



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 P. Thomas
Executive Director of the Board

In the Matter of § BEFORE THE TEXAS
Permanent Advanced Practice Registered §
Nurse License Number AP117433 with §
Prescription Authorization Number 9004 §
& Permanent Registered Nurse §
License Number 728821 §
Issued to FRANCES EGO ONUOHA §
a/k/a FRANCES EGO CHILAKA), §
Respondent § BOARD OF NURSING

ORDER OF TEMPORARY SUSPENSION

TO: Frances Ego Onuoha
a/k/a Frances Ego Chilaka
1826 Granite Field Ln
Richmond, Texas 77469

A public meeting of the Texas Board of Nursing was held on May 17, 2016 at 333 Guadalupe, Room 3-460, Austin, Texas, in which the Temporary Suspension of Permanent Advanced Practice Registered Nurse License Number AP117433, with Prescription Authorization Number 9004, and Permanent Registered Nurse License Number 728821, issued to FRANCES EGO ONUOHA, a/k/a FRANCES EGO CHILAKA, was considered pursuant to Section 301.455, TEXAS OCCUPATIONS CODE. Staff of the Texas Board of Nursing appeared and presented information and evidence concerning the conduct of FRANCES EGO ONUOHA, a/k/a FRANCES EGO CHILAKA, and whether her continued practice as a nurse would constitute a continuing and imminent threat to the public welfare.

After review and due consideration of the evidence and information presented, the Board finds that the following charges are substantiated:

CHARGE I.

On or about September 10, 2011, through October 18, 2012, while employed as a Family Nurse Practitioner with AVC Wellness Center, Houston, Texas, Respondent's practice fell below the minimum standards of nursing practice in that she engaged in non-therapeutic prescribing practices. More specifically, Respondent issued prescriptions for controlled substances to patients: AR, BH,

CG, CS, RA, RR, and SB, without conducting appropriate assessments to justify her prescribing practices and/or exploring/ordering other treatment options in lieu of prescribing dangerous controlled substances to her patients. Respondent repeatedly prescribed hydrocodone and Soma to patients in the same doses, nearly identical quantities, and maximum strengths, indicating a failure to individually assess each patient and develop a treatment plan in response to each patient's individualization assessment. This type of prescribing falls below the standard of care in that the combination of Central Nervous System (CNS) depressants in such a unsupported quantities has greater risks than therapeutic benefit.

CHARGE II.

On or about August 13, 2012, through December 4, 2015, while employed as a Family Nurse Practitioner with Ideal Family Wellness, Houston, Texas, Respondent's practice fell below the minimum standards of nursing practice in that she engaged in non-therapeutic prescribing practices. More specifically, Respondent issued prescriptions for controlled substances to patients: AM, EM, MC, MW, and VW, without conducting appropriate assessments to justify her prescribing practices and/or exploring/ordering other treatment options in lieu of prescribing dangerous controlled substances to her patients. Respondent repeatedly prescribed an opioid and/or Soma to patients in the same doses, nearly identical quantities, and maximum strengths, indicating a failure to individually assess each patient and develop a treatment plan in response to each patient's individualization assessment. This type of prescribing falls below the standard of care in that the combination of Central Nervous System (CNS) depressants in such a unsupported quantities has greater risks than therapeutic benefit.

CHARGE III.

On or about March 1, 2013, through April 17, 2015, while employed as a Family Nurse Practitioner with Ideal Family Wellness, Houston, Texas, Respondent's practice fell below the minimum standards of nursing practice in that she engaged in non-therapeutic prescribing practices. During this time period, Respondent issued thirteen thousand five hundred fifty five (13,555) prescriptions for controlled substances, which included dangerous drug cocktails. Dangerous drug cocktails are combinations of controlled substances, such as Tylenol with Codeine or hydrocodone, Soma, and/or Alprazolam. Dangerous drug cocktails have greater risks than therapeutic benefit when taken together.

Respondent repeatedly prescribed Tylenol with Codeine or hydrocodone, Soma, and/or Alprazolam to patients in the same doses, nearly identical quantities, and maximum strengths, indicating a failure to individually assess each patient and develop a treatment plan in response to each patient's individualized assessment. This type of prescribing falls below the standard of care in that the combination of Central Nervous System (CNS) depressants in such unsupported quantities has greater risks than therapeutic benefit.

The Texas Board of Nursing further finds that, given the nature of the charges, the continued practice of nursing by FRANCES EGO ONUOHA, a/k/a FRANCES EGO CHILAKA, constitutes a continuing and imminent threat to public welfare and that the temporary suspension of Permanent Advanced Practice Registered Nurse License Number AP117433 with Prescription Authorization Number 9004, and Permanent Registered Nurse License Number 728821, is justified pursuant to Section 301.455, TEXAS OCCUPATIONS CODE.

NOW, THEREFORE, IT IS ORDERED that Permanent Advanced Practice Registered Nurse License Number AP117433 with Prescription Authorization Number 9004, and Permanent Registered Nurse License Number 728821, issued to FRANCES EGO ONUOHA, a/k/a FRANCES EGO CHILAKA, to practice nursing in the State of Texas be, and the same is/are, hereby


SUSPENDED IMMEDIATELY in accordance with Section 301.455, TEXAS OCCUPATIONS CODE.

