION for a period of eighteen (18) months. A copy of the Findings of Fact, Conclusions of Law and Order of the Board, dated June 11, 1996, is attached and incorporated by reference as part of this Order.
7. At the time of the initial incident, Respondent was employed as a Licensed Vocational Nurse with Genesis Pediatric Home Health, Paris, Texas, and had been in this position for approximately three (3) days.
8. On or about July 15, 2013, through August 19, 2013, while employed as a Licensed Vocational Nurse with Genesis Pediatric Home Health, Paris, Texas, Respondent was assigned to provide in-home nursing care for Patient J.L., and inaccurately documented working more hours than she actually worked.
9. In response to Finding of Fact Number Eight (8), Respondent states she was lead to believe she was doing a wonderful job and was misled in her documentation training, which caused her to unknowingly make mistakes while documenting. Respondent states she was told the case manager closely watched the arrival and departure times for accuracy. Respondent states her orientation was done in the patients home on July 15, 2013. Respondent states the charting mistakes she made were not intentional, and she was mislead and told she was charting correctly.
10. Formal Charges were filed on May 12, 2014.
11. Formal Charges were mailed to Respondent on May 13, 2014.

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)(D), and 22 TEX. ADMIN. CODE §217.12(1)(A),(1)(B),(1)(C),(4), (6)(A),(6)(H)&(11)(B).
4. The evidence received is sufficient cause pursuant to Section 301.452(b)(10)&(13), Texas Occupations Code, to take disciplinary action against Vocational Nurse License Number 136017, heretofore issued to CHRISTINA KAY DEERINWATER.
5. Pursuant to Section 301.463(d), Texas Occupations Code, this Agreed Order is a settlement agreement under Rule 408, Texas Rules of Evidence, in civil or criminal litigation.

TERMS OF ORDER

I. SANCTION AND APPLICABILITY

IT IS THEREFORE AGREED and ORDERED that RESPONDENT SHALL receive the sanction of **WARNING WITH STIPULATIONS AND A FINE** in accordance with the terms 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 the effective date of this Order, unless otherwise specifically indicated:**

- A. **A Board-approved 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.
- B. **A Board-approved 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.
- C. **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.*

IV. MONETARY FINE

RESPONDENT SHALL **pay a monetary fine in the amount of two hundred fifty**

dollars (\$250.00) within forty-five (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.

V. EMPLOYMENT REQUIREMENTS

In order to complete the terms of this Order, RESPONDENT must work as a nurse in the State of Texas, providing direct patient care in a licensed healthcare setting, for a minimum of sixty-four (64) hours per month for four (4) quarterly periods [one (1) year] of employment. This requirement will not be satisfied until four (4) 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 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 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. Incident Reporting:** RESPONDENT SHALL CAUSE each employer to immediately submit any and all incident, counseling, variance, unusual occurrence, and medication or other error reports involving RESPONDENT,

as well as documentation of any internal investigations regarding action by RESPONDENT, to the attention of Monitoring at the Board's office.

- D. 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 four (4) quarters [one (1) year] of employment as a nurse.

VI. 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.

BALANCE OF THIS PAGE INTENTIONALLY LEFT BLANK.

CONTINUED ON NEXT PAGE.

RESPONDENT'S CERTIFICATION

I understand that I have the right to legal counsel prior to signing this Agreed Order. 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 8th day of January, 2016.
Christina Kay Deerinwater
CHRISTINA KAY DEERINWATER, Respondent

Sworn to and subscribed before me this _____ day of _____, 20____.

SEAL

Notary Public in and for the State of _____

Approved as to form and substance.

Marc M Meyer

Marc M. Meyer, Attorney for Respondent

Signed this 8th day of January, 2016.

WHEREFORE, PREMISES CONSIDERED, the Texas Board of Nursing does hereby ratify and adopt the Agreed Order that was signed on the 8th day of January, 2016, by CHRISTINA KAY DEERINWATER, Vocational Nurse License Number 136017, and said Order is final.

Effective this 9th day of February, 2016.



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

00136017



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.
Helaine Johnson
Executive Director of the Board

BOARD OF VOCATIONAL NURSE EXAMINERS * STATE OF TEXAS
VS. *
CHRISTINA ZIEGENHAGEN-SHEPPARD * COUNTY OF TRAVIS

AGREED BOARD ORDER

On this day came to be considered by the Board of Vocational Nurse Examiners the matter of vocational nurse license number 136017, held by CHRISTINA ZIEGENHAGEN-SHEPPARD, hereinafter called Respondent.

By letter, the Board of Vocational Nurse Examiners sent preliminary notice to Respondent of its intent to take disciplinary action with respect to said license held by Respondent, as a result of a complaint and subsequent investigation. Said investigation produced evidence indicating that Respondent has engaged in 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, in the following manner:

I.

a. On or about March 9, 1995, the Board of Vocational Nurse Examiners (Board) received a written referral from the Texas Peer Assistance Program for Nurses (TPAPN) alleging that Respondent was non-compliant with her TPAPN Participation Agreement.

