



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.
Patricia A. Thomas
Executive Director of the Board

BEFORE THE TEXAS BOARD OF NURSING

In the Matter of § REINSTATEMENT
Registered Nurse License Number 618153 §
issued to FOLUKE Y. GOSS § AGREED ORDER

On this day the Texas Board of Nursing, hereinafter referred to as the Board, considered the Petition for Reinstatement of Registered Nurse License Number 618153, held by FOLUKE Y. GOSS, hereinafter referred to as Petitioner.

An informal conference was conducted on May 23, 2017, in accordance with Section 301.464, Texas Occupations Code. Petitioner appeared in person. Petitioner appeared by telephone. Petitioner is represented by Elvi Akhionbare, Attorney at 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 Petitioner and Petitioner was given an opportunity to show compliance with all requirements of the law for retention of the license(s).
2. Petitioner waived notice and hearing, and agreed to the entry of this Order.
3. Petitioner received an Associate Degree in Nursing from Houston Community College, Houston, Texas, on May 1, 1995. Petitioner was licensed to practice professional nursing in the State of Texas on June 27, 1995.
4. Petitioner's nursing employment history includes:

| | | |
|-------------|-------------|---|
| 1995 - 1996 | Staff Nurse | Richmond State School Richmond, Texas |
| 1996 -2002 | Staff Nurse | Ben Taub General Hospital Houston, Texas |
| 2000 - 2014 | Staff Nurse | HCY Home Health Houston, Texas |

5. On March 10, 2015, Petitioner's license to practice professional nursing was Revoked by the Texas Board of Nursing. A copy of the March 10, 2015, Order of the Board is attached and incorporated, by reference, as part of this Order.
6. On or about December 22, 2016, Petitioner submitted a Petition for Reinstatement of License to practice professional nursing in the State of Texas.
7. Petitioner presented the following in support of said petition:
 - 7.1. Letter of support from Michael Olufuwa, PhD, stating Petitioner has been a part of success not only within the community around her, but also outside communities. She has assisted the underprivileged, marginalized, oppressed, and stigmatized populations with her nursing/clinical expertise. Petitioner has volunteered in the past and still volunteering to provide free services in mental health workshops. As a clinical psychologist, Dr. Olufuwa has witnessed the tremendous commitment Petitioner has applied in these settings and, without any doubt, Dr. Olufuwa acknowledges her clinical and assessment skills. Dr. Olufuwa believes Petitioner is fully ready to perform her nursing/clinical duties skillfully and would recommend reinstatement of her license.
 - 7.2. Letter of support from Larry Ojo stating he has been a very close friend of Petitioner as they have been members of The Celestial Church of Christ in Houston, Texas, for over twenty (20) years. Mr. Ojo works as a Registered Pharmacist and Petitioner being a nurse allowed them to interact and collaborate as health care professionals. They both traveled to Africa some years ago to conduct several medical missions. Petitioner is very considerate to her patients and is a God fearing lady.
 - 7.3. Letter of support from Latisha Taylor, RN, BSN, stating she has known Petitioner since 2004. They were colleagues at HCY Home Health where Ms. Taylor worked as a nursing supervisor. Petitioner has always remained professional and is very kind to everyone she comes in contact with. She is an advocate of helping the homeless. Ms. Taylor has always known Petitioner to go beyond the call of duty to help her patients and others.
 - 7.4. Letter of support from Mabel Michael BSN, RN, stating she has been close with Petitioner both professionally and personally for over ten (10) years. Petitioner is a very hard working, conscientious nurse who is always eager to help others. Ms. Michael believes Petitioner deserves a second chance for the sake of her children and her ability to continue to precept and mentor excellent new nurses for the brighter future of the profession. Petitioner has been forthcoming about her mistakes and has continued to maintain sobriety.

