



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.
William O. Thomas
Executive Director of the Board

BEFORE THE TEXAS BOARD OF NURSING

In the Matter of	§	AGREED
Vocational Nurse License Number 208319	§	
issued to TEIZO DEVOTNAE ADKISON	§	ORDER

On this day the Texas Board of Nursing, hereinafter referred to as the Board, considered the matter of TEIZO DEVOTNAE ADKISON, Vocational Nurse License Number 208319, 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.
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 current status.
4. Respondent received a Certificate in Vocational Nursing from Concord Career Institute, Arlington, Texas, on December 22, 2006. Respondent was licensed to practice vocational nursing in the State of Texas on January 30, 2007.
5. Respondent's nursing employment history includes:

01/2007 - 08/2009	Unknown
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09/2009 - 05/2015	Owner	LifeSpan Resources of Texas, Inc. Dallas, Texas
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Respondent's nursing employment history continued:

05/2015 - Present

Unknown

6. On or about August 13, 2012, Respondent's license to practice vocational nursing in the State of Texas was issued the sanction of REMEDIAL EDUCATION. Respondent has successfully completed the terms of the order. A copy of the Findings of Fact, Conclusions of Law and Order, dated August 13, 2012, is attached and incorporated, herein, by reference, as part of this Order.
7. On or about June 2014, through February 2015, while Owner/Program Director of LifeSpan Resources of Texas, Inc., Dallas, Texas, a finding of exploitation was confirmed against Respondent by the Texas Department of Adult Protective Services (APS) due to their finding that he exploited intellectually and mentally disabled consumer T.S., out of thousands of dollars that were meant to be used for the consumer's personal and living expenses. Respondent's conduct defrauded the consumer of his personal funds and deprived the consumer of funds for living expenses that he may have needed.
8. On or about March 29, 2015, through March 30, 2015, while Owner/Program Director of LifeSpan Resources of Texas, Inc., Dallas, Texas, Respondent failed to ensure the safety of consumers M.P. and M.M., while on a community outing to the beach, that resulted in the consumers sustaining sunburns that required emergency treatment and extensive follow-up treatment approximately three (3) days later. Respondent's conduct unnecessarily exposed the consumers to risk of harm from undetected complications due to their sunburns.
9. On or about April 3, 2015, through April 13, 2015, while Owner/Program Director of LifeSpan Resources of Texas, Inc., Dallas, Texas, a review by the Texas Department of Aging and Disability (TDADS) cited the facility with the following violations:
 - Fraudulent billing for services not provided;
 - Failed to ensure that medications were refilled in a timely manner and available for consumer use;
 - Failed to secure medications and/or maintain medication administration records;
 - Failed to discontinue medications as ordered by a physician, and continued to administer them;
 - Failed to administer scheduled medications as ordered by a physician;
 - Failed to ensure that medical appointments and referrals were made for consumers to receive continuing medical care;
 - Failed to delegate nursing tasks, by a Registered Nurse (RN), to an unlicensed service provider and supervising the performance of those tasks;
 - Telephone triage and delegation of medication administration duties to unlicensed staff by the owner/program provider of LifeSpan who identified himself as a Licensed Vocational Nurse (LVN);
 - Failed to maintain receipts and records of expenditures in consumer trust fund ledgers;

- Failed to review incidents of abuse, neglect, or exploitation against consumers at LifeSpan Resources by the Department of Family and Protective Services (DFPS);
- Restraint Risk Assessments completed without the over-site of a physician; and
- Failed to notify a Registered Nurse (RN) or a Licensed Vocational Nurse (LVN) of the use of behavioral emergency restraints.

As a result of the findings, Respondent's contract was terminated by the Texas Department of Aging and Disability (TDADS) in April 2015 or May 2015.

