In the Matter of	§	BEFORE THE TEXAS
Permanent Vocational Nurse	§	
License Number 198685	§	
Issued to TIMOTHY OKECHUKWU NWOKORIE,	§	
Respondent	§	BOARD OF NURSING

# ORDER OF TEMPORARY SUSPENSION

TO: Timothy Okechukwu Nwokorie c/o Marc Meyer, Attorney 33300 Egypt Ln, Ste C600 Magnolia, Texas 77354

A public meeting of the Texas Board of Nursing was held on December 1, 2017 at 333 Guadalupe, Room 3-460, Austin, Texas, in which the Temporary Suspension of Permanent Advanced Practice Registered Nurse License Number, Permanent Registered Nurse License Number 0, and Permanent Vocational Nurse License Number 198685, issued to TIMOTHY OKECHUKWU NWOKORIE was considered pursuant to Section 301.455, Texas Occupations Code. Staff of the Texas Board of Nursing appeared and presented information and evidence concerning the conduct of TIMOTHY OKECHUKWU NWOKORIE and whether his continued practice as a nurse would constitute a continuing and imminent threat to the public welfare.

After review and due consideration of the evidence and information presented, the Board finds that the following charge is substantiated:

### CHARGE I.

On or about November 17, 2016, while employed as a Licensed Vocational Nurse with Modern Senior Living, Dallas, Texas, Respondent engaged in sexual misconduct in that he groped a female patient, fondled her breast, exposed his penis, and attempted to shove his hand between the patient's thighs. In addition, Respondent climbed on top of the patient and tried to pull the blankets off the patient as she resisted. Respondent's conduct was likely to cause emotional, physical, and/or psychological harm to the patient, and may have caused delayed distress for the patient, which may not be recognized or felt by the patient until harmful consequences occur.

The Texas Board of Nursing further finds that, given the nature of the charge, the continued practice of nursing by TIMOTHY OKECHUKWU NWOKORIE constitutes a continuing and xecutive Director of the Board

imminent threat to public welfare and that the temporary suspension of Permanent Vocational Nurse License Number 198685, is justified pursuant to Section 301.455, Texas Occupations Code.

NOW, THEREFORE, IT IS ORDERED that Permanent Vocational Nurse License Number 198685, issued to TIMOTHY OKECHUKWU NWOKORIE, to practice nursing in the State of Texas be, and the same is/are, hereby SUSPENDED IMMEDIATELY in accordance with Section 301.455, Texas Occupations Code.

IT IS FURTHER ORDERED that a probable cause hearing be conducted in accordance with Section 301.455(c) not later than seventeen (17) days following the date of the entry of this order, and a final hearing on the matter be conducted in accordance with 301.455(d) not later than the 61<sup>st</sup> day following the date of the entry of this order.

Entered this 1st day of December, 2017.

TEXAS BOARD OF NURSING

BY:

KATHERINE A. THOMAS, MN, RN, FAAN

EXECUTIVE DIRECTOR

D455(2015.01.07)

In the Matter of \$ BEFORE THE TEXAS

Permanent Vocational Nurse \$
License Number 198685
Issued to TIMOTHY OKECHUKWU NWOKORIE, \$
Respondent \$ BOARD OF NURSING

#### FORMAL CHARGES

This is a disciplinary proceeding under Section 301.452(b), Texas Occupations Code. Respondent, TIMOTHY OKECHUKWUNWOKORIE, is a Vocational Nurse holding License Number 198685, 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 November 17, 2016, while employed as a Licensed Vocational Nurse with Modern Senior Living, Dallas, Texas, Respondent engaged in sexual misconduct in that he groped a female patient, fondled her breast, exposed his penis, and attempted to shove his hand between the patient's thighs. In addition, Respondent climbed on top of the patient and tried to pull the blankets off the patient as she resisted. Respondent's conduct was likely to cause emotional, physical, and/or psychological harm to the patient, and may have caused delayed distress for the patient, which may not be recognized or felt by the patient until harmful consequences occur.

The above action constitutes grounds for disciplinary action in accordance with Section 301.452(b)(10)&(13), Texas Occupations Code, and is a violation of 22 Tex. ADMIN. CODE \$217.11(1)(A),(1)(B)&(1)(J), and 22 Tex. ADMIN. CODE \$217.12(1)(A),(1)(B),(6)(C),(6)(D), (6)(E)&(6)(F).

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.

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, <a href="www.bon.texas.gov">www.bon.texas.gov</a>.

NOTICE IS GIVEN that to the extent applicable, based on the Formal Charges, the Board will rely on adopted Disciplinary Sanction Policies for Sexual Misconduct; on adopted policies related to Substance Use Disorders and Other Alcohol and Drug Related Conduct; related to Behavior Involving Lying and Falsification; and related to Behavior Involving Fraud, Theft, and Deception, which can be found under the "Discipline & Complaints; Board Policies & Guidelines" section of the Board's website, <a href="https://www.bon.texas.gov">www.bon.texas.gov</a>.

NOTICE IS GIVEN that, based on the Formal Charges, the Board will rely on the Disciplinary Matrix, located at 22 Tex. ADMIN. CODE §213.33(b), which can be found under the "Discipline & Complaints; Board Policies & Guidelines" section of the Board's website, <a href="www.bon.texas.gov">www.bon.texas.gov</a>.

Filed this 6 day of August, 20 17.

TEXAS BOARD OF NURSING

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D(2017.02.13)