- 7.5. Letter of support from Olabisi Jagun, MD, stating Petitioner has been a great asset to the medical mission teams over the years. Her many decades of experience, her energetic spirit, and her compassion for the sick make her one of Dr. Jagun's favorite nurses to work with. Petitioner has been able to maintain her nursing skills through these medical missions. Her clinical skills and assessments are among the best Dr. Jagun has seen. There is no doubt that she is ready to have her nursing license reinstated.
- 7.6. Documentation of negative drug screen result dated October 28, 2016.
- 7.7. Certificate of Texas DWI Education program completed June 13, 2012.
- 7.8. Texas DWI Exit Interview Report Form, dated June 13, 2012, from Fort Bend Regional Council indicating Petitioner has a low risk of a drinking problem with no further recommendations noted.
- 7.9. Documentation of the required continuing education contact hours.
8. The Executive Director considered evidence of Petitioner's past behavior in light of the character factors set out in 22 Tex. Admin. Code §213.27 and determined that Petitioner currently demonstrates the criteria required for good professional character and relicensure.
9. Relicensure of Petitioner poses no direct threat to the health and safety of patients or the public provided Petitioner complies with the stipulations outlined in this Order.
10. The Executive Director's review of Petitioner's eligibility for relicensure has been made on the basis of Petitioner's disclosures.

CONCLUSIONS OF LAW

1. Pursuant to Texas Occupations Code, Sections 301.451-301.555, the Board has jurisdiction over this matter.
2. Pursuant to Section 301.467, Texas Occupations Code, the Board may refuse to issue or renew a license, and may set a reasonable period that must lapse before reapplication. Pursuant to 22 TEX. ADMIN. CODE §213.26, the Board may impose reasonable conditions that a Petitioner must satisfy before reissuance of an unrestricted license.
3. The Board may license an individual with prior behaviors inconsistent with the Board's character requirements if, upon evaluation of the factors in 22 Tex. Admin. Code §213.27, and pursuant to 22 Tex. Admin. Code §213.33, the Board is satisfied that the individual is able to consistently conform her conduct to the requirements of the Nursing Practice Act, the Board's Rules and Regulations, and generally accepted standards of nursing practice.

4. This Order is conditioned upon the accuracy and completeness of Petitioner's disclosures. Any subsequently discovered discrepancies will result in investigation and possible disciplinary action, up to revocation of Petitioner's license(s).

TERMS OF ORDER

I. REINSTATEMENT OF LICENSURE

IT IS THEREFORE AGREED and ORDERED, subject to ratification by the Texas Board of Nursing, that the petition of FOLUKE Y. GOSS for reinstatement of license to practice nursing in the state of Texas be **GRANTED** and Registered Nurse License Number 618153 is hereby **REINSTATED** in accordance with the terms of this Order.

II. COMPLIANCE WITH LAW AND APPLICABILITY

While under the terms of this Order, PETITIONER agrees to obtain, read, and 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.

- A. PETITIONER SHALL pay all re-registration fees, if applicable, and PETITIONER'S licensure status in the State of Texas will be updated to reflect the applicable conditions outlined herein.
- B. This Order SHALL be applicable to PETITIONER's nurse licensure compact privileges, if any, to practice nursing in the State of Texas.
- C. PETITIONER 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 PETITIONER wishes to work.

III. REMEDIAL EDUCATION COURSE(S)

In addition to any continuing education requirements the Board may require for licensure renewal, Petitioner SHALL successfully complete the following remedial education course(s) **within one (1) year of relicensure, 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. **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), Petitioner 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. Petitioner 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. **RESTORATION OF UNENCUMBERED LICENSE(S)**

Upon full compliance with the terms of this Order, all encumbrances will be removed from PETITIONER'S license(s) to practice nursing in the State of Texas and PETITIONER may be eligible for nurse licensure compact privileges, if any.

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PETITIONER'S CERTIFICATION

I understand that I have the right to legal counsel prior to signing this Reinstatement Agreed Order. I certify that my past behavior, except as disclosed in my Petition for Reinstatement of Licensure, has been in conformity with the Board's professional character rule. I have provided the Board with complete and accurate documentation of my past behavior in violation of the penal law of any jurisdiction which was disposed of through any procedure short of convictions, such as: conditional discharge, deferred adjudication or dismissal. I have no criminal prosecution pending in any jurisdiction.

