

BEFORE THE TEXAS BOARD OF NURSING

In the Matter of
Vocational Nurse License Number 123968
issued to PHILIP HARLAN HILL

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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 D Texas Board of Nursing. **Texas Board of Nursing.** **Texas Board of Puternas Executive Director of the Board

ORDER OF THE BOARD

On this day, the Texas Board of Nursing, hereinafter referred to as the Board, accepted the voluntary surrender of Vocational Nurse License Number 123968, issued to PHILIP HARLAN HILL, hereinafter referred to as Respondent. This action was taken in accordance with Section 301.453(c), Texas Occupations Code.

Respondent waived representation by counsel, informal proceedings, notice and hearing.

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

FINDINGS OF FACT

- 1. Respondent is currently licensed to practice vocational nursing in the State of Texas.
- 2. Respondent waived representation by counsel, informal proceedings, notice and hearing.
- 3. Respondent received a Certificate in Vocational Nursing from the Army Practical Nurse Course, Fort Sam Houston, Texas on September 23, 1988. Respondent was licensed to practice vocational nursing in the State of Texas in May 26, 1989.
- 4. Respondent's nursing employment history includes:

5/1989-7/2000	Army Nurse	United States Army
7/2000-11/2002	Unknown	
11/2002-5/2016	Field Nurse	Special Kids Care San Antonio, Texas

Respondent's nursing employment history continued:

2/2014-5/2016

LVN

Awesome Healthcare Services Converse, Texas

5/2016-Present

Unknown

- 5. On or about April 29, 2016, while employed as a Licensed Vocational Nurse with Awesome Healthcare Services, Converse, Texas, Respondent falsely documented an assessment in the Skilled Nursing Flowsheet of Patient MR#126, in that he did not touch the patient during the period he documented. Respondent's conduct created an inaccurate medical record and failure to administer medication as ordered by the physician could have resulted in non-efficacious treatment.
- 6. On or about April 30, 2016, while employed as a Licensed Vocational Nurse with Awesome Healthcare Services, Converse, Texas, Respondent abused patient MR#126, in that he threw the patient onto his bed allowing his head to hit the crib, covered the patient's mouth with his hand, and repeatedly hit the patient on the head. Respondent's conduct was likely to cause emotional, physical, and/or psychological harm to the patient and could have interfered or disrupted this patient's treatment.
- 7. On or about April 30, 2016 and May 1, 2016, while employed as a Licensed Vocational Nurse with Awesome Healthcare Services, Converse, Texas, Respondent lacked fitness to practice nursing in that he slept while on duty. Respondent's conduct was likely to injure the patient in that it adversely affected her ability to recognize subtle signs, symptoms or changes in the patient's conditions, and could have affected her ability to make rational, accurate, and appropriate assessments, judgments, and decisions regarding patient care, thereby placing the patient in potential danger.
- 8. On September 1, 2016, the Board received a notarized statement from Respondent voluntarily surrendering the right to practice nursing in Texas. A copy of Respondent's notarized statement, dated August 31, 2016, is attached and incorporated herein by reference as part of this Order.

CONCLUSIONS OF LAW

- 1. Pursuant to Texas Occupations Code, Sections 301.451-301.555, the Board has jurisdiction over this matter.
- 2. Notice was served in accordance with law.

- 3. The evidence received is sufficient to prove violation(s) of 22 Tex. ADMIN. CODE \$217.11(1)(A),(1)(B)&(1)(D) and 22 Tex. ADMIN. CODE \$217.12(1)(A),(1)(B),(1)(C),(1)(E),(4),(6)(C)&(6)(F).
- 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 123968, heretofore issued to PHILIP HARLAN HILL, including revocation of Respondent's license to practice nursing in the State of Texas.
- 5. Under Section 301.453(c), Texas Occupations Code, the Board has the authority to accept the voluntary surrender of a license.
- 6. Under Section 301.453(d), Texas Occupations Code, the Board may impose conditions for reinstatement of licensure.
- 7. Any subsequent reinstatement of this license will be controlled by Section 301.453(d), Texas Occupations Code, and 22 TAC§§213.26-.29, and any amendments thereof in effect at the time of the reinstatement.

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<u>ORDER</u>

NOW, THEREFORE, IT IS ORDERED that the voluntary surrender of Vocational Nurse License Number 123968, heretofore issued to PHILIP HARLAN HILL, to practice nursing in the State of Texas, is accepted by the Executive Director on behalf of the Texas Board of Nursing. In connection with this acceptance, the Board imposes the following conditions:

- 1. RESPONDENT SHALL NOT practice vocational nursing, use the title of 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: at least one (1) year has elapsed from the date of this Order.
- 3. Upon petitioning for reinstatement, RESPONDENT SHALL satisfy all then existing requirements for relicensure.

IT IS FURTHER AGREED and ORDERED that this Order SHALL be applicable to Respondent's nurse licensure compact privileges, if any, to practice nursing in the State of Texas.

Effective this 1st day of September, 2016.

TEXAS BOARD OF NURSING

By:

Katherine A. Thomas, MN, RN, FAAN

Executive Director on behalf

of said Board

PHILIP HARLAN HILL 3111 OLD RANCH ROAD SAN ANTONIO, TX 78217 Vocational Nurse License Number 123968

Voluntary Surrender Statement

Dear Texas Board of Nursing:

I no longer desire to be licensed as a nurse. Accordingly, I voluntarily surrender my license to practice in Texas. I waive representation by counsel and consent to the entry of an Order which outlines requirements for reinstatement of my license. I understand that I may not petition for reinstatement until one (1) year from the effective date of the Order. I understand that I will be required to comply with the Board's Rules and Regulations in effect at the time I submit any petition for reinstatement.

Signature Physics Signature 8131(2016

Vocational Nurse License Number 123968

The State of Texas

Before me, the undersigned authority, on this date personally appeared PHILIP HARLAN HILL 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 before me the 31 st day of August, 2016.

SEAL

ELIZABETH TAYLOR My Notary ID # 126516251 Expires May 12, 2020 Motary Public in and for the State of Texus