IT IS FURTHER ORDERED that a probable cause hearing be conducted in accordance with Section 301.455(c) not later than seventeen (17) days following the date of the entry of this order, and a final hearing on the matter be conducted in accordance with 301.455(d) not later than the 61st day following the date of the entry of this order.

Entered this 17th day of May, 2016.

TEXAS BOARD OF NURSING

BY:

 For the Texas Board of Nursing

KATHERINE A. THOMAS, MN, RN, FAAN
EXECUTIVE DIRECTOR

In the Matter of	§	BEFORE THE TEXAS
Permanent Advanced Practice Registered	§	
Nurse License Number AP117433 with	§	
Prescription Authorization Number 9004	§	
& Permanent Registered Nurse	§	
License Number 728821	§	
Issued to FRANCES EGO ONUOHA	§	
a/k/a FRANCES EGO CHILAKA),	§	
Respondent	§	BOARD OF NURSING

FORMAL CHARGES

This is a disciplinary proceeding under Section 301.452(b), Texas Occupations Code. Respondent, FRANCES EGO ONUOHA, a/k/a FRANCES EGO CHILAKA, is an Advanced Practice Registered Nurse holding License Number AP117433 with Prescription Authorization Number 9004, which is in current status at the time of this pleading, and is a Registered Nurse holding License Number 728821, which is in current 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 September 10, 2011, through October 18, 2012, while employed as a Family Nurse Practitioner with AVC Wellness Center, Houston, Texas, Respondent's practice fell below the minimum standards of nursing practice in that she engaged in non-therapeutic prescribing practices. More specifically, Respondent issued prescriptions for controlled substances to patients: AR, BH, CG, CS, RA, RR, and SB, without conducting appropriate assessments to justify her prescribing practices and/or exploring/ordering other treatment options in lieu of prescribing dangerous controlled substances to her patients. Respondent repeatedly prescribed hydrocodone and Soma to patients in the same doses, nearly identical quantities, and maximum strengths, indicating a failure to individually assess each patient and develop a treatment plan in response to each patient's individualization assessment. This type of prescribing falls below the standard of care in that the combination of Central Nervous System (CNS) depressants in such a unsupported quantities has greater risks than therapeutic benefit.

Further, Respondent failed to: (a) obtain all pertinent previous medical records; (b) appropriately assess and/or reassess function; (c) exhaust low-risk, evidence-based treatments before resorting to high-risk, non-evidence based treatment; (d) perform multi-site pain evaluations as appropriate; (d) appropriately monitor patients for aberrant and/or drug-seeking behavior; and (e) adequately collaborate and/or adequately document collaboration with a delegating physician.

The above action constitutes grounds for disciplinary action in accordance with Section 301.452(b)(10)&(13), Texas Occupations Code, and is a violation of 22 TEX. ADMIN. CODE §§

217.11(1)(A),(1)(B),(1)(C),(1)(R),(1)(T),&(4)(effective November 15, 2007 to Current); 217.12(1)(A),(1)(B),(1)(E),(4),&(11)(B)(effective September 28, 2004 to Current); 221.12 (effective February 25, 2001 to Current); 221.13 (effective February 25, 2001 to Current); 222.4(a)&(b)(effective February 14, 2010 to November 19, 2013); 222.4(a)(effective November 20, 2013 to Current); 222.5 (November 20, 2013 to Current); 222.6 (effective February 14, 2010 to November 19, 2013); 222.8(b)(1)&(b)(2)(effective November 20, 2013 to Current); and 222.8 (effective February 14, 2010 to November 20, 2013).

CHARGE II.

On or about August 13, 2012, through December 4, 2015, while employed as a Family Nurse Practitioner with Ideal Family Wellness, Houston, Texas, Respondent's practice fell below the minimum standards of nursing practice in that she engaged in non-therapeutic prescribing practices. More specifically, Respondent issued prescriptions for controlled substances to patients: AM, EM, MC, MW, and VW, without conducting appropriate assessments to justify her prescribing practices and/or exploring/ordering other treatment options in lieu of prescribing dangerous controlled substances to her patients. Respondent repeatedly prescribed an opioid and/or Soma to patients in the same doses, nearly identical quantities, and maximum strengths, indicating a failure to individually assess each patient and develop a treatment plan in response to each patient's individualization assessment. This type of prescribing falls below the standard of care in that the combination of Central Nervous System (CNS) depressants in such a unsupported quantities has greater risks than therapeutic benefit.

Further, Respondent failed to: (a) obtain all pertinent previous medical records; (b) appropriately assess and/or reassess function; (c) exhaust low-risk, evidence-based treatments before resorting to high-risk, non-evidence based treatment; (d) perform multi-site pain evaluations as appropriate; (d) appropriately monitor patients for aberrant and/or drug-seeking behavior; and (e) adequately collaborate and/or adequately document collaboration with a delegating physician.

The above action constitutes grounds for disciplinary action in accordance with Section 301.452(b)(10)&(13), Texas Occupations Code, and is a violation of 22 TEX. ADMIN. CODE §§ 217.11(1)(A),(1)(B),(1)(C),(1)(R),(1)(T),&(4)(effective November 15, 2007 to Current); 217.12(1)(A),(1)(B),(1)(E),(4),&(11)(B)(effective September 28, 2004 to Current); 221.12 (effective February 25, 2001 to Current); 221.13 (effective February 25, 2001 to Current); 222.4(a)&(b)(effective February 14, 2010 to November 19, 2013); 222.4(a)(effective November 20, 2013 to Current); 222.5 (November 20, 2013 to Current); 222.6 (effective February 14, 2010 to November 19, 2013); 222.8(b)(1)&(b)(2)(effective November 20, 2013 to Current); and 222.8 (effective February 14, 2010 to November 20, 2013).

