



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

IN THE MATTER OF PERMANENT  
VOCATIONAL NURSE  
LICENSE NUMBER 162133  
ISSUED TO  
JENNIFER AMY DAVIS,  
RESPONDENT

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

### **ORDER OF THE BOARD**

TO: JENNIFER AMY DAVIS  
316 N. HOLLOWAY ST.  
CLEBURNE, TX 76033

During open meeting held in Austin, Texas, on December 12, 2017, 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 Vocational Nurse License Number 162133, previously issued to JENNIFER AMY DAVIS, to practice nursing in the State of Texas be, and the same is 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 12th day of December, 2017.

TEXAS BOARD OF NURSING

BY:



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

Attachment: Formal Charge filed November 8, 2017.

d17r(lvn)(2016.05.11)

Re: Permanent Vocational Nurse License Number 162133  
Issued to JENNIFER AMY DAVIS  
DEFAULT ORDER - REVOKE

CERTIFICATE OF SERVICE

I hereby certify that on the 14<sup>th</sup> day of December, 2017, 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

JENNIFER AMY DAVIS  
316 N. HOLLOWAY ST.  
CLEBURNE, TX 76033

BY:



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

In the Matter of  
Permanent Vocational Nurse  
License Number 162133  
Issued to JENNIFER AMY DAVIS,  
Respondent

§  
§  
§  
§  
§

BEFORE THE TEXAS

BOARD OF NURSING

### FORMAL CHARGES

This is a disciplinary proceeding under Section 301.452(b), Texas Occupations Code. Respondent, JENNIFER AMY DAVIS, is a Vocational Nurse holding License Number 162133, 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 1, 2017, through March 24, 2017, while employed as a licensed vocational nurse with Huguley Nursing and Rehabilitation Center, Burleson, Texas, Respondent removed Hydrocodone from the medication dispensing system for Resident Number 21367 but failed to accurately and/or completely and accurately document the administration of the Hydrocodone in the patient's Medication Administration Record as follows:

Date	Time	Resident ID	Medication withdrawn (Qty)	Physician's Order	MAR	Wastage
3/1/17	1520	21367	Hydrocodone 7.5/325 tab (2)	Hydrocodone 7.5/325 1-2 tabs Q6H PRN	None	None
3/1/17	2115	21367	Hydrocodone 7.5/325 tab (2)	Hydrocodone 7.5/325 1-2 tabs Q6H PRN	None	None
3/3/17	1505	21367	Hydrocodone 7.5/325 tab (2)	Hydrocodone 7.5/325 1-2 tabs Q6H PRN	None	None
3/3/17	2100	21367	Hydrocodone 7.5/325 tab (2)	Hydrocodone 7.5/325 1-2 tabs Q6H PRN	None	None
3/6/17	2110	21367	Hydrocodone 7.5/325 tab (2)	Hydrocodone 7.5/325 1-2 tabs Q6H PRN	None	None
3/7/17	1450	21367	Hydrocodone 7.5/325 tab (2)	Hydrocodone 7.5/325 1-2 tabs Q6H PRN	None	None
3/7/17	2100	21367	Hydrocodone 7.5/325 tab (2)	Hydrocodone 7.5/325 1-2 tabs Q6H PRN	None	None
3/8/17	1500	21367	Hydrocodone 7.5/325 tab (2)	Hydrocodone 7.5/325 1-2 tabs Q6H PRN	None	None

