



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 § AGREED ORDER  
Registered Nurse License Number 844599 § FOR  
issued to DYKSTRA WAYNE FREEMAN § DISCIPLINE & ELIGIBILITY

On this day the Texas Board of Nursing, hereinafter referred to as the Board, considered the matter of DYKSTRA WAYNE FREEMAN, Registered Nurse License Number 844599, 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)(2),(8)&(10) Texas Occupations Code. Respondent waived notice and hearing and agreed to the entry of this Order approved by Katherine A. Thomas, MN, RN, FAAN, Executive Director, on May 25, 2017.

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's license to practice as a professional nurse in the State of Texas is in current status.
4. Respondent received an Associates Degree in Nursing from Our Lady of the Lake College, Baton Rouge, Louisiana, on December 16, 2011. Respondent was licensed to practice professional nursing in the State of Texas on September 16, 2013.
5. Respondent's nursing employment history is unknown.

6. On or about February 10, 2017, Respondent's license to practice professional nursing in the State of Louisiana was Suspended by the Louisiana State Board of Nursing, Baton Rouge, Louisiana. A copy of the Findings of Fact, Conclusions of Law, and Agreed Order dated February 10, 2017, is attached and incorporated by reference as part of this Order.
7. In response to Finding of Fact Number Six (6), Respondent states he entered into a Consent Order with the Louisiana State Board of Nursing suspending his license for six months. Notwithstanding the foregoing, he has good professional character and is fit to practice nursing. Furthermore, he has consistently disputed the Order's Findings of Fact. It should be noted that there was no direct evidence of the findings. Nevertheless, he entered into the Order as he was unable to financially afford adequate legal representation to help him continue to dispute the Findings. Given his inability to dispute the Findings he made a decision to enter into the Order in an effort to resolve the matter as efficiently as possible. Since that time he has enrolled in and is attending a Masters of Science in Nursing program via Walden University. He is currently in his second semester and is eager to complete this program so that he can apply for an APRN license. He has demonstrated good professional character, as described in letters of support. He understands that honesty, accuracy and integrity are imperative for the provision of safe and effective nursing care. The underlying issues that lead to the Order are unfortunate incidents that should have been addressed by the school and dismissed due to lack of direct evidence.
8. Respondent is currently enrolled in a Master's Degree Advanced Practice Registered Nurse program at Masters of Science in Nursing program via Walden University, Minncapolis, Minnesota with an anticipated graduation date of May 2018.
9. Respondent has sworn that, with the exception of matters stated in this Agreed Order, his past behavior conforms to the Board's professional character requirements at 22 TEX. ADMIN. CODE §213.27.
10. The Executive Director considered evidence of Respondent's past behavior in light of the character factors set out in 22 TEX. ADMIN. CODE §213.27 and determined that Respondent currently demonstrates the criteria required for good professional character.
11. Licensure of Respondent poses no direct threat to the health and safety of patients or the public provided Respondent complies with the stipulations contained in this Order.
12. The Executive Director's review of the grounds for potential ineligibility has been made on the basis of Respondent's disclosures.
13. Respondent has been advised by the Board that any information found to be incomplete, incorrect or misleading to the Board or a subsequent discovery of a basis of ineligibility will be considered by the Board and may result in an ultimate determination of ineligibility or the later revocation of a license obtained through fraud or deceit.

14. Respondent shall immediately notify the Board of any fact or event that could constitute a ground of ineligibility for licensure under Section 301.452(b), Texas Occupations Code.

#### 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)(A)(H).
4. The evidence received is sufficient cause pursuant to Section 301.452(b)(2),(8)&(10) Texas Occupations Code, to take disciplinary action against Registered Nurse License Number 844599, heretofore issued to DYKSTRA WAYNE FREEMAN. Further, RESPONDENT's history reflects conduct which may constitute grounds for discipline and denial of a license under Section 301.452(b)(2),(8)&(10), Texas Occupations Code.
5. The Board may probate the denial of a license under conditions for a specified term pursuant to Section 301.453, Texas Occupations Code.
6. 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 his conduct to the requirements of the Nursing Practice Act, the Board's Rules and Regulations, and generally accepted standards of nursing practice.
7. This Order is conditioned upon the accuracy and completeness of Respondent's disclosures. Any subsequently discovered discrepancies will result in investigation and possible disciplinary action, up to revocation of Respondent's license(s).
8. 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.