10. On or about April 2015, through the present, while Owner/Program Director of LifeSpan Resources of Texas, Inc., Dallas, Texas, Respondent failed to maintain medical records of consumers in his group homes. Respondent's conduct prevented officials with the State of Texas from properly investigating violations and adequately protecting the public.
11. In response to Findings of Fact Numbers Seven (7), through Ten (10), Respondent states that he was the CEO and Program Director of his business Lifespan Resources of Texas, and although he was an LVN he was never the nurse responsible for the consumers medical services. In response to Finding of Fact Number Seven (7), Respondent states that he shared the login to the consumer's account with multiple users and he was not the only signer on the consumer's account. In response to Finding of Fact Number Eight (8), Respondent states that staff noticed the consumers' skin were slightly red, therefore he sent staff to the store to get sun tan lotion. Respondent claims he made several attempts to get the consumers to put the lotion on or their shirt back on, but they refused. Respondent states that some of the employees suggested that they put aloe vera on the consumers' skin, but he insisted that they take the consumers to the ER to ensure their safety. Respondent states that in his opinion, he was not a nurse and had no right to make a judgment. Respondent states that the only judgment he made was to send his consumers to the ER because they were complaining of pain and he could visibly see blisters forming. In response to Finding of Fact Nine (9), Respondent states that he was hospitalized on October 27, 2014, and was unable to practice as an LVN. Respondent explains that when he was able to make a decision, he asked staff to hire an LVN to assist with medical services. Respondent explains that he personally traveled with the LVN to ensure that he was checking medication for refills and making sure that they contacted the RN for other services. Respondent states that he never once practiced as an LVN or signed any documents. In regards to consumer medications, Respondent explains that he would personally sit down with each pre-printed Medication Administration Record (MAR) and verify it against the physicians' orders and ensure that the actual med was present in the home. Respondent states that it was the responsibility of the staff to notify the manager, and the manager to inform the nurse of the medication not being onsite. Respondent states that it is impossible for one single person to manage multiple group homes in various locations across the State of Texas. Furthermore, Respondent explains that if staff took a patient to the doctor and the physician wrote an order to discontinue a medication, the staff would have had to send that order to the pharmacy in order for them to be notified of the discontinuation. Respondent further states that it was difficult to get the clients seen by doctors if they had Medicaid, as their payor, as all of their clients did. Respondent denies that he triaged a consumer over the phone, and explains that he has always informed and

trained staff to know that all delegations had to be done by an RN. In response to Finding of Fact Number Ten (10), Respondent states that he did receive the subpoena for records, but he does not have them.

12. Formal Charges were filed on December 7, 2015.
13. Formal Charges were mailed to Respondent on December 9, 2015.
14. Respondent, by his signature to this Order, expresses his desire to voluntarily surrender his license to practice nursing in the State of Texas.

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)(J),(1)(M),(1)(Q)&(1)(S) and 22 TEX. ADMIN. CODE §217.12(1)(A),(1)(B),(1)(C),(4),(6)(C),(6)(D)&(6)(G).
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 208319, heretofore issued to TEIZO DEVOTNAE ADKISON, 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 208319, heretofore issued to TEIZO DEVOTNAE ADKISON, 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 himself 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 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.

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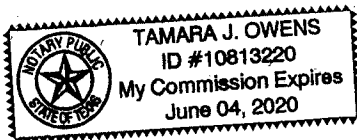
RESPONDENT'S CERTIFICATION

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 18th day of May, 2016.
Teizo Devotnae Adkison
TEIZO DEVOTNAE ADKISON, Respondent

Sworn to and subscribed before me this 18 day of May, 2016.

SEAL



Tamara J Owens
Notary Public in and for the State of Texas

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 208319, previously issued to TEIZO DEVOTNAE ADKISON.

Effective this 24th day of May, 2016.

A handwritten signature in cursive script, appearing to read "Katherine A. Thomas", is written over a horizontal line.

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



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 Vocational Nurse § AGREED
License Number 208319 §
issued to TEIZO DEVOTNAE ADKISON § ORDER

On this day the Texas Board of Nursing, hereinafter referred to as the Board, considered the matter of TEIZO DEVOTNAE ADKISON, Vocational Nurse License Number 208319, hereinafter referred to as Respondent.

