



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'Hanrahan
Executive Director of the Board

**In the Matter of
Permanent Registered Nurse
License Number 886676
Issued to CHRISTINA ANGELICA KUBA,
Respondent**

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

ORDER OF THE BOARD

TO: Christina Kuba
2115 Highland Stone Ct
Katy, TX 77450

During open meeting held in Austin, Texas, on August 13, 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 886676, previously issued to CHRISTINA ANGELICA KUBA 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 13th day of August, 2019

TEXAS BOARD OF NURSING

BY: 

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

Attachment: Formal Charges filed June 21, 2019

d17r(2019.07.24)

Re: Permanent Registered Nurse License Number 886676
Issued to CHRISTINA ANGELICA KUBA
DEFAULT ORDER - REVOKE

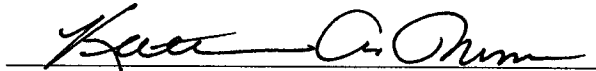
CERTIFICATE OF SERVICE

I hereby certify that on the 13th day of August, 2019, 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,
Copy Via USPS First Class Mail

Christina Kuba
2115 Highland Stone Ct
Katy, TX 77450

BY:



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

In the Matter of	§	
Permanent Registered Nurse	§	BEFORE THE TEXAS
License Number 886676	§	
Issued to CHRISTINA ANGELICA KUBA,	§	
Respondent	§	BOARD OF NURSING

FORMAL CHARGES

This is a disciplinary proceeding under Section 301.452(b), Texas Occupations Code. Respondent, CHRISTINA ANGELICA KUBA, is a Registered Nurse holding license number 886676 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 August 21, 2017, and August 25, 2017, while employed as a Registered Nurse with HealthTrust Workforce Solutions, Sunrise, Florida, and on assignment with South Austin Medical Center, Austin, Texas, Respondent removed Morphine and Fentanyl from the medication dispensing system for patients but failed to accurately and/or completely and accurately document the administration of the medications in the patient's Medication Administration Record, as follows:

Date	Time	Patient	Medication Withdrawn (Qty)	MAR
8/21/17	1538	K00117724535	Morphine 2mg (1) syringe	None
8/25/17	1101	K00117730689	Fentanyl 100mcg (1) ampule	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 August 21, 2017, and August 25, 2017, while employed as a Registered Nurse with HealthTrust Workforce Solutions, Sunrise, Florida, and on assignment with South Austin Medical Center, Austin, Texas, Respondent removed Morphine and Fentanyl from the medication

dispensing system for patients but failed to follow the facility's policy and procedure for the wastage of the unused portion of the Morphine and Fentanyl as follows:

Date	Time	Patient	Medication Withdrawn (Qty)	Waste	Physician's Order	MAR
8/21/17	1538	K00117724535	Morphine 2mg (1) syringe	None	Morphine 2mg IV Q4H PRN	None
8/25/17	1101	K00117730689	Fentanyl 100mcg (1) ampule	50mcg @1142	Fentanyl 50mcg IV Q1H PRN	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 August 21, 2017, and August 25, 2017, while employed as a Registered Nurse with HealthTrust Workforce Solutions, Sunrise, Florida, and on assignment with South Austin Medical Center, Austin, Texas, Respondent misappropriated one (1) syringe of Morphine 2mg from Patient K00117724535, and one (1) ampule of Fentanyl 50mcg from Patient K00117730689, belonging to the facility or patients thereof, 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).

CHARGE IV.

On or about September 29, 2017, Respondent entered a plea of guilty to THEFT >= \$750 < \$2,500, a Class A Misdemeanor offense committed on April 18, 2017, in the Harris County Criminal Court at Law No. 3, Houston, Texas, under Cause Number 214679101010. An adjudication of guilt was deferred, and Respondent was placed on community supervision for a period of nine (9) months and ordered to pay a fine in the amount of three hundred (\$300) dollars.

The above action constitutes grounds for disciplinary action in accordance with Section 301.452(b)(3), Texas Occupations Code.

CHARGE V.

On or about March 11, 2018, Respondent submitted a renewal application to the Texas Board of Nursing in which she provided false, deceptive, and/or misleading information, in that Respondent answered "no" to the following question:

"Have you, within the past 24 months or since your last renewal, for any criminal offense, including those pending appeal:

- A. been arrested and have a pending criminal charge?
- B. been convicted of a misdemeanor?
- C. been convicted of a felony?
- D. pled nolo contendere, no contest of guilty?
- E. received deferred adjudication?
- F. been placed on community supervision or court-ordered probation, whether or not adjudicated guilty?
- G. been sentenced to serve jail, prison time, or court-ordered confinement?
- H. been granted pre-trial diversion?
- 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 judgment/punishment/action?"

Respondent failed to disclose that on or about September 29, 2017, she pled guilty to THEFT >=\$750 < \$2,500, a Class A Misdemeanor offense committed on April 18, 2017, in the Harris County Criminal Court at Law No. 3, Houston, Texas, under Cause Number 214679101010. An adjudication of guilt was deferred, and Respondent was placed on community supervision for a period of nine (9) months and ordered to pay a fine in the amount of three hundred (\$300) dollars.

The above action constitutes grounds for disciplinary action in accordance with Section 301.452(b)(2)&(10), Texas Occupations Code, and is a violation of 22 TEX. ADMIN. CODE §217.12(6)(I).

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 and TEX. OCC. CODE Ch. 53.

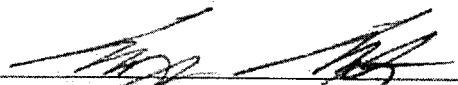
NOTICE IS GIVEN that all statutes and rules cited in these Charges are incorporated as part of this pleading and can be found at the Board's website, www.bon.texas.gov.

NOTICE IS GIVEN that, based on the Formal Charges, the Board will rely on adopted Disciplinary Guidelines for Criminal Conduct, on adopted policies related to Substance Use Disorders and Other Alcohol and Drug Related Conduct, on adopted policies related to Behavior Involving Lying and Falsification, and on adopted policies 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.

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.

Filed this 21st day of June, 2019.

TEXAS BOARD OF NURSING


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