**TERMS OF ORDER**

**I. SANCTION AND APPLICABILITY**

IT IS THEREFORE AGREED and ORDERED, subject to ratification by the Texas Board of Nursing, that Registered Nurse License Number 844599, previously issued to DYKSTRA WAYNE FREEMAN, to practice nursing in Texas is hereby **SUSPENDED** with the suspension **STAYED** and Respondent is hereby placed on **PROBATION**, in accordance with the terms of this Order, for a minimum of three (3) years **AND** until Respondent fulfills the requirements of this Order.

- A. This Order **SHALL** apply to any and all future licenses issued to Respondent to practice nursing in the State of Texas.
- B. This Order **SHALL** be applicable to Respondent's nurse licensure compact privileges, if any, to practice nursing in the State of Texas.
- C. Respondent 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 Respondent wishes to work.

**II. COMPLIANCE WITH LAW**

While under the terms of this Order, **RESPONDENT** agrees to 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.

**III. UNDERSTANDING BOARD ORDERS**

Within thirty (30) days of entry of this Order, **RESPONDENT** must successfully complete the Board's online course, "Understanding Board Orders," which can be accessed on the

Board's website from the "Discipline & Complaints" drop-down menu or directly at: <http://www.bon.texas.gov/UnderstandingBoardOrders/index.asp>. Upon successful completion, RESPONDENT must submit the course verification at the conclusion of the course, which automatically transmits the verification to the Board.

#### IV. REMEDIAL EDUCATION COURSE(S)

In addition to any continuing education requirements the Board may require for licensure renewal, RESPONDENT SHALL successfully complete the following remedial education course(s) within one (1) year of the effective date of this Order, 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), RESPONDENT 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. RESPONDENT 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](http://www.bon.texas.gov/compliance).*

#### V. EMPLOYMENT REQUIREMENTS PRIOR TO APRN LICENSURE

In order to complete the terms of this Order, prior to becoming licensed as an

Advanced Practice Registered Nurse, RESPONDENT must work as a registered nurse, providing direct patient care in a licensed healthcare setting, for a minimum of sixty-four (64) hours per month for twelve (12) quarterly periods [three (3) year] of employment. This requirement will not be satisfied until twelve (12) quarterly periods of employment as a nurse have elapsed. Any quarterly period without continuous employment with the same employer for all three (3) months will not count towards completion of this requirement. Periods of unemployment or of employment that do not require the use of a registered nurse (RN) will not apply to this period and will not count towards completion of this requirement.

- A. **Notifying Present and Future Employers:** RESPONDENT SHALL notify each present employer in nursing and present each with a complete copy of this Order, including all attachments, if any, within five (5) days of receipt of this Order. While under the terms of this Order, RESPONDENT SHALL notify all future employers in nursing and present each with a complete copy of this Order, including all attachments, if any, prior to accepting an offer of employment.
- B. **Notification of Employment Forms:** RESPONDENT SHALL CAUSE each present employer in nursing to submit the Board's "Notification of Employment" form to the Board's office within ten (10) days of receipt of this Order. RESPONDENT SHALL CAUSE each future employer to submit the Board's "Notification of Employment form" to the Board's office within five (5) days of employment as a nurse.
- C. **Incident Reporting:** RESPONDENT SHALL CAUSE each employer to immediately submit any and all incident, counseling, variance, unusual occurrence, and medication or other error reports involving RESPONDENT, as well as documentation of any internal investigations regarding action by RESPONDENT, to the attention of Monitoring at the Board's office.
- D. **Nursing Performance Evaluations:** RESPONDENT SHALL CAUSE each employer to submit, on forms provided to the RESPONDENT by the Board, periodic reports as to RESPONDENT'S capability to practice nursing. These reports shall be completed by the nurse who supervises the RESPONDENT and these reports shall be submitted by the supervising nurse to the office of the Board at the end of each three (3) month quarterly period for twelve (12) quarters [three (3) year] of employment as a nurse.

