



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.  
*Stephanie Gilmore*  
Executive Director of the Board

BEFORE THE TEXAS BOARD OF NURSING  
\*\*\*\*\*

In the Matter of § AGREED  
Vocational Nurse License Number 315130 §  
issued to STEPHANIE CHANTEL GILMORE § ORDER

On this day the Texas Board of Nursing, hereinafter referred to as the Board, considered the matter of STEPHANIE CHANTEL GILMORE, Vocational Nurse License Number 315130, hereinafter referred to as Respondent.

This action was taken in accordance with Section 301.453(c), Texas Occupations Code.

Respondent waived notice and hearing and agreed to the entry of this Order.

The Board makes the following Findings of Fact and Conclusions of Law.

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 delinquent status.
4. Respondent received a Certificate in Vocational Nursing from Miami-Jacobs Career College, Dayton, Ohio, on August 21, 2008. Respondent was licensed to practice vocational nursing in the State of Texas on August 13, 2013.
5. Respondent's nursing employment history includes:
 

04/13 - Unknown	LVN	Brookdale Galleria Houston, Texas
11/14 - 04/15	LVN	Gardens of Bellaire Bellaire, Texas

Respondent's nursing employment history continued:

05/15 - Present

Unknown

6. At the time of the incident, Respondent was employed as a Licensed Vocational Nurse with The Gardens of Bellaire, Bellaire, Texas, and had been in that position for five (5) months.
7. On or about April 8, 2015, while employed as a Licensed Vocational Nurse with The Gardens of Bellaire, Bellaire, Texas, Respondent lacked fitness to practice vocational nursing in that she exhibited signs of impairment including stumbling and having slurred speech. Additionally, multiple bottles of vodka were found in her possession and Respondent admitted to her co-workers that she was intoxicated and needed help. Respondent's condition could have affected her ability to recognize subtle signs, symptoms or changes in patients' conditions, and could have affected her ability to make rational, accurate, and appropriate assessments, judgments, and decisions regarding patient care, thereby placing the patients in potential danger.
8. In response to Findings of Fact Number Seven (7), Respondent denies she was stumbling and had slurred speech or that she told anyone she was intoxicated. Respondent states the Director of Nursing (DON) asked if she had been drinking, and Respondent told her she had been drinking the night before. Respondent states the DON knew she had let her drinking get out of control in the past as Respondent had disclosed this to her during a private conversation weeks earlier. Respondent states she told the DON if she could help her find a detox facility she would go before she got in over her head again. Respondent states the DON found a detox facility and Respondent went to it on April 10, 2015, and completed her detox. Respondent states before she left the facility the DON asked if she could look inside Respondent's backpack. Respondent admits vodka bottles were in the backpack but states she did not put them in there to consume at work. Respondent states she had stopped at the store before work and wanted to drop the vodka off at her house but she ran out of time. Respondent states she was never asked if the vodka was hers and just because it was in her bag doesn't mean it was hers. Respondent states she has never been intoxicated at work and she successfully completed her detox.
9. Formal Charges were filed on August 19, 2015.
10. Formal Charges were mailed to Respondent on August 20, 2015.
11. Respondent, by her signature to this Order, expresses her desire to voluntarily surrender her license(s) to practice nursing in the State of Texas.
12. The Board policy implementing Rule 213.29 in effect on the date of this Agreed Order provides discretion by the Executive Director for consideration of conditional reinstatement after proof of twelve (12) consecutive months of abstinence from alcohol and drugs followed by licensure limitations/stipulations and/or peer assistance program participation.

13. The Board finds that there exists serious risks to public health and safety as a result of impaired nursing care due to intemperate use of controlled substances or chemical dependency.

#### 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 §217.11(1)(A),(1)(B)&(1)(T), and 22 TEX. ADMIN. CODE §217.12(1)(A),(1)(E),(4),(5)&(10)(A).
4. The evidence received is sufficient cause pursuant to Section 301.452(b)(10),(12)&(13), Texas Occupations Code, to take disciplinary action against Vocational Nurse License Number 315130, heretofore issued to STEPHANIE CHANTEL GILMORE, including revocation of Respondent's license(s) to practice nursing in the State of Texas.
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.
6. Under Section 301.453(c), Texas Occupations Code, the Board has the authority to accept the voluntary surrender of a license.
7. Under Section 301.453(d), Texas Occupations Code, as amended, the Board may impose conditions for reinstatement of licensure.
8. Any subsequent reinstatement of this license will be controlled by Section 301.453(d), Texas Occupations Code, and 22 TEX. ADMIN. CODE §213.26-.29, and any amendments thereof in effect at the time of the reinstatement.

#### TERMS OF ORDER

NOW, THEREFORE, IT IS AGREED and ORDERED that the **VOLUNTARY SURRENDER** of Vocational Nurse License Number 315130, heretofore issued to STEPHANIE CHANTEL GILMORE, to practice nursing in the State of Texas, is accepted by 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 "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 vocational nurse during the period in which the license is surrendered.
2. RESPONDENT SHALL NOT petition for reinstatement of licensure until:
  - A. One (1) year has elapsed from the date of this Order; and,
  - B. RESPONDENT has obtained objective, verifiable proof of twelve (12) consecutive months of sobriety immediately preceding the petition.
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.

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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 this Order becomes final when accepted by the Executive Director at which time the terms of this Order become effective and a copy will be mailed to me.

Signed this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

\_\_\_\_\_  
STEPHANIE CHANTEL GILMORE, Respondent

Sworn to and subscribed before me this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

SEAL

\_\_\_\_\_  
Notary Public in and for the State of \_\_\_\_\_

April, 2016.

Signed this 14<sup>th</sup> day of

Stephanie Gilmore  
STEPHANIE CHANTEL  
GILMORE, Respondent

Sworn to and subscribed before me this 14<sup>th</sup> day of April, 2016.

SEAL [Signature]

of Ohio

Notary Public in and for the State



Cecil Rice  
Notary Public, State of Ohio  
My Commission Expires  
June 17, 2018

WHEREFORE, PREMISES CONSIDERED, the Executive Director, on behalf of the Texas Board of Nursing, does hereby accept the voluntary surrender of Vocational Nurse License Number 315130, previously issued to STEPHANIE CHANTEL GILMORE.

April, 2016, Effective this 14<sup>th</sup> day of

Katherine A. Thomas

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