CHARGE III.

On or about March 1, 2013, through April 17, 2015, while employed as a Family Nurse Practitioner with Ideal Family Wellness, Houston, Texas, Respondent's practice fell below the minimum standards of nursing practice in that she engaged in non-therapeutic prescribing practices. During this time period, Respondent issued thirteen thousand five hundred fifty five (13,555) prescriptions for controlled substances, which included dangerous drug cocktails. Dangerous drug cocktails are combinations of controlled substances, such as Tylenol with Codeine or hydrocodone, Soma, and/or

Alprazolam. Dangerous drug cocktails have greater risks than therapeutic benefit when taken together.

Respondent repeatedly prescribed Tylenol with Codeine or hydrocodone, Soma, and/or Alprazolam to patients in the same doses, nearly identical quantities, and maximum strengths, indicating a failure to individually assess each patient and develop a treatment plan in response to each patient's individualized assessment. This type of prescribing falls below the standard of care in that the combination of Central Nervous System (CNS) depressants in such unsupported quantities has greater risks than therapeutic benefit.

The above action constitutes grounds for disciplinary action in accordance with Section 301.452(b)(10)&(13), Texas Occupations Code, and is a violation of 22 TEX. ADMIN. CODE §§ 217.11(1)(A),(1)(B),(1)(C),(1)(R),(1)(T),&(4)(effective November 15, 2007 to Current); 217.12(1)(A),(1)(B),(1)(E),(4),&(11)(B)(effective September 28, 2004 to Current); 221.12 (effective February 25, 2001 to Current); 221.13 (effective February 25, 2001 to Current); 222.4(a)(effective November 20, 2013 to Current); 222.5 (November 20, 2013 to Current); 222.8(b)(1)&(b)(2)(effective November 20, 2013 to Current).

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. 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.

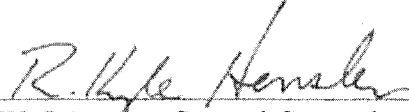
NOTICE IS GIVEN that, based on the Formal Charges, the Board will rely on the Disciplinary Matrix, located at 22 TEX. ADMIN. CODE §213.33(b), which can be found under the "Discipline & Complaints; Board Policies & Guidelines" section of the Board's website, www.bon.texas.gov.

NOTICE IS ALSO GIVEN that Respondent's past disciplinary history, as set out below and described in the Order(s) which is/are attached and incorporated by reference as part of these charges, will be offered in support of the disposition recommended by staff: Agreed Order of the Board dated July 18, 2013, and Agreed Order of the Department of Consumer Affairs State of California dated August 25, 2014.

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Filed this 17th day of May, 2016.

TEXAS BOARD OF NURSING



James W. Johnston, General Counsel
Board Certified - Administrative Law
Texas Board of Legal Specialization
State Bar No. 10838300

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333 Guadalupe, Tower III, Suite 460
Austin, Texas 78701
P: (512) 305-8657
F: (512) 305-8101 or (512)305-7401

Attachments: Agreed Order of the Board dated July 18, 2013, and Agreed Order of the Department of Consumer Affairs State of California dated August 25, 2014.

D(2015.11.18)



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 Family Nurse Practitioner & § AGREED
Registered Nurse License Number 728821 §
issued to FRANCES EGO CHILAKA § ORDER

On this day the Texas Board of Nursing, hereinafter referred to as the Board considered the matter of FRANCES EGO CHILAKA, Family Nurse Practitioner and Registered Nurse License Number 728821, 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) and 301.453, Texas Occupations Code. Respondent waived informal proceedings, notice and hearing, and agreed to the entry of this Order approved by Katherine A. Thomas, MN, RN, FAAN, Executive Director, on March 6, 2013, subject to ratification by the Board.

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 informal proceedings, notice and hearing, and agreed to the entry of this Order.
3. Respondent is currently licensed to practice professional nursing in the State of Texas.
4. Respondent received an Associate Degree in Nursing from Los Angeles Southwest College, Los Angeles, California on January 7, 1995. Respondent received a Bachelor of Science Degree in Business Management from Texas College, Tyler, Texas, in December 1984. Respondent received a Master of Science in Nursing and Family Nurse Practitioner from the University of Phoenix, Phoenix, Arizona, in January 2005. Respondent was licensed to practice professional nursing in the State of Texas on June 12, 2006. Respondent was authorized by the Texas Board of Nursing to practice as a Family Nurse Practitioner with prescriptive authorization in the State of Texas on October 27, 2012.