**VI. EMPLOYMENT REQUIREMENTS AFTER APRN LICENSURE**

Upon becoming licensed as an Advanced Practice Registered Nurse, in order to complete the remaining terms of this Order, if any, RESPONDENT must work as an advanced practice registered nurse, providing direct patient care in a licensed healthcare setting, for a minimum of sixty-four (64) hours per month for the remainder of twelve (12) quarterly periods [three (3) year] of employment, if any. This requirement will not be satisfied until such twelve (12) quarterly periods of employment have elapsed. Any quarterly period without continuous employment as an advanced practice registered nurse with the same employer for all three (3) months will not count towards completion of this requirement. Periods of unemployment or of employment that do not require the use of a advanced practice registered nurse (APRN) license will not apply to this period and will not count towards completion of this requirement. Further, RESPONDENT may not work as a registered nurse (RN) after becoming licensed as an Advanced Practice Registered Nurse while under the terms of this Order.

- A. Notifying Future Employers, Practice Sites and Credentialing Agencies:** While under the terms of this Order, RESPONDENT SHALL notify all future employers, practice sites and/or credentialing agencies in nursing and present a complete copy of this Order, including all attachments, if any, to each future employer, practice site and/or credentialing agency in nursing prior to accepting an offer of employment and/or assignment.
- B. Notification of Employment Forms:** RESPONDENT SHALL CAUSE each future employer, practice site and/or credentialing agency in nursing to submit the Board's "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.
- C. Incident Reporting:** RESPONDENT SHALL CAUSE each employer to immediately submit any and all incident, counseling, variance, unusual occurrence, and medication or other error reports involving RESPONDENT, as well as documentation of any internal investigations regarding action by RESPONDENT, to the attention of Monitoring at the Board's office.
- D. Nursing Performance Evaluations:** RESPONDENT SHALL CAUSE each supervising Advanced Practice Registered Nurse or Physician to submit, on

forms provided to the RESPONDENT by the Board, periodic reports as to RESPONDENT'S capability to practice nursing. These reports shall be completed by the Advanced Practice Registered Nurse or Physician who supervises the RESPONDENT and these reports shall be submitted by the supervising Advanced Practice Registered Nurse or Physician to the office of the Board at the end of each three (3) month quarterly period for the remainder of twelve (12) quarters [three (3) year] of employment as a nurse, if any.

**VII. FURTHER COMPLAINTS**

If, during the period of probation, an additional allegation, accusation, or petition is reported or filed against the Respondent's license(s), the probationary period shall not expire and shall automatically be extended until the allegation, accusation, or petition has been acted upon by the Board.

**VIII. RESTORATION OF UNENCUMBERED LICENSE(S)**

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

Signed this 12 day of October, 2017.

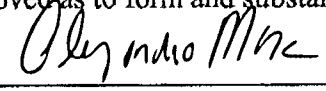
  
\_\_\_\_\_  
~~DYKSTRA~~ WAYNE FREEMAN, Respondent

Sworn to and subscribed before me this \_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

SEAL

\_\_\_\_\_  
Notary Public in and for the State of \_\_\_\_\_

Approved as to form and substance.

  
\_\_\_\_\_  
Alejandro Mora, Attorney for Respondent

Signed this 19th day of October, 2017.

WHEREFORE, PREMISES CONSIDERED, the Texas Board of Nursing does hereby ratify and adopt the Agreed Order that was signed on the 12th day of October, 2017, by DYKSTRA WAYNE FREEMAN, Registered Nurse License Number 844599, and said Order is final.

Effective this 14th day of November, 2017.



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

LOUISIANA STATE BOARD OF NURSING  
BATON ROUGE, LOUISIANA

IN THE MATTER OF:  
DYKSTRA WAYNE FREEMAN  
349 ULYSSE ST.  
EUNICE, LA 70535  
APPLICANT

RN135770  
CONSENT ORDER

TERMS AGREED TO BY LICENSEE

I, DYKSTRA WAYNE FREEMAN, (Applicant), voluntarily agree to sign and have witnessed terms of agreement for the purpose of avoiding formal administrative proceedings with the Louisiana State Board of Nursing.

I, DYKSTRA WAYNE FREEMAN, declare that I freely, knowingly and voluntarily enter into this agreement. I understand that I have a right to a hearing in this matter and I freely waive such right. I understand that I have a right to legal counsel prior to entering into this agreement.

