



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

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In the Matter of	§	AGREED
Vocational Nurse License Number 304453	§	
issued to JENNY OGECHI ONYEFORO	§	ORDER

On this day the Texas Board of Nursing, hereinafter referred to as the Board, considered the matter of JENNY OGECHI ONYEFORO, Vocational Nurse License Number 304453, hereinafter referred to as Respondent.

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

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

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

### FINDINGS OF FACT

1. Prior to the institution of Agency proceedings, notice of the matters specified below in these Findings of Fact was served on Respondent and Respondent was given an opportunity to show compliance with all requirements of the law for retention of the license(s).
2. Respondent waived notice and hearing, and agreed to the entry of this Order.
3. Respondent is currently licensed to practice as a vocational nurse in the State of Texas.
4. Respondent received a Certificate in Vocational Nursing from Concord Career Institute, Arlington, Texas on October 16, 2011. Respondent was licensed to practice vocational nursing in the State of Texas on November 22, 2011.
5. Respondent's vocational nursing employment history is unknown.
6. At the time of the initial incident, Respondent was employed as a Licensed Vocational Nurse (LVN) with Arlington Villa Nursing Home, and had been in that position for one (1) month.

7. On or about August 28, 2015, Respondent entered a plea of Guilty to CREDIT CARD OR DEBIT CARD ABUSE ELDERLY, a 3rd Degree felony offense committed on October 17, 2014, in the 372nd Judicial District Court of Tarrant County, Texas, under Cause No. 1412396D. As a result of the plea, the proceedings against Respondent were deferred without entering an adjudication of guilt, and Respondent was placed on probation for a period of five (5) years and ordered to pay a fine and court costs.
8. In response to Finding of Fact Number Seven (7), Respondent states that while working for Arlington Villa Nursing Home, Arlington, Texas, one of her patients asked her to buy some items at the store, and told Respondent to buy something for herself. Respondent states she purchased two (2) items from two (2) different stores worth a total of thirteen dollars (\$13.00). When the patient's daughter asked Respondent if she had bought something for her mother, Respondent stated "yes". The patient's daughter contacted the police, who questioned Respondent. Respondent states she told the truth, but since she used the patient's credit card at two (2) locations, the police charged her with two (2) counts.
9. On or about November 1, 2014 through April 13, 2015, an investigation was conducted by the Arlington Police Department, Arlington, Texas, under Incident Report No. 14-58578. The investigating officer states the victim L.A.W. of Arlington Villa Nursing Home, Arlington, Texas, complained that her credit card had been charged in the amount of \$1,032.00 between the dates of October 11, 2014 through October 18, 2014. The victim stated she did not make any purchases with her credit card at this time and in fact she destroyed the card approximately three weeks ago. The victim states she last used her card earlier in the year and made a purchase for about \$32.00 dollars. During the investigation the police found a suspect to be an ex employee of Arlington Villa Nursing Home. When asked if the victim knew the suspect, the victim stated the "suspect had been on her hall at times." An affidavit was signed by victim stating she did not authorize nor consent to the use or possession of the credit card.
10. On or about February 15, 2017, Respondent submitted a Delinquent (Expired) License Renewal Form 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?
  - 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 judgement/punishment/action?"

Respondent failed to disclose that on or about August 28, 2015, Respondent entered a plea of Guilty to CREDIT CARD OR DEBIT CARD ABUSE ELDERLY, a 3rd Degree felony offense committed on October 17, 2014, in the 372nd District Court of Tarrant County, Texas, under Cause No. 1412396D. As a result of the plea, the proceedings against Respondent were deferred without entering an adjudication of guilt, and Respondent was placed on probation for a period of five (5) years.

- 11. In response to Finding of Fact Number Ten (10), Respondent states she did not quite understand the question, and mistakenly answered "no."
- 12. Formal Charges were filed on April 13, 2017.
- 13. Formal Charges were mailed to Respondent on April 17, 2017.
- 14. Respondent, by her signature to this Order, expresses her desire to voluntarily surrender her license(s) 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 §217.12(6)(D), (6)(G), (6)(I) & (13).
- 4. The evidence received is sufficient cause pursuant to Section 301.452(b)(1),(3) & (10), Texas Occupations Code, to take disciplinary action against Vocational Nurse License Number 304453, heretofore issued to JENNY OGECHI ONYEFORO, 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 304453, heretofore issued to JENNY OGECHI ONYEFORO, to practice nursing in the State of Texas, is accepted by the Texas Board of Nursing. In connection with this acceptance, the Board imposes the following conditions:

1. RESPONDENT SHALL NOT practice vocational nursing, use the title "vocational nurse" or the abbreviation "LVN" or wear any insignia identifying herself/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.

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RESPONDENT'S CERTIFICATION

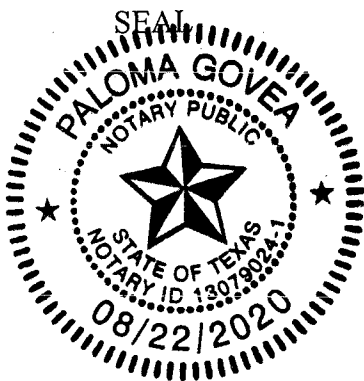
I understand that I have the right to legal counsel prior to signing this Agreed Order.

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 15~~th~~ day of August, 2017.

Jenny Ogechi Onyeforo  
JENNY OGECHI ONYEFORO, Respondent

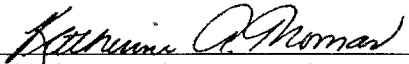
Sworn to and subscribed before me this 15 day of August, 2017.



Paloma Govea  
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 304453, previously issued to JENNY OGECHI ONYEFORO.

Effective this 22nd day of August, 2017.

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