AGREED BOARD ORDER

RE: CHRISTINA ZIEGENHAGEN-SHEPPARD, LVN #136017

PAGE 2

b. On April 21, 1995, the Board of Vocational Nurse Examiners received a written request from Respondent requesting that she be allowed to return to the TPAPN Program to continue her recovery program. On May 8, 1995, the Board gave Respondent permission to return to the TPAPN Program.

c. On or about January 5, 1996, the Board received a second written referral from the Texas Peer Assistance Program for Nurses (TPAPN) alleging that once again Respondent was non-compliant with her Participation Agreement.

II.

a. Respondent was employed as a Licensed Vocational Nurse at Nan Travis Memorial Hospital in Jacksonville, Texas, from about August 2, 1991 through about May 18, 1994.

b. While so employed at said facility on or about March 4, 1994, Respondent acknowledged to her nursing supervisor that she had taken STADOL from said facility. Subsequently, on or about March 28, 1994, Respondent entered into a Chemical Dependency Agreement with her employer and the Texas Peer Assistance for Nurse (TPAPN).

By Respondent's signature on this Order, Respondent neither admits nor denies the truth of the matters previously set out in this Order with respect to the above mentioned investigation. By Respondent's signature on this Order, Respondent acknowledges that they have read and understood this Order and have approved it for consideration by the Board.

By their notarized signature on this Order, Respondent does hereby waive the right to a formal Complaint, Notice of Hearing and a Public Hearing held before an Administrative Law Judge with the State Office of Administrative Hearings, and to judicial review of this disciplinary action. Notice of this disciplinary action will appear in the Board's newsletter sent to Texas employers.

AGREED BOARD ORDER
RE: CHRISTINA ZIEGENHAGEN-SHEPPARD, LVN #136017
PAGE 3

ORDER OF THE BOARD

NOW THEREFORE, IT IS ORDERED that license number 136017, heretofore issued to CHRISTINA ZIEGENHAGEN-SHEPPARD, to practice vocational nursing in the State of Texas be, and the same is hereby suspended, with said suspension stayed and placed on probation for a period of eighteen (18) months.

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

1. That if Respondent's place of employment, name, address or telephone number changes, Respondent is to notify the Board office immediately, or no later than ten (10) days after said change has occurred. Said notification shall be in the form of a written letter or report.
2. That Respondent shall comply with Federal, State, and local laws, and all the provisions of the Vocational Nurse Act and Rules and Regulations of the Board.
3. That by copy of this Board Order, Respondent shall provide notice of Board disciplinary action to his/her immediate nursing supervisor(s) and Director(s) of Nursing, throughout the term of probation.
4. That Respondent shall be responsible for causing his/her immediate nursing supervisor(s) to submit satisfactory reports directly to the Board office on a monthly basis for the first six (6) months of probation. Thereafter, and throughout the remainder of said probation, Respondent shall be responsible for causing his/her immediate nursing supervisor(s) to submit satisfactory reports directly to the Board office on a quarterly basis. The receipt of an unfavorable and/or untimely report shall be considered a violation of probation.
5. That any period(s) of nursing unemployment must be documented in writing by Respondent and submitted to the Board office, as provided in Stipulation No. four (4).
6. That Respondent shall work only under the supervision of a licensed medical professional (M.D., R.N., L.V.N.) who is physically present on the work premises during Respondent's shift assignment(s), throughout the term of probation.

AGREED BOARD ORDER

RE: CHRISTINA ZIEGENHAGEN-SHEPPARD, LVN #136017

PAGE 4

7. That Respondent shall not be employed by a nurse registry, temporary nurse employment agency, home health agency, or as a private duty nurse, throughout the term of probation.
8. That Respondent shall not work in the position of nurse supervisor throughout the term of probation.
9. That Respondent shall not be the only licensed medical professional in the facility throughout the term of probation.
10. That Respondent shall not have access to mood altering medications in the workplace during the first six (6) months of probation.
11. That Respondent shall attend weekly meetings of Alcoholics Anonymous (A.A.), and/or Narcotics Anonymous (N.A.), and shall be responsible for causing his/her program sponsor to submit satisfactory reports directly to the Board office on a monthly basis for the first six (6) months of probation. Thereafter, and throughout the remainder of said probation, Respondent shall be responsible for causing his/her program sponsor to submit satisfactory reports directly to the Board office on a quarterly basis. The receipt of an unfavorable and/or untimely report shall be considered a violation of probation.
12. That Respondent shall and hereby agrees to remain free of alcohol and all unprescribed controlled substances. Any controlled or legend medication must be prescribed by a physician knowledgeable about the disease of addiction, as well as Respondent's history, and it is incumbent upon Respondent to insure such physician knowledge. In all such cases, the prescribed drugs must be verified in writing to the Board by the prescribing physician.
13. That Respondent shall submit to monthly blood alcohol and urine drug screen(s) upon demand of the Board staff for the first six (6) months of probation. Thereafter, and throughout the remainder of said probation, Respondent shall submit to random periodic blood alcohol and urine drug screen(s) upon demand of the Board staff throughout the term of probation. Respondent shall submit to a drug screening panel consisting of the following: Alcohol, Amphetamines, Barbiturates, Benzodiazepines, Cannabinoids, Cocaine, Hydrocodone, Meperidine, Opiates, Propoxyphene, PCP, Morphine, Codeine, Methadone, and Methaqualone. Said screen(s) shall be properly monitored with adherence to chain of custody procedures. A positive result shall be legally confirmed by Gas Liquid Chromatography/Mass Spectrometry (GCMS). The results of said screen(s) shall be submitted directly to the Board office by the laboratory. The expense of said screen(s) shall be borne by Respondent. The report of a positive drug screen shall be considered a violation of probation.