I acknowledge that the Louisiana State Board of Nursing makes the following FINDINGS OF FACT:

1. On January 20, 2012, Applicant was licensed by examination to practice as a Registered Nurse in Louisiana. On January 31, 2016, Applicant's Registered Nurse license became delinquent.
2. While attending school through Herzing University, Applicant attempted to fraudulently obtain a Master of Science in Nursing – Family Nurse Practitioner Degree. Specifically:
  - o Applicant submitted a Memorandum of Understanding for Health Care Clinical Experience form bearing the forged signature of proposed preceptor;
  - o Applicant submitted Midterm Evaluations and Verification of Clinical Hours timesheet forms bearing the forged signature of his proposed preceptor attesting to completion of 45.2 clinical hours in the MSN 624 Women and Infant Healthcare course taken during the summer of 2014; and
  - o Applicant submitted Midterm Evaluations and Verification of Clinical Hours timesheet forms bearing the forged signature of his proposed preceptor attesting to completion of 90.0 clinical hours in the MSN 625 Children and Adolescents Healthcare course taken during the fall of 2015.
3. On February 10, 2015, Applicant submitted an Application for Advanced Practice Registered Nurse License.
4. On February 26, 2015, Board staff received a letter from Herzing University which stated that an internal audit was conducted and found that Applicant failed to complete two clinical courses in accordance with Herzing University's policy. Applicant's degree was officially rescinded and Applicant was permanently dismissed from Herzing University.
5. On March 2, 2015, Applicant's certification through the American Academy of Nurse Practitioners was made null and void.

To facilitate submission of this Consent Agreement, I do not offer any defense to the FINDINGS OF FACT. I agree that the Board has jurisdiction of this matter pursuant to L.R.S. 37:911, et seq. I do not admit to all of the above facts; however, in an effort to facilitate resolution of this matter I agree that there is sufficient evidence upon which to predicate a finding of violation of the provisions of

LOUISIANA STATE BOARD OF NURSING  
BATON ROUGE, LOUISIANA

IN THE MATTER OF:  
DYKSTRA WAYNE FREEMAN  
310 ULYSSE ST.  
EUNICE, LA 70535

\*  
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RN135770  
CONSENT ORDER

APPLICANT

TERMS AGREED TO BY LICENSEE

L.R.S. 37:921. I agree that the Board may treat the allegations of fact and law as true, which finding shall have the same force and effect as if evidence and argument were presented in support of the allegations and, based thereon, the Board found the allegations to be true. I specifically waive my right to contest these findings in any subsequent proceedings before the Board. I understand that this Consent Order shall constitute a public record and is disciplinary action by the Board. I understand that this will be reported to the National Practitioners Data Bank (NPDB) as 39: License Revocation, Suspension or Other Disciplinary Action Taken by a Federal, State or Local Licensing Authority, E3: Filing False Reports or Falsifying Records and E4: Fraud, Deceit or Material Omission in Obtaining License or Credentials.

NPDB Narrative: By Consent Order, Applicant's Registered Nurse license was suspended for a minimum of six (6) months with opportunity to apply for reinstatement upon completion of stipulations. Further upon reinstatement, Applicant's license shall be probated for a minimum of thirty (30) months with stipulations after Applicant forged the signature of his proposed preceptor in an attempt to fraudulently obtain a Master of Science in Nursing - Family Nurse Practitioner Degree.

I further acknowledge and attest that I have fully cooperated with the Louisiana State Board of Nursing in resolving this matter and intend to comply with all stipulations of this Order.

In order to avoid further administrative proceedings, I hereby consent to accept and abide by the following ORDER of the Board: That the license of the registrant is suspended for a minimum of six (6) months with opportunity for Applicant to request reinstatement upon completion of the following stipulations.

1. Refrain from working in any capacity as a Registered Nurse for a minimum of six (6) months. Failure to do so shall cause further disciplinary action and/or criminal charges.
2. Submit written evidence of completion of LSBN staff approved continuing education hours in the areas of Righting a Wrong: Ethics & Professionalism in Nursing (5.0 hours), Professional Accountability & Legal Liability for Nurses (5.4 hours) and Do You Reflect a Positive Image of Nursing (1.0 hours). See LSBN website, Monitoring - Resources for CE Courses.

FURTHER, after the above stipulations have been completed, Applicant's Registered Nurse license shall be reinstated, suspension shall be stayed, and Applicant's license will be probated for a minimum of thirty (30) months with the following stipulations, after submission to the reinstatement process and approval from Board staff.

1. Prior to beginning or returning to work, inform all nursing employers of these disciplinary measures and of the probationary status of license. Applicant is responsible to submit a copy of all pages of this agreement to each employer and nursing supervisor.
2. Within 5 days, shall cause all employers to submit to the Board, signed Employer's Agreement from each employer.