Information received by the Board produced evidence that Respondent may have violated Section 301.452(b)(2)&(10), Texas Occupations Code. Respondent waived representation by counsel, informal proceedings, notice and hearing, and agreed to the entry of this Order offered on June 19, 2012, by Katherine A. Thomas, MN, RN, FAAN, Executive Director.

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 representation by counsel, informal proceedings, 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 Concord Career Institute, Arlington, Texas, on December 22, 2006. Respondent was licensed to practice vocational nursing in the State of Texas on January 30, 2007.
5. Respondent's vocational nursing employment history is unknown.

6. On or about October 26, 2008, Respondent submitted an Online Renewal Document to the Texas Board of Nursing in which he provided false, deceptive, and/or misleading information, in that he answered "No" to the question: "Have you, within the past 24 months or since your last renewal, for any criminal offense, including those pending appeal:
- A. been convicted of a misdemeanor?
 - B. been convicted of a felony?
 - C. pled nolo contendere, no contest, or guilty?
 - D. received deferred adjudication?
 - E. been placed on community supervision or court-ordered probation, whether or not adjudicated guilty?
 - F. been sentenced to serve jail or prison time? court-ordered confinement?
 - G. been granted pre-trial diversion?
 - H. been arrested or have any pending criminal charges?
 - I. been cited or charged with any violation of the law?
 - J. been subject of a court-martial; Article 15 violation; or received any form of military judgment/punishment/action?"

Respondent failed to disclose that on or about May 30, 2008, Respondent pled Nolo Contendere and was found Guilty of ISSUANCE OF A BAD CHECK, a Class C misdemeanor offense committed on August 25, 2003, in the County Court, Midland County, Texas, under Cause No. 107960.

7. In response to Finding of Fact Number Six (6), Respondent states: He never meant to mislead or give false information. Before starting nursing school in 2006, he wrote the board to verify his eligibility to sit for the NCLEX-PN and hold a license in Texas as a LVN. On another occasion when renewing his license, he also divulged information that he was arrested because of a ticket that was unpaid. He had no intention of providing the State of Texas with misleading information as he has never withheld or omitted this valuable information. His thought was the case had been solved previously and this was unpaid restitution. He did not think that this information had to be disclosed on the renewal application.

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 of Section 301.452(b)(2)&(10), Texas Occupations Code, and 22 TEX. ADMIN. CODE §217.12(6)(I).

4. The evidence received is sufficient cause pursuant to Section 301.452(b), Texas Occupations Code, to take disciplinary action against Vocational Nurse License Number 208319, heretofore issued to TEIZO DEVOTNAE ADKISON, including revocation of Respondent's license(s) to practice nursing in the State of Texas.

ORDER

IT IS THEREFORE AGREED and ORDERED that RESPONDENT SHALL receive the sanction of REMEDIAL EDUCATION AND A 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 State of Texas 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 pay a monetary fine in the amount of two hundred fifty dollars (\$250.00). 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, 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.

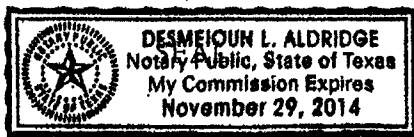
RESPONDENT'S CERTIFICATION

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 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 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 revocation of my license(s) to practice nursing in the State of Texas, as a consequence of my noncompliance.

Signed this 7th day of August, 2012

Teizo Devotnae Adkison
TEIZO DEVOTNAE ADKISON, Respondent

Sworn to and subscribed before me this 7th day of August, 2012.



Desmeioun L. Aldridge
Notary Public in and for the State of Texas

WHEREFORE, PREMISES CONSIDERED, the Executive Director, on behalf of the Texas Board of Nursing, does hereby ratify and adopt the Agreed Order that was signed on the 7th day of August, 2012, by TEIZO DEVOTNAE ADKISON, Vocational Nurse License Number 208319, and said Order is final.



Effective this 13th day of August, 2012.

Katherine A. Thomas

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