3/8/17	2110	21367	Hydrocodone 7.5/325 tab (2)	Hydrocodone 7.5/325 1-2 tabs Q6H PRN	None	None
3/9/17	1500	21367	Hydrocodone 7.5/325 tab (2)	Hydrocodone 7.5/325 1-2 tabs Q6H PRN	None	None
3/9/17	2115	21367	Hydrocodone 7.5/325 tab (2)	Hydrocodone 7.5/325 1-2 tabs Q6H PRN	None	None
3/10/17	1525	21367	Hydrocodone 7.5/325 tab (2)	Hydrocodone 7.5/325 1-2 tabs Q6H PRN	None	None
3/10/17	2130	21367	Hydrocodone 7.5/325 tab (2)	Hydrocodone 7.5/325 1-2 tabs Q6H PRN	None	None
3/13/17	1500	21367	Hydrocodone 7.5/325 tab (2)	Hydrocodone 7.5/325 1-2 tabs Q6H PRN	None	None
3/13/17	2105	21367	Hydrocodone 7.5/325 tab (2)	Hydrocodone 7.5/325 1-2 tabs Q6H PRN	None	None
3/14/17	1440	21367	Hydrocodone 7.5/325 tab (2)	Hydrocodone 7.5/325 1-2 tabs Q6H PRN	None	None
3/14/17	2045	21367	Hydrocodone 7.5/325 tab (2)	Hydrocodone 7.5/325 1-2 tabs Q6H PRN	None	None
3/15/17	1600	21367	Hydrocodone 7.5/325 tab (2)	Hydrocodone 7.5/325 1-2 tabs Q6H PRN	None	None
3/15/17	2200	21367	Hydrocodone 7.5/325 tab (2)	Hydrocodone 7.5/325 1-2 tabs Q6H PRN	None	None
3/16/17	1510	21367	Hydrocodone 7.5/325 tab (2)	Hydrocodone 7.5/325 1-2 tabs Q6H PRN	None	None
3/16/17	2050	21367	Hydrocodone 7.5/325 tab (2)	Hydrocodone 7.5/325 1-2 tabs Q6H PRN	None	None
3/17/17	1510	21367	Hydrocodone 7.5/325 tab (2)	Hydrocodone 7.5/325 1-2 tabs Q6H PRN	None	None
3/17/17	2100	21367	Hydrocodone 7.5/325 tab (2)	Hydrocodone 7.5/325 1-2 tabs Q6H PRN	None	None
3/20/17	1530	21367	Hydrocodone 7.5/325 tab (2)	Hydrocodone 7.5/325 1-2 tabs Q6H PRN	None	None
3/20/17	2135	21367	Hydrocodone 7.5/325 tab (2)	Hydrocodone 7.5/325 1-2 tabs Q6H PRN	None	None
3/23/17	1430	21367	Hydrocodone 7.5/325 tab (2)	Hydrocodone 7.5/325 1-2 tabs Q6H PRN	None	None
3/23/17	2040	21367	Hydrocodone 7.5/325 tab (2)	Hydrocodone 7.5/325 1-2 tabs Q6H PRN	None	None
3/24/17	1500	21367	Hydrocodone 7.5/325 tab (2)	Hydrocodone 7.5/325 1-2 tabs Q6H PRN	None	None
3/24/17	2100	21367	Hydrocodone 7.5/325 tab (2)	Hydrocodone 7.5/325 1-2 tabs Q6H PRN	None	None

Respondent's conduct was likely to injure the patients in that subsequent care givers would rely on her documentation to further medicate the patient which could result in an overdose. Additionally, Respondent's conduct placed the hospital in violation of Chapter 481 (Controlled Substances Act) of the Texas Health and Safety Code.

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)(C)&(1)(D), and 22 TEX. ADMIN. CODE § 217.12(1)(A),(1)(B),(1)(C),(4)&(11)(B).

## CHARGE II.

On or about March 1, 2017, through March 24, 2017, while employed as a licensed vocational nurse with Huguley Nursing and Rehabilitation Center, Burleson, Texas, Respondent removed Hydrocodone from the medication dispensing system for Resident Number 21367 but failed to follow the facility's policy and procedure for wastage of the unused portions of the Hydrocodone as follows:

Date	Time	Resident ID	Medication withdrawn (Qty)	Physician's Order	MAR	Wastage
3/1/17	1520	21367	Hydrocodone 7.5/325 tab (2)	Hydrocodone 7.5/325 1-2 tabs Q6H PRN	None	None
3/1/17	2115	21367	Hydrocodone 7.5/325 tab (2)	Hydrocodone 7.5/325 1-2 tabs Q6H PRN	None	None
3/3/17	1505	21367	Hydrocodone 7.5/325 tab (2)	Hydrocodone 7.5/325 1-2 tabs Q6H PRN	None	None
3/3/17	2100	21367	Hydrocodone 7.5/325 tab (2)	Hydrocodone 7.5/325 1-2 tabs Q6H PRN	None	None
3/6/17	2110	21367	Hydrocodone 7.5/325 tab (2)	Hydrocodone 7.5/325 1-2 tabs Q6H PRN	None	None
3/7/17	1450	21367	Hydrocodone 7.5/325 tab (2)	Hydrocodone 7.5/325 1-2 tabs Q6H PRN	None	None
3/7/17	2100	21367	Hydrocodone 7.5/325 tab (2)	Hydrocodone 7.5/325 1-2 tabs Q6H PRN	None	None
3/8/17	1500	21367	Hydrocodone 7.5/325 tab (2)	Hydrocodone 7.5/325 1-2 tabs Q6H PRN	None	None
3/8/17	2110	21367	Hydrocodone 7.5/325 tab (2)	Hydrocodone 7.5/325 1-2 tabs Q6H PRN	None	None
3/9/17	1500	21367	Hydrocodone 7.5/325 tab (2)	Hydrocodone 7.5/325 1-2 tabs Q6H PRN	None	None
3/9/17	2115	21367	Hydrocodone 7.5/325 tab (2)	Hydrocodone 7.5/325 1-2 tabs Q6H PRN	None	None
3/10/17	1525	21367	Hydrocodone 7.5/325 tab (2)	Hydrocodone 7.5/325 1-2 tabs Q6H PRN	None	None