LOUISIANA STATE BOARD OF NURSING  
BATON ROUGE, LOUISIANA

IN THE MATTER OF:  
DYKSTRA WAYNE FREEMAN  
340 ULYSSE ST.  
EUNICE, LA 70535  
APPLICANT

RN13577B  
CONSENT ORDER

TERMS AGREED TO BY LICENSEE

3. Have all immediate nursing supervisors submit a performance evaluation report quarterly, commencing from the first date of employment. Quarterly reports are due on or before the first day of January, April, July and October.
4. Work in a restrictive environment as a member of a treatment team rather than alone or with a few employees. Additionally, not be employed in any unsupervised setting. Must be directly supervised by an on-site registered nurse or healthcare professional that is higher on the organizational chart than Applicant. Not be employed in agency/pool/staffing, home health services, or nursing homes.
5. Immediately (within 72 hours) inform the Board in writing of any change in address.
6. Immediately inform the Board in writing of all places of employment. If employment changes, the Board shall be immediately (within 72 hours) notified in writing.
7. If unemployed, inform the Board in writing on a quarterly basis.
8. Shall engage in the practice of professional nursing in Louisiana for a minimum of twenty four (24) hours per week for a minimum of fifteen (15) consecutive months.
9. Within ten (10) months after reinstatement of license, submit payment of \$200.00 to the Board as cost of Consent Order at a rate of \$20.00 per month.
10. Within ten (10) months after reinstatement of license, submit payment of \$2,000.00 to the Board as fine, at a rate of \$200.00 per month.
11. By the first of each month after reinstatement of license, submit a monthly probation fee of twenty-five dollars (\$25.00) to the Board.
12. Not have any further misconduct, criminal violations or convictions, or violations of any health care regulations reported to the Board related to this or any other incidents.
13. Failure to comply with the above orders, receipt of an unfavorable report, or non-receipt of reports on or before the date due shall result in the immediate suspension of Applicant's license. This suspension can be imposed by action of the Executive Director subject to the discretionary review of the Board.

I agree that if I request reinstatement of my license, I must demonstrate, to the satisfaction of the Board, that I pose no danger to the practice of nursing or to the public and that I can safely and competently perform the duties of a registered nurse. The Board, in reinstating my license, will require a period of PROBATION, along with supportive conditions or stipulations, to ensure that patients and the public are protected.

I further acknowledge that the only promise or representations made to me by the Board or its representatives are that, upon receipt of proper proof and evidence of my rehabilitation, the Board will give due consideration to a formal request for reinstatement of license at such time as is allowed by law. I fully understand that as a condition for reinstatement, I must demonstrate to the satisfaction of the Board that I am capable of safely and competently resuming the practice of nursing in accordance with the laws of the state of Louisiana.

I, DYKSTRA WAYNE FREEMAN, understand that this agreement is effective immediately upon signature of the Executive Director. It is also understood that this agreement does not preclude the Board of Nursing from requiring a formal hearing of my case. I further understand that should the Consent

LOUISIANA STATE BOARD OF NURSING  
BATON ROUGE, LOUISIANA

IN THE MATTER OF:  
DYKSTRA WAYNE FREEMAN  
340 ULYSSE ST.  
EUNICE, LA 70535  
APPLICANT

RN135778  
CONSENT ORDER

TERMS AGREED TO BY LICENSEE

Agreement not be accepted by the Board, I agree that presentation to and consideration of the Consent Agreement, the documentary evidence and information by the Board shall not unfairly or illegally prejudice the Board or any of its members from participation in hearings or other proceedings pertaining to these or other matters regarding this Applicant.

Dated this 3<sup>rd</sup> day of February, 2017

\_\_\_\_\_  
DYKSTRA WAYNE FREEMAN

Cynthia Freeman  
Witness

Murphy Washington  
Witness

LOUISIANA STATE BOARD OF NURSING

Karen C. Lyon 2/10/17  
Karen C. Lyon, PhD, APRN, ACNS, NEA      Date  
Executive Director

**LOUISIANA STATE BOARD OF NURSING**  
**IN THE MATTER OF DYKSTRA WAYNE FREEMAN, RN135770**

**FORMAL COMPLAINT**

Karen C. Lyon, acting in her official capacity as Executive Director of the Louisiana Board of Nursing ("Board"), with respect to the above entitled matter appears for the purpose of commencement of a Formal Hearing in accordance with La. R.S. 37:911, *et seq.* and respectfully represents:

1.