5. Respondent's nursing employment history includes:

11/1996 - 6/2006	School Nurse	LA Unified School District Los Angeles, CA
10/1994 - 8/2006	Charge Nurse	Brotman Medical Center Culver, CA
9/2006 - 10/2007	Staff Nurse	Twelve Oaks Hospital Houston, Texas
4/2007 - 11/2009	Staff Nurse	Michael E. DeBakery Veterans' Hospital Houston, Texas
6/2008 - 11/2008	Staff Nurse	Harris County Psychiatric Ctr Houston, Texas
11/2008 - 11/2009	Family Nurse Practitioner	Harwin Diagnostic & Family Clinic Houston, Texas
8/2009 - Present	Family Nurse Practitioner	Ideal Family Wellness Center Houston, Texas

6. At the time of the initial incident, Respondent was employed as a Family Nurse Practitioner with Ideal Family Wellness Center, Houston, Texas, and had been in this position for two (2) years.
7. On or about September 12, 2011, while self employed as a Family Nurse Practitioner with Ideal Family Wellness Center, Houston, Texas, Respondent left improperly packaged and labeled medications at the home of Patient TW, in that the medication was in a plastic bag and had Clonidine 0.1mg written with a marking pen. Respondent's conduct deprive the patient of written instructions and violated Chapter 483 (Dangerous Drugs), of the Texas Health and Safety Code.
8. On or about September 12, 2011, while self employed as a Family Nurse Practitioner with Ideal Family Wellness Center, Houston, Texas, Respondent falsely documented the administration of Clonidine 0.1mg to Patient TW. Respondent's conduct resulted in an inaccurate medical record which subsequent care givers would rely on to provide further patient care.
9. In response to Finding of Fact Number Seven (7), Respondent states she did leave Clonidine 0.1mg samples with the family, in consideration of their financial situation, and she did mark the package as Clonidine 0.1mg. Further, Respondent states she did record in the past

tense unintentionally and insists she did not administer any medications. In response to Finding of Fact Number Eight (8), Respondent states she did not administer any medications to the patient on September 21, 2011.

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)(B),(1)(D)&(4)(B) and 22 TEX. ADMIN. CODE §217.12(1)(B),(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 Family Nurse Practitioner and Registered Nurse License Number 728821, heretofore issued to FRANCES EGO CHILAKA, including revocation of Respondent's license(s) to practice nursing in the State of Texas.

ORDER

IT IS THEREFORE AGREED and ORDERED, subject to ratification by the Texas Board of Nursing, that RESPONDENT SHALL receive the sanction of a REPRIMAND WITH STIPULATIONS AND FINE, and RESPONDENT SHALL 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.

IT IS FURTHER AGREED and ORDERED that, while under the terms of this Order, this Order SHALL apply to any and all future licenses issued to Respondent to practice nursing in the State of Texas.

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.

IT IS FURTHER AGREED and ORDERED that while Respondent's license(s) is/are

encumbered by this Order, Respondent may not work outside the State of Texas pursuant to a nurse licensure compact privilege without the written permission of the Texas Board of Nursing and the Board of Nursing in the party state where Respondent wishes to work.

IT IS FURTHER AGREED that:

(1) RESPONDENT SHALL, within one (1) year of entry of this Order, successfully complete a course in Texas nursing jurisprudence and ethics. RESPONDENT SHALL obtain Board approval of the course prior to enrollment only if the course is not being offered by a pre-approved provider. Home study courses and video programs will not be approved. In order for the course to be approved, the target audience shall include nurses. It 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. RESPONDENT SHALL CAUSE the sponsoring institution to submit a Verification of Course Completion form, provided by the Board, to the Office of the Board to verify RESPONDENT'S successful completion of the course. This course shall be taken in addition to any other courses stipulated in this Order, if any, and in addition to any continuing education requirements the Board has for relicensure. *Board-approved courses may be found at the following Board website address: <http://www.bon.texas.gov/disciplinaryaction/stipscourses.html>.*

(2) RESPONDENT SHALL, within one (1) year of entry of this Order, successfully complete a course in nursing documentation. RESPONDENT SHALL obtain Board approval of the course prior to enrollment only if the course is not being offered by a pre-approved provider. Home

study courses and video programs will not be approved. The course shall be a minimum of six (6) hours in length of classroom time. In order for the course to be approved, the target audience shall include Nurses. The course shall include content on the following: 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. RESPONDENT SHALL cause the instructor to submit a Verification of Course Completion form, provided by the Board, to the Board's office to verify RESPONDENT'S successful completion of the course. This course shall be taken in addition to any other courses stipulated in this Order, if any, and in addition to any continuing education requirements the Board has for relicensure. *Board-approved courses may be found at the following Board website address:* <http://www.bon.texas.gov/disciplinaryaction/stipscourses.html>.

(3) RESPONDENT SHALL, within one (1) year of entry of this Order, successfully complete 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 program, RESPONDENT SHALL SUBMIT the continuing education certificate of completion for this program to the Board's office, to the attention of Monitoring. This course is to be taken in addition to any continuing education requirements the Board may have for relicensure. *Board-approved courses may be found at the following Board website address:* <http://www.bon.texas.gov/disciplinaryaction/stipscourses.html>.

(4) RESPONDENT SHALL pay a monetary fine in the amount of five hundred dollars (\$500). RESPONDENT SHALL pay this fine 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.

