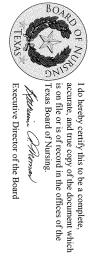
In the Matter of Permanent Registered Nurse License Number 593467 & Permanent Vocational Nurse License Number 138191 Issued to DIANA LYNNE GORGAS, Respondent § BEFORE THE TEXAS
§ BOARD OF NURSING
§ ELIGIBILITY AND

DISCIPLINARY COMMITTEE



ORDER OF THE BOARD

TO: Diana Gorgas 420 Greenfield Dr Waco, TX 76705

During open meeting held in Austin, Texas, on May 14, 2019, 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 593467, and Permanent Vocational Nurse License Number 138191, previously issued to DIANA LYNNE GORGAS 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 14th day of May, 2019

TEXAS BOARD OF NURSING

Stervine a. Moman

BY:

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

Attachment: Formal Charges filed March 21, 2019

d17r(2019.04.19)

Re: Permanent Registered Nurse License Number 593467 & Permanent Vocational Nurse License Number 138191 Issued to DIANA LYNNE GORGAS **DEFAULT ORDER - REVOKE**

CERTIFICATE OF SERVICE

I hereby certify that on the loth day of	May	, 20 _19 , a tru	e and
correct copy of the foregoing DEFAULT ORDER was se	erved and address	ed to the following pers	on(s),
as follows:			
Via USPS Certified Mail, Return Receipt Requested, Copy Via USPS First Class Mail			
Diana Gorgas			
420 Greenfield Dr Waco, TX 76705			,
Copy Via USPS First Class Mail add any CC addresses			
Ketheine C.	nomar		

BY:

KATHERINE A. THOMAS, MN, RN, FAAN EXECUTIVE DIRECTOR ON BEHALF OF SAID BOARD In the Matter of
Permanent Registered Nurse
License Number 593467 &
Permanent Vocational Nurse
License Number 138191
Issued to DIANA LYNNE GORGAS,
Respondent

BEFORE THE TEXAS

BOARD OF NURSING

FORMAL CHARGES

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This is a disciplinary proceeding under Section 301.452(b), Texas Occupations Code. Respondent, DIANA LYNNE GORGAS, is a Registered Nurse holding license number 593467 which is in current status at the time of this pleading. Further, Respondent is a Vocational Nurse holding license number 138191 which is in delinquent 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 December 14, 2017, while employed as a Registered Nurse with Quality Care of Waco, Waco, Texas, Respondent failed to administer medications to Resident PG as ordered by a physician. More specifically, Respondent refused to give pain medication and food to said resident when it was requested because the resident refused to take their other bedtime medications. Respondent's conduct was likely to injure the resident in that failure to administer medications as ordered by a physician could have resulted in non-efficacious treatment. Additionally, Respondent's conduct was likely to cause emotional, physical, and/or psychological harm to the patient and could have interfered or disrupted this patient's treatment.

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) and 22 Tex. ADMIN. CODE §217.12(1)(A),(1)(B),(4),(6)(C)&(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) and/or privilege(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.

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.

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Filed this		day of _	March	, 20

TEXAS BOARD OF NURSING

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Board Certified - Administrative Law

Texas Board of Legal Specialization

State Bar No. 10838300

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D(2019.03.07)