AGREED BOARD ORDER

RE: CHRISTINA ZIEGENHAGEN-SHEPPARD, LVN #136017
PAGE 5

14. That Respondent shall provide the Board a telephone number by which Respondent may be contacted between the hours of 8:00 a.m. and 5:00 p.m. on weekdays. Respondent must maintain with the Board, during the term of this probation, a current telephone number in order for the Board to request random blood alcohol and urine drug screens, as provided in Stipulation No. 13. An inability to contact Respondent by telephone to request said required drug screens shall be considered a violation of probation.

15. That Respondent shall obtain counseling and shall be responsible for causing his/her counselor to submit satisfactory reports directly to the Board office on a quarterly basis, throughout the term of probation. The expense of said counseling shall be borne by Respondent. The receipt of an unfavorable and/or untimely report shall be considered a violation of probation.

16. That Respondent shall successfully complete nursing program course(s) encompassing the following areas of study: Legal Aspects of Nursing (to include Charting, & Patient Confidentiality), and submit documentation of successful course completion to the Board office within the first year of probation. Respondent shall be responsible for locating said course(s) and obtaining prior written approval of Board staff prior to committing to said course(s). Said course(s) shall be in-house at a community college, university or nursing program, and/or tutored by a state approved, licensed nursing program faculty member. The expense of said course(s) shall be borne by Respondent. Failure to successfully complete said course(s) within the time-frame stipulated, shall be considered a violation of probation.

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 1 day of April, 19 96.

Christina Ziegenhagen
Signature of Respondent

632 Raeogdoches
Current Address

Jacksonville, Tx 75766
City, State and Zip

903, 589-0376
Area Code and Telephone Number

AGREED BOARD ORDER

RE: CHRISTINA ZIEGENHAGEN-SHEPPARD, LVN #136017

PAGE 6

The State of Texas
County of Cherokee

Before me, the undersigned authority, on this day personally appeared CHRISTINA ZIEGENHAGEN-SHEPPARD, 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.

SWORN TO AND SUBSCRIBED before me on this the 9th day of April, 1996.

Arthur J. K...
NOTARY PUBLIC IN AND FOR
THE STATE OF TEXAS
My Commission Expires 2-8-97

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

SWORN TO AND SUBSCRIBED before me, the undersigned authority, on this the 12th day of April, 1996.

Patricia Ann Cook

NOTARY PUBLIC IN AND FOR
THE STATE OF TEXAS



AGREED BOARD ORDER
RE: CHRISTINA ZIEGENHAGEN-SHEPPARD, LVN #136017
PAGE 7

ENDORSEMENT OF THE BOARD
To The Agreed Board Order
in the matter of Vocational Nurse
License No. 136017
Issued to Christina Ziegenhagen-Sheppard

At its regularly called session, on the 11th day of June, 1996, came on to be considered the indicated Agreed Board Order pertaining to Christina Ziegenhagen-Sheppard. 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 on this the 11th day of June, 1996.

Scott Perry

Scott Perry

Scott Perry

Scott Perry

Scott Perry

Scott Perry

Scott Perry

Scott Perry

Scott Perry

Scott Perry

Scott Perry

Scott Perry

Scott Perry

Scott Perry



00136017

BOARD ORDER

RE: CHRISTINA ZIEGENHAGEN-SHEPPARD, LVN #136017

PAGE: 8

CERTIFICATE OF SERVICE

I hereby certify that on the 14th day of June, 1996,
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):

CHRISTINA ZIEGENHAGEN-SHEPPARD
P.O. BOX 844
JACKSONVILLE, TX 75766

Marjorie A Bronk
Marjorie A. Bronk, RN
Executive Director
Agent for the Board of Vocational Nurse Examiners



00136017

BOARD OF VOCATIONAL NURSE EXAMINERS
333 GUADALUPE STREET, SUITE 3-400
AUSTIN, TEXAS 78701
512/305-8100

January 14, 1998

CHRISTINA ZIEGENHAGEN
632 NACOGDOCHES
JACKSONVILLE TX 75766

Dear Ms. Ziegenhagen:

You have successfully completed your term of probation as stipulated by the Board of Vocational Nurse Examiners.

All pertinent information will remain in your permanent records. We urge you in the future to promote and uphold the ethical standards a Licensed Vocational Nurse should practice.

If you have any questions concerning this matter, please do not hesitate to contact our office.

Sincerely,

A handwritten signature in cursive script that reads "Carolyn Hudson".

Carolyn Hudson
Investigator