IT IS FURTHER AGREED, SHOULD RESPONDENT PRACTICE AS A NURSE IN THE STATE OF TEXAS, RESPONDENT WILL PROVIDE DIRECT PATIENT CARE AND PRACTICE IN A HOSPITAL, NURSING HOME, OR OTHER CLINICAL SETTING AND RESPONDENT MUST WORK IN SUCH SETTING A MINIMUM OF SIXTY-FOUR (64) HOURS PER MONTH UNDER THE FOLLOWING STIPULATIONS FOR TWO (2) YEAR(S) OF EMPLOYMENT. THE LENGTH OF THE STIPULATION PERIOD WILL BE EXTENDED UNTIL SUCH TWENTY-FOUR (24) MONTHS HAVE ELAPSED. PERIODS OF UNEMPLOYMENT OR OF EMPLOYMENT THAT DO NOT REQUIRE THE USE OF A REGISTERED NURSE (RN) LICENSE WITH ADVANCED PRACTICE AUTHORIZATION WILL NOT APPLY TO THIS STIPULATION PERIOD:

(5) RESPONDENT SHALL notify each present employer in nursing of this Order of the Board and the stipulations on RESPONDENT'S license(s). RESPONDENT SHALL present a complete copy of this Order and all Proposals for Decision issued by the Administrative Law Judge, if any, to each present employer within five (5) days of receipt of this Order. RESPONDENT SHALL notify all future employers in nursing of this Order of the Board and the stipulations on RESPONDENT'S license(s). RESPONDENT SHALL present a complete copy of this Order and all Proposals for Decision issued by the Administrative Law Judge, if any, to each future employer prior to accepting an offer of employment.

(6) RESPONDENT SHALL CAUSE each present employer in nursing to submit the Notification of Employment form, which is provided to the Respondent by the Board, to the Board's office within ten (10) days of receipt of this Order. RESPONDENT SHALL CAUSE each future employer to submit the Notification of Employment form, which is provided to the Respondent by the Board, to the Board's office within five (5) days of employment as a nurse.

(7) Should RESPONDENT choose to work as a Family Nurse Practitioner, RESPONDENT'S practice will be monitored for two (2) years by a Physician or Family Nurse Practitioner who has been approved by the Board. RESPONDENT must provide a list of three (3) Physicians and/or three (3) Family Nurse Practitioners from which the Board shall select. For the Physician and/or Family Nurse Practitioner, the list must include the following for each: name, license number or social security number, educational background and professional employment history. Monitoring shall commence no later than thirty (30) days following the date of RESPONDENT'S receipt of the name of the monitor selected by the Board. The monitor will offer guidance, advice and assistance to the RESPONDENT as necessary to ensure that deficiencies such as those set forth in this Order do not reoccur. RESPONDENT SHALL meet with the monitor at least twice a month, at least one (1) hour duration each. RESPONDENT SHALL ensure that the monitor submits reports, addressing RESPONDENT'S progress in overcoming these deficiencies to the office of the Board at the end of each three (3) months for the two (2) year stipulation period. Meetings may be longer and more frequent if the monitor determines necessary. Multiple employers are prohibited.

IT IS FURTHER AGREED, that 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 shall be eligible for nurse licensure compact privileges, if any.

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RESPONDENT'S CERTIFICATION

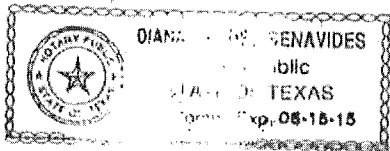
I understand that I have the right to legal counsel prior to signing this Agreed Order. I have reviewed this Order. I neither admit nor deny the violation(s) alleged herein. By my signature on this Order, I agree to the Findings of Fact, Conclusions of Law, Order, and any conditions of said Order, to avoid further disciplinary action in this matter. I waive judicial review of this Order. I understand that this Order is subject to ratification by the Board. When this Order is ratified, the terms of this Order become effective, and 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 revocation of my license(s) to practice nursing in the State of Texas, as a consequence of my noncompliance.

Signed this 20 day of May, 2013.

Frances Ego Chilaka
FRANCES EGO CHILAKA, RESPONDENT

Sworn to and subscribed before me this 20th day of May, 2013.

SEAL

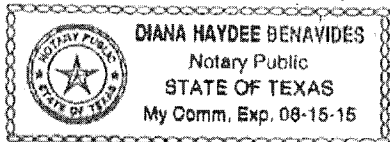


Notary Public in and for the State of Texas

Approved as to form and substance.

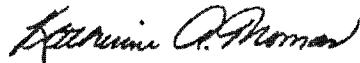
Silvia Tiller
Silvia Tiller, Attorney for Respondent

Signed this 20th day of May, 2013



WHEREFORE, PREMISES CONSIDERED, the Texas Board of Nursing does hereby ratify and adopt the Agreed Order that was signed on the 20th day of May, 2013, by FRANCES EGO CHILAKA, Family Nurse Practitioner and Registered Nurse License Number 728821, and said Order is final.

Effective this 18th day of July, 2013.



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



I hereby certify this to be a complete accurate and true copy of the decision which is on file or is filed in the offices of the State Board of Nursing.
Louise R. Bailey
Executive Director of the Board

BOARD OF REGISTERED NURSING
DEPARTMENT OF CONSUMER AFFAIRS
STATE OF CALIFORNIA

In the Matter of the Accusation Against:

FRANCES E. CHILAKA,

Case No. 2014-995

Registered Nurse License No. 513726
Nurse Practitioner Certificate No. 15625

Respondent.

DECISION AND ORDER

Pursuant to Title 16 of the California Code of Regulations, section 1403, the attached Stipulated Settlement is hereby adopted by the Board of Registered Nursing as its Decision and Order in the above-entitled matter.

This Decision shall become effective on August 25, 2014

IT IS SO ORDERED this 28th day of August, 2014

Louise R. Bailey
Louise R. Bailey, M.Ed., RN
Executive Officer
Board of Registered Nursing
Department of Consumer Affairs
State of California

I hereby certify the foregoing to be a true copy of the documents on file in our office.

