



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.  
*Patricia A. Thomas*  
Executive Director of the Board

**In the Matter of  
Permanent Vocational Nurse  
License Number 213774  
Issued to MISTY MICHELLE SANCHEZ,  
Respondent**

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

**ORDER OF THE BOARD**

TO: Misty Sanchez  
555 Hickory Rd  
Big Sandy, TX 75755

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 Vocational Nurse License Number 213774, previously issued to MISTY MICHELLE SANCHEZ 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 13<sup>th</sup> 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 May 9, 2019

d17r(2019.06.13)

CERTIFICATE OF SERVICE

I hereby certify that on the 14<sup>th</sup> 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:

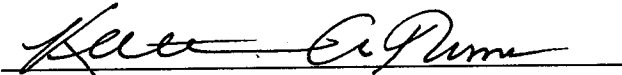
Via USPS Certified Mail, Return Receipt Requested,

Copy Via USPS First Class Mail

Misty Sanchez  
555 Hickory Rd  
Big Sandy, TX 75755

Copy Via USPS First Class Mail

Misty Sanchez  
555 Hickory Rd  
Big Sandy, TX 75755

BY: 

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

**In the Matter of  
Permanent Vocational Nurse  
License Number 213774  
Issued to MISTY MICHELLE SANCHEZ,  
Respondent**

§  
§ **BEFORE THE TEXAS**  
§  
§ **BOARD OF NURSING**  
§

**FORMAL CHARGES**

This is a disciplinary proceeding under Section 301.452(b), Texas Occupations Code. Respondent, MISTY MICHELLE SANCHEZ, is a Vocational Nurse holding license number 213774 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 January 1, 2018, through February 20, 2018, while employed as a Licensed Vocational Nurse with Epic Health Services, Mt. Pleasant, Texas, and assigned to provide skilled nursing to Medical Record Number 36493, Respondent submitted nursing notes for visits that were either not conducted at all, or conducted at different times than those documented as having been worked, including a parent's signature acknowledging the visits to the agency for payment. However, it was discovered by staff that multiple visits were not conducted and that the patient's parent did not sign the visit forms. Respondent's conduct resulted in an inaccurate medical record and was likely to defraud and deceive the facility of money paid to the Respondent for hours not actually worked. In addition, Respondent's conduct was likely to injure the patients in that subsequent care givers would rely on her documentation for further care.

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)(D)&(2), and 22 TEX. ADMIN. CODE §217.12(1)(A),(1)(B),(1)(C),(4),(6)(A),(6)(G),(6)(H)&(10)(B).

**CHARGE II.**

On or about January 1, 2018, through February 20, 2018, while employed as a Licensed Vocational Nurse with Epic Health Services, Mt. Pleasant, Texas, and assigned to provide skilled nursing to Patient Medical Record Number 36493, Respondent left her nursing assignment without notifying the appropriate supervisor and reporting off to another nurse. Respondent's conduct exposed the patients unnecessarily to risk of harm in that leaving the nursing assignment could have resulted in the patients not getting the care needed.

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)(I), and 22 TEX. ADMIN. CODE §217.12(1)(A),(1)(B),(4)&(12).

### **CHARGE III.**

On or about January 1, 2018, through February 20, 2018, while employed as a Licensed Vocational Nurse with Epic Health Services, Mt. Pleasant, Texas, and assigned to provide skilled nursing to Patient Medical Record Number 36493, Respondent violated the boundaries of the nurse/client relationship in that she added said patient's mother to her personal cell phone service account. Respondent's conduct violated the professional boundaries of the nurse-client relationship and was likely to injure the patient in that it could have resulted in confusion between the needs of the nurse and those of the patient. In addition, Respondent's conduct 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)(J), and 22 TEX. ADMIN. CODE §217.12(1)(A),(4)&(6)(D).

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

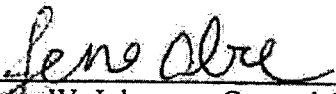
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NOTICE IS GIVEN that, based on the Formal Charges, the Board will rely on the Disciplinary Matrix, located at 22 TEX. ADMIN. CODE §213.33(b), which can be found under the "Discipline & Complaints; Board Policies & Guidelines" section of the Board's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

Filed this 9<sup>th</sup> day of May, 2019.

TEXAS BOARD OF NURSING

  
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Texas Board of Legal Specialization  
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