3/10/17	2130	21367	Hydrocodone 7.5/325 tab (2)	Hydrocodone 7.5/325 1-2 tabs Q6H PRN	None	None
3/13/17	1500	21367	Hydrocodone 7.5/325 tab (2)	Hydrocodone 7.5/325 1-2 tabs Q6H PRN	None	None
3/13/17	2105	21367	Hydrocodone 7.5/325 tab (2)	Hydrocodone 7.5/325 1-2 tabs Q6H PRN	None	None
3/14/17	1440	21367	Hydrocodone 7.5/325 tab (2)	Hydrocodone 7.5/325 1-2 tabs Q6H PRN	None	None
3/14/17	2045	21367	Hydrocodone 7.5/325 tab (2)	Hydrocodone 7.5/325 1-2 tabs Q6H PRN	None	None
3/15/17	1600	21367	Hydrocodone 7.5/325 tab (2)	Hydrocodone 7.5/325 1-2 tabs Q6H PRN	None	None
3/15/17	2200	21367	Hydrocodone 7.5/325 tab (2)	Hydrocodone 7.5/325 1-2 tabs Q6H PRN	None	None
3/16/17	1510	21367	Hydrocodone 7.5/325 tab (2)	Hydrocodone 7.5/325 1-2 tabs Q6H PRN	None	None
3/16/17	2050	21367	Hydrocodone 7.5/325 tab (2)	Hydrocodone 7.5/325 1-2 tabs Q6H PRN	None	None
3/17/17	1510	21367	Hydrocodone 7.5/325 tab (2)	Hydrocodone 7.5/325 1-2 tabs Q6H PRN	None	None
3/17/17	2100	21367	Hydrocodone 7.5/325 tab (2)	Hydrocodone 7.5/325 1-2 tabs Q6H PRN	None	None
3/20/17	1530	21367	Hydrocodone 7.5/325 tab (2)	Hydrocodone 7.5/325 1-2 tabs Q6H PRN	None	None
3/20/17	2135	21367	Hydrocodone 7.5/325 tab (2)	Hydrocodone 7.5/325 1-2 tabs Q6H PRN	None	None
3/23/17	1430	21367	Hydrocodone 7.5/325 tab (2)	Hydrocodone 7.5/325 1-2 tabs Q6H PRN	None	None
3/23/17	2040	21367	Hydrocodone 7.5/325 tab (2)	Hydrocodone 7.5/325 1-2 tabs Q6H PRN	None	None
3/24/17	1500	21367	Hydrocodone 7.5/325 tab (2)	Hydrocodone 7.5/325 1-2 tabs Q6H PRN	None	None
3/24/17	2100	21367	Hydrocodone 7.5/325 tab (2)	Hydrocodone 7.5/325 1-2 tabs Q6H PRN	None	None

Respondent's conduct left medications unaccounted for, was likely to deceive the hospital pharmacy, and placed the pharmacy in violation of Chapter 481 (Controlled Substances Act) of the Texas Health and Safety Code.

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), and 22 TEX. ADMIN. CODE §217.12(1)(A),(1)(B),(4),(10)(C)&(11)(B).

### CHARGE III.

On or about March 1, 2017, through March 24, 2017, while employed as a licensed vocational nurse with Huguley Nursing and Rehabilitation Center, Burleson, Texas, Respondent misappropriated fifty-eight (58) tabs of Hydrocodone 7.5/325 from Resident Number 21367, or failed to take precautions to prevent such misappropriation. Respondent's conduct was likely to defraud the facility and patients of the cost of the medications.

The above action constitutes grounds for disciplinary action in accordance with Section 301.452(b)(10), Texas Occupations Code, and is a violation of 22 Tex. Admin. Code §217.12(1)(A),(1)(B),(4),(6)(G),(8),(10)(E)&(11)(B).

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.

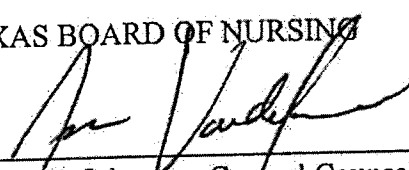
NOTICE IS GIVEN that all statutes and rules cited in these Charges are incorporated as part of this pleading and can be found at the Board's website, [www.bon.texas.gov](http://www.bon.texas.gov).

NOTICE IS GIVEN that to the extent applicable, based on the Formal Charges, the Board will rely 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, [www.bon.texas.gov](http://www.bon.texas.gov).

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, [www.bon.texas.gov](http://www.bon.texas.gov).

Filed this 8 day of November, 2017.

TEXAS BOARD OF NURSING

  
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D(2017.09.18)