BOARD OF REGISTERED NURSING

Louise R. Bailey M.Ed., RN
Louise R. Bailey, M. ED., RN
Executive Officer



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Attorneys for Complainant
8

9 **BEFORE THE**
BOARD OF REGISTERED NURSING
DEPARTMENT OF CONSUMER AFFAIRS
10 **STATE OF CALIFORNIA**

11 In the Matter of the Accusation Against:

Case No. 2014-995

12 **FRANCES E. CHILAKA**
1826 Granite Field Lane
13 Richmond, TX 77469
14 Registered Nurse License No. 513726
Nurse Practitioner Certificate No. 15625

OAH No.

**STIPULATED SURRENDER OF
LICENSE AND ORDER**

15 Respondent.
16

17
18 IT IS HEREBY STIPULATED AND AGREED by and between the parties to the above-
19 entitled proceedings that the following matters are true:

20 PARTIES

21 1. Louise R. Bailey, M.Ed., RN ("Complainant") is the Executive Officer of the Board
22 of Registered Nursing. She brought this action solely in her official capacity and is represented in
23 this matter by Kamala D. Harris, Attorney General of the State of California, by Carter Ott,
24 Deputy Attorney General.

25 2. Frances E. Chilaka ("Respondent") is represented in this proceeding by attorney
26 Silvia Tiller, whose address is Tiller & Associates, P.O. Box 1263, Fresno, TX 77545, (281)
27 780-2362.
28

1 CULPABILITY

2 9. Respondent admits the truth of each and every charge and allegation in the
3 Accusation, agrees that cause exists for discipline and hereby surrenders her Registered Nurse
4 License No. 513726 for the Board's formal acceptance.

5 10. Respondent understands that by signing this stipulation she enables the Board to issue
6 an order accepting the surrender of her Registered Nurse License without further process.

7 11. Respondent admits the truth of each and every charge and allegation in the
8 Accusation, agrees that cause exists for discipline and hereby surrenders her Nurse Practitioner
9 Certificate No. 15625 for the Board's formal acceptance.

10 12. Respondent understands that by signing this stipulation she enables the Board to issue
11 an order accepting the surrender of her Nurse Practitioner Certificate without further process.

12 RESERVATION

13 13. The admissions made by Respondent herein are only for the purposes of this
14 proceeding, or any other proceedings in which the Board or other professional licensing agency is
15 involved, and shall not be admissible in any other criminal or civil proceeding.

16 CONTINGENCY

17 14. This stipulation shall be subject to approval by the Board. Respondent understands
18 and agrees that counsel for Complainant and the staff of the Board may communicate directly
19 with the Board regarding this stipulation and surrender, without notice to or participation by
20 Respondent or her counsel. By signing the stipulation, Respondent understands and agrees that
21 she may not withdraw her agreement or seek to rescind the stipulation prior to the time the Board
22 considers and acts upon it. If the Board fails to adopt this stipulation as its Decision And Order,
23 the Stipulated Surrender Of License And Order shall be of no force or effect, except for this
24 paragraph, it shall be inadmissible in any legal action between the parties, and the Board shall not
25 be disqualified from further action by having considered this matter.

26 ////

27 ////

28 ////

1 15. The parties understand and agree that Portable Document Format ("PDF") and
2 facsimile copies of this Stipulated Surrender Of License And Order, including PDF and facsimile
3 signatures thereto, shall have the same force and effect as the originals.

4 16. This Stipulated Surrender Of License And Order is intended by the parties to be an
5 integrated writing representing the complete, final, and exclusive embodiment of their agreement.
6 It supersedes any and all prior or contemporaneous agreements, understandings, discussions,
7 negotiations, and commitments (written or oral). This Stipulated Surrender Of License And
8 Order may not be altered, amended, modified, supplemented, or otherwise changed except by a
9 writing executed by an authorized representative of each of the parties.

10 17. In consideration of the foregoing admissions and stipulations, the parties agree that
11 the Board may, without further notice or formal proceeding, issue and enter the following Order:

12 ORDER

13 IT IS HEREBY ORDERED that Registered Nurse License No. 513726 and Nurse
14 Practitioner Certificate No. 15625 issued to Respondent Frances E. Chilaka, are surrendered and
15 accepted by the Board.

16 1. The surrender of Respondent's Registered Nurse License and Nurse Practitioner
17 Certificate and the acceptance of the surrendered licenses by the Board shall constitute the
18 imposition of discipline against Respondent. This stipulation constitutes a record of the discipline
19 and shall become a part of Respondent's license history with the Board.

20 2. Respondent shall lose all rights and privileges as a Registered Nurse and Nurse
21 Practitioner in California as of the effective date of the Board's Decision And Order.

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1 3. Respondent shall cause to be delivered to the Board any and all pocket licenses and, if
2 issued, her wall certificates on or before the effective date of the Decision And Order.

3 4. If Respondent ever files an application for licensure or a petition for reinstatement in
4 the State of California, the Board shall treat it as a petition for reinstatement. Respondent must
5 comply with all the laws, regulations and procedures for reinstatement of a revoked license(s) in
6 effect at the time the petition is filed, and all of the charges and allegations contained in the
7 Accusation shall be deemed to be true, correct and admitted by Respondent when the Board
8 determines whether to grant or deny the petition.