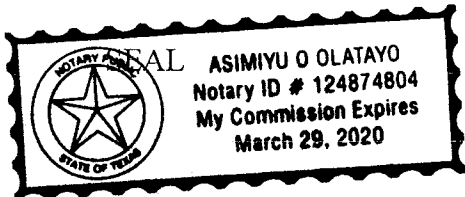
I have reviewed this Order. By my signature on this Order, I agree to the Findings of Fact, Conclusions of Law, Order, and any conditions of said Order. I waive judicial review of this Order. I understand that this Order is subject to ratification by the Board. When this Order is ratified, the terms of this Order become effective, and a copy will be mailed to me. I agree to inform the Board of any other fact or event that could constitute a ground for denial of licensure prior to reinstating my license(s) to practice nursing in the state of Texas. I understand that if I fail to comply with all terms and conditions of this Order, my license(s) to practice nursing in the State of Texas will be revoked, as a consequence of my noncompliance.

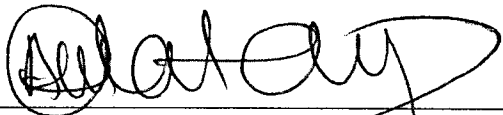
Signed this 30th day of JUNE, 2017



FOLUKE Y. GOSS, Petitioner

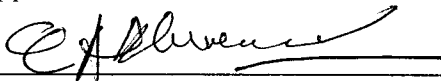
Sworn to and subscribed before me this 30th day of JUNE, 2017





Notary Public in and for the State of TX

Approved as to form and substance.



Elvi Akhionbare, Attorney for Petitioner

Signed this 30th day of JUNE, 2017

WHEREFORE, PREMISES CONSIDERED, the Texas Board of Nursing does hereby ratify and adopt the Reinstatement Agreed Order that was signed on the 30th day of June, 2017, by FOLUKE Y. GOSS, Registered Nurse License Number 618153, and said Order is final.

Effective this 8th day of August, 2017.



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

IN THE MATTER OF PERMANENT
PERMANENT REGISTERED NURSE
LICENSE NUMBER 618153
ISSUED TO FOLUKE Y. GOSS,
RESPONDENT

§ BEFORE THE TEXAS
§ BOARD OF NURSING
§
§ ELIGIBILITY AND
§ DISCIPLINARY COMMITTEE



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. Johnson
Executive Director of the Board

ORDER OF THE BOARD

TO: Foluke Y. Goss
17034 Blue Mist Cir
Sugarland, TX 77478

During open meeting held in Austin, Texas, on **March 10, 2015**, the Texas Board of Nursing Eligibility and Disciplinary Committee (hereinafter "Committee") heard the above-styled case, based on the failure of the Respondent to appear as required by 22 TEX. ADMIN. CODE Ch. 213.

The Committee finds that notice of the facts or conduct alleged to warrant disciplinary action ~~has been provided to Respondent in accordance with Texas Government Code § 2001.054(c) and~~ Respondent has been given an opportunity to show compliance with all the requirements of the Nursing Practice Act, Chapter 301 of the Texas Occupations Code, for retention of Respondent's license(s) to practice nursing in the State of Texas.

The Committee finds that the Formal Charges were properly initiated and filed in accordance with section 301.458, Texas Occupations Code.

The Committee finds that after proper and timely Notice regarding the violations alleged in the Formal Charges was given to Respondent in this matter, Respondent has failed to appear in accordance with 22 TEX. ADMIN. CODE Ch. 213.

The Committee finds that the Board is authorized to enter a default order pursuant to Texas Government Code § 2001.056.

The Committee, after review and due consideration, adopts the proposed findings of fact and conclusions of law as stated in the Formal Charges which are attached hereto and incorporated by

reference for all purposes and the Staff's recommended sanction of revocation by default. This Order will be properly served on all parties and all parties will be given an opportunity to file a motion for rehearing [22 TEX. ADMIN.CODE § 213.16(j)]. All parties have a right to judicial review of this Order.

All proposed findings of fact and conclusions of law filed by any party not specifically adopted herein are hereby denied.


NOW, THEREFORE, IT IS ORDERED that Permanent Registered Nurse License Number 618153, previously issued to FOLUKE Y GOSS, to practice nursing in the State of Texas be, and the same is/are hereby, REVOKED.

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

Entered this 10th day of March, 2015.