DYKSTRA WAYNE FREEMAN ("Respondent") was licensed as a Registered Nurse by examination on January 20, 2012. On January 31, 2016, Applicant's Registered Nurse license became delinquent.

2.

Respondent has violated La. R.S. 37:911, *et seq.* ("Nurse Practice Act"), and the Rules and Regulations promulgated pursuant thereto, as a result of the following facts:

- A. While attending school through Herzing University, Applicant attempted to fraudulently obtain a Master of Science in Nursing – Family Nurse Practitioner Degree. Specifically:
  - Applicant submitted a Memorandum of Understanding for Health Care Clinical Experience form bearing the forged signature of proposed preceptor;
  - Applicant submitted Midterm Evaluations and Verification of Clinical Hours timesheet forms bearing the forged signature of his proposed preceptor attesting to completion of 45.2 clinical hours in the MSN 624 Women and Infant Healthcare course taken during the summer of 2014; and
  - Applicant submitted Midterm Evaluations and Verification of Clinical Hours timesheet forms bearing the forged signature of his proposed preceptor attesting to completion of 90.0 clinical hours in the MSN 625 Children and Adolescents Healthcare course taken during the fall of 2015.
- B. On February 10, 2015, Applicant submitted an Application for Advanced Practice Registered Nurse License.
- C. On February 26, 2015, Board staff received a letter from Herzing University which stated that an internal audit was conducted and found that Respondent failed to complete two clinical courses in accordance with Herzing University's policy. Applicant's degree was officially rescinded and Applicant was permanently dismissed from Herzing University.

**COMPLAINT**  
**DYKSTRA WAYNE FREEMAN**  
December 29, 2016

- D. On March 2, 2015, Applicant's certification through the American Academy of Nurse Practitioners was made null and void.
- E. On March 2, 2015, Applicant requested to retract his Application for Advanced Practice Registered Nurse License because he decided to relocate.

3.

La. R.S. 37:921 authorizes the Board to deny, suspend, probate, limit, restrict or revoke any licensee to practice as a Registered Nurse, and to impose fines, assess costs or otherwise discipline a licensee or applicant. As a result of the above-listed facts, Respondent has violated the Nurse Practice Act and the Rules and Regulations promulgated thereunder, specifically:

- Respondent is guilty of selling or attempting to sell, falsely obtaining, or furnishing any nursing diploma or license to practice as a Registered Nurse. La. R.S. 37:921 (1);
- Respondent has had a license to practice nursing or to practice as another health care provider denied, revoked, suspended, or otherwise restricted. La. R.S. 37:921 (7);
- Respondent failed to utilize appropriate judgment; L.A.C. 46:XLVII.3405 (c);
- Respondent falsified records; L.A.C. 46:XLVII.3405 (j);
- Respondent attempted to or obtained a license (including renewals), permit or permission to practice as a Registered Nurse, nurse applicant, or student nurse by fraud, perjury, deceit or misrepresentation; L.A.C. 46:XLVII.3405 (v); and
- Respondent falsified statement on application; L.A.C. 46:XLVII.3405 (w).

4.

La. R.S. 37:921 authorizes the Board to deny, suspend, probate, limit, restrict or revoke any license for the violations set forth above.

5.

La. R.S. 37:925 authorizes the Board to impose a fine of up to \$5,000.00 for each count or separate offense and to assess all costs of the proceedings, including, but not limited to, the costs of investigation and disciplinary proceedings.



**COMPLAINT**  
**DYKSTRA WAYNE FREEMAN**  
December 29, 2016

WHEREFORE, the undersigned prays that, after due proceedings, the Louisiana State Board of Nursing render a decision, upon written Findings of Fact and Conclusions of Law, imposing the appropriate, authorized sanction(s) including denial, suspension, probations, limitation, or revocation of license and assessing all costs of this proceeding, including, but not limited to, the cost of investigation and disciplinary proceedings.

**LOUISIANA STATE BOARD OF NURSING**

By: Karen C. Lyon 12/29/16  
Karen C. Lyon, PhD, APRN, ACNS, NEA      Date  
Executive Director

Sworn to and subscribed before me, this 29<sup>th</sup>  
day of December, 20 16 in Baton Rouge, Louisiana

J. A. Peter

Notary/Bar # 19101

NOTARY PUBLIC  
My commission expires @ death