9 5. If and when Respondent's license(s) is reinstated, she shall pay to the Board costs
10 associated with its investigation and enforcement pursuant to Business and Professions Code
11 section 125.3 in the amount of \$1,605. Respondent shall be permitted to pay these costs in a
12 payment plan approved by the Board. Nothing in this provision shall be construed to prohibit the
13 Board from reducing the amount of cost recovery upon reinstatement of the license.


14 6. If Respondent should ever apply or reapply for a new license or certification, or
15 petition for reinstatement of a license, by any other health care licensing agency in the State of
16 California, all of the charges and allegations contained in the Accusation shall be deemed to be
17 true, correct, and admitted by Respondent for the purpose of any Statement of Issues or any other
18 proceeding seeking to deny or restrict licensure.

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1 7. Respondent shall not apply for licensure or petition for reinstatement for two (2)
2 years from the effective date of the Board's Decision And Order.

3 ACCEPTANCE

4 I have carefully read the above Stipulated Surrender Of License And Order and have fully
5 discussed it with my attorney, Silvia Tiller. I understand the stipulation and the effect it will have
6 on my Registered Nurse License and Nurse Practitioner Certificate. I enter into this Stipulated
7 Surrender Of License And Order voluntarily, knowingly, and intelligently, and agree to be bound
8 by the Decision And Order of the Board of Registered Nursing.

9
10 DATED: 6/27/14 
11 FRANCES E. CHILAKA
Respondent

12 I have read and fully discussed with Respondent Frances E. Chilaka the terms and
13 conditions and other matters contained in this Stipulated Surrender Of License And Order. I
14 approve its form and content.

15 DATED: 6/27/14 
16 SILVIA TILLER
17 Attorney for Respondent

18 ENDORSEMENT

19 The foregoing Stipulated Surrender Of License And Order is hereby respectfully submitted
20 for consideration by the Board of Registered Nursing of the Department of Consumer Affairs.

21 Dated: Respectfully submitted,
22 KAMALA D. HARRIS
23 Attorney General of California
24 DIANN SOKOLOFF
25 Supervising Deputy Attorney General

26 CARTER OTT
27 Deputy Attorney General
28 Attorneys for Complainant

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7. Respondent shall not apply for licensure or petition for reinstatement for two (2) years from the effective date of the Board's Decision And Order.

ACCEPTANCE

I have carefully read the above Stipulated Surrender Of License And Order and have fully discussed it with my attorney, Silvia Tiller. I understand the stipulation and the effect it will have on my Registered Nurse License and Nurse Practitioner Certificate. I enter into this Stipulated Surrender Of License And Order voluntarily, knowingly, and intelligently, and agree to be bound by the Decision And Order of the Board of Registered Nursing.

DATED: _____

FRANCES E. CHILAKA
Respondent

I have read and fully discussed with Respondent Frances E. Chilaka the terms and conditions and other matters contained in this Stipulated Surrender Of License And Order. I approve its form and content.

DATED: _____

SILVIA TILLER
Attorney for Respondent

ENDORSEMENT

The foregoing Stipulated Surrender Of License And Order is hereby respectfully submitted for consideration by the Board of Registered Nursing of the Department of Consumer Affairs.

Dated:

Respectfully submitted,
KAMALA D. HARRIS
Attorney General of California
DIANN SOKOLOFF
Supervising Deputy Attorney General

CARTER OTT
Deputy Attorney General
Attorneys for Complainant

Exhibit A

Accusation No. 2014-995

1 KAMALA D. HARRIS
Attorney General of California
2 ALFREDO TERRAZAS
Senior Assistant Attorney General
3 DIANN SOKOLOFF
Supervising Deputy Attorney General
4 State Bar No. 161082
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6 Telephone: (510) 622-2221
Facsimile: (510) 622-2270
7 Attorneys for Complainant

8 BEFORE THE
9 BOARD OF REGISTERED NURSING
DEPARTMENT OF CONSUMER AFFAIRS
10 STATE OF CALIFORNIA

11 In the Matter of the Accusation Against:

Case No. 2014-995

12 FRANCES E. CHILAKA
1826 Granite Field Lane
13 Richmond, TX 77469

ACCUSATION

14 Registered Nurse License No. 513726

15 Nurse Practitioner Certificate No. 15625

16 Respondent,

17

18 Complainant alleges:

19

PARTIES

20 1. Louise R. Bailey, M.Ed., RN ("Complainant") brings this Accusation solely in her
21 official capacity as the Executive Officer of the Board of Registered Nursing, Department of
22 Consumer Affairs.

23 2. On or about August 2, 1995, the Board of Registered Nursing issued Registered
24 Nurse License Number 513726 to Frances E. Chilaka ("Respondent"). The Registered Nurse
25 License was in full force and effect at all times relevant to the charges brought in this Accusation.
26 The Registered Nurse License expired on June 30, 2013 and has not been renewed.

27 3. On or about April 6, 2005, the Board of Registered Nursing issued Nurse
28 Practitioner Certificate Number 15625 to Frances E. Chilaka ("Respondent"). The Nurse

1 Practitioner Certificate was in full force and effect at all times relevant to the charges brought in
2 this Accusation. The Registered Nurse License expired on June 30, 2013 and has not been
3 renewed.