TEXAS BOARD OF NURSING

BY:


KATHERINE A. THOMAS, MN, RN, FAAN
EXECUTIVE DIRECTOR ON BEHALF OF SAID BOARD

Attachment: Formal Charge filed December 31, 2014.

d17r(2014.12.05)

Re: Permanent Registered Nurse License Number 618153
Issued to FOLUKE Y. GOSS
DEFAULT ORDER - REVOKE

CERTIFICATE OF SERVICE

I hereby certify that on the 11 day of March, 2015, a true and correct copy of the foregoing DEFAULT ORDER was served and addressed to the following person(s), as follows:

Via USPS Certified Mail, Return Receipt Requested

Foluke Y. Goss
17034 Blue Mist Cir
Sugarland, TX 77478

BY:



KATHERINE A. THOMAS, MN, RN, FAAN
EXECUTIVE DIRECTOR ON BEHALF OF SAID BOARD

| | | |
|----------------------------|---|------------------|
| In the Matter of | § | BEFORE THE TEXAS |
| Permanent Registered Nurse | § | |
| License Number 618153 | § | |
| Issued to FOLUKE Y GOSS | § | |
| A.K.A. YESSY FOLUKE GOSS, | § | |
| Respondent | § | BOARD OF NURSING |

FORMAL CHARGES

This is a disciplinary proceeding under Section 301.452(b), Texas Occupations Code. Respondent, FOLUKE Y GOSS A.K.A. YESSY FOLUKE GOSS, is a Registered Nurse holding License Number 618153, 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 March 29, 2012, Respondent submitted an online renewal document to the Texas Board of Nursing in which she provided false, deceptive, and/or misleading information, in that she 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:

H. been arrested or have any pending criminal charges?"

Respondent failed to disclose that on or about August 27, 2011, she was arrested by the Sugar Land Police Department, Sugar Land, Texas, for DRIVING WHILE INTOXICATED, a Class B misdemeanor offense.

The above action constitutes grounds for disciplinary action in accordance with Section 301.452(b)(2)&(10), Texas Occupations Code, and is a violation of 22 TEX. ADMIN. CODE §217.12(6)(I).

CHARGE II.

On or about April 27, 2014, Respondent submitted an online renewal document to the Texas Board of Nursing in which she provided false, deceptive, and/or misleading information, in that she 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?
- C. pled nolo contendere, no contest, or guilty?
- 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?"

Respondent failed to disclose that on or about April 5, 2012, she entered a plea of Nolo Contendere and was convicted of DRIVING WHILE INTOXICATED, a Class B misdemeanor offense committed on or about August 27, 2011, in the County Court at Law No. 1, Fort Bend County, Texas, under Cause No. 11CCR157935. As a result of the conviction, Respondent was sentenced to confinement in the Fort Bend County Jail for a period of one hundred eighty (180) days; however, imposition of the sentence of confinement was suspended, and Respondent was placed on probation for a period of twelve (12) months and ordered to pay a fine and court costs. Further, on or about August 29, 2013, Respondent's probation granted under Cause No. 11CCR157935 was revoked in the County Court at Law No. 1, Fort Bend County, Texas. As a result, Respondent was sentenced to confinement in the Fort Bend County Jail for a period of sixty (60) days.

The above action constitutes grounds for disciplinary action in accordance with Section 301.452(b)(2)&(10), Texas Occupations Code, and is a violation of 22 TEX. ADMIN. CODE §217.12(6)(D).

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 and TEX. OCC. CODE Ch. 53. 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 to the extent applicable, based on the Formal Charges, the Board will rely on Adopted Disciplinary Guidelines for Criminal Conduct and on Adopted Disciplinary Sanction Policies for Nurses with Substance Abuse, Misuse, Substance Dependency, or other Substance Use Disorder, and for Lying and Falsification, which can be found at the Board's website, www.bon.texas.gov.

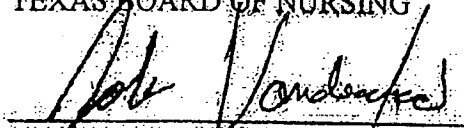
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NOTICE IS GIVEN that, based on the Formal Charges, the Board will rely on the Disciplinary Matrix, which can be found at www.bon.texas.gov/disciplinaryaction/discp-matrix.html.

Filed this 31 day of December, 2014.

TEXAS BOARD OF NURSING



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Board Certified - Administrative Law
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