4 JURISDICTION

5 4. This Accusation is brought before the Board of Registered Nursing ("Board"),
6 Department of Consumer Affairs, under the authority of the following laws. All section
7 references are to the Business and Professions Code ("Code") unless otherwise indicated.

8 5. Section 2750 of the Code provides, in pertinent part, that the Board may discipline
9 any licensee, including a licensee holding a temporary or an inactive license, for any reason
10 provided in Article 3 (commencing with section 2750) of the Nursing Practice Act.

11 6. Section 2764 of the Code provides, in pertinent part, that the expiration of a license
12 shall not deprive the Board of jurisdiction to proceed with a disciplinary proceeding against the
13 licensee or to render a decision imposing discipline on the license. Under section 2811,
14 subdivision (b) of the Code, the Board may renew an expired license at any time within eight
15 years after the expiration.

16 STATUTORY PROVISIONS

17 7. Section 2761 of the Code states:

18 "The board may take disciplinary action against a certified or licensed nurse or deny an
19 application for a certificate or license for any of the following:

20 "(a) Unprofessional conduct, which includes, but is not limited to, the following:

21 ...

22 "(4) Denial of licensure, revocation, suspension, restriction, or any other disciplinary action
23 against a health care professional license or certificate by another state or territory of the United
24 States, by any other government agency, or by another California health care professional
25 licensing board. A certified copy of the decision or judgment shall be conclusive evidence of that
26 action."

27 COST RECOVERY

28

1. 8. Section 125.3 of the Code provides, in pertinent part, that the Board may request the
2 administrative law judge to direct a licentiate found to have committed a violation or violations of
3 the licensing act to pay a sum not to exceed the reasonable costs of the investigation and
4 enforcement of the case, with failure of the licentiate to comply subjecting the license to not being
5 renewed or reinstated. If a case settles, recovery of investigation and enforcement costs may be
6 included in a stipulated settlement.

7 CAUSE FOR DISCIPLINE

8 (Unprofessional Conduct – Out of State Discipline)
9 (Bus. & Prof. Code § 2761, subd. (a)(4))

10 9. Respondent has subjected her registered nurse license to disciplinary action under
11 Code section 2761, subdivision (a)(4), in that on or about May 20, 2013, in a disciplinary action
12 entitled, "In the Matter of Family Nurse Practitioner and Registered Nurse License Number
13 728821 issued to Frances Ego Chilaka, before the Texas State of Board of Nursing ("Texas
14 Board"), the Texas Board entered an Agreed Order reprimanding Respondent's license to practice
15 as a registered nurse in the State of Texas. The Texas Board's Agreed Order required Respondent
16 to do the following: (1) enroll in and complete a six-hour course in Texas nursing jurisprudence
17 and ethics; (2) enroll in and complete a six-hour course in nursing documentation; and (3) enroll
18 in and complete the 3.6 hour online course, "Sharpening Critical Thinking Skills," provided by
19 the National Council of State Boards of Nursing Learning Extension.

20 10. Once Respondent fulfilled the above conditions, the Agreed Order required
21 Respondent to pay a \$500.00 fine within 45 days of entry of the Agreed Order. The Agreed
22 Order further required Respondent to work a minimum of 64 hours-per-month for two years
23 under the following terms and conditions: (1) notify all present employers of the Order and the
24 stipulations on Respondent's license and provide a copy of the Order within five days of receipt
25 of the Order; (2) notify all future employers of the Order and the stipulations on Respondent's
26 license; (3) cause each present employer to submit the Notification of Employment form to the
27 Texas Board's office within 10 days of receipt of the Order; (4) cause each future employer to
28 submit the Notification of Employment form to the Texas Board's office within 5 days of

1 employment as a nurse; and (5) work under direct monitoring by a Physician or Family Nurse
2 Practitioner approved by the Texas Board.

3 11. The circumstances supporting the Texas Board's Agreed Order are that on or
4 about September 12, 2011, while Respondent was self-employed as a Family Nurse Practitioner
5 with Ideal Family Wellness Center in Houston, Texas, Respondent falsely documented the
6 administration of Clonidine 0.1 mg to Patient T.W. On or about the same date, Respondent left
7 improperly packaged and labeled medications at the home of Patient T.W. In response to the
8 allegations, Respondent admitted that she did not administer any medications to Patient T.W. on
9 September 12, 2011. Respondent also admitted that she left improperly marked Clonidine 0.1 mg
10 samples with the family and recorded the medication in the past tense.

11 PRAYER

12 WHEREFORE, Complainant requests that a hearing be held on the matters alleged in this
13 Accusation, and that following the hearing, the Board of Registered Nursing issue a decision:

- 14 1. Revoking or suspending Registered Nurse License Number 513726, issued to Frances
15 E. Chilaka;
- 16 2. Revoking or suspending Nurse Practitioner Certificate Number 15625, issued to
17 Frances E. Chilaka;
- 18 3. Ordering Frances E. Chilaka, to pay the Board of Registered Nursing the reasonable
19 costs of the investigation and enforcement of this case, pursuant to Business and Professions
20 Code section 125.3; and
- 21 4. Taking such other and further action as deemed necessary and proper.
- 22

23 DATED: FEBRUARY 19, 2014

Louise R. Bailey
24 LOUISE R. BAILEY, M.ED., RN
25 Executive Officer
26 Board of Registered Nursing,
27 Department of Consumer Affairs
28 State of California
Complainant