

BEFORE THE TEXAS BOARD OF NURSING

In the Matter of	§	AGREED ORDER
Registered Nurse License Number 800769	§	
& Vocational Nurse License Number 205916	§	
issued to SHAWNA LATRICE TATUM	§	
	§	

On this day the Texas Board of Nursing, hereinafter referred to as the Board, considered the matter of SHAWNA LATRICE TATUM, Registered Nurse License Number 800769, and Vocational Nurse License Number 205916, hereinafter referred to as Respondent.

Information received by the Board produced evidence that Respondent may be subject to discipline pursuant to Section 301.452(b)(1)&(10), Texas Occupations Code.

Respondent waived notice and hearing and agreed to the entry of this Agreed Order approved by Katherine A. Thomas, MN, RN, FAAN, Executive Director, on September 26, 2019.

FINDINGS OF FACT

1. Prior to the institution of Agency proceedings, notice of the matters specified below in these Findings of Fact was served on Respondent and Respondent was given an opportunity to show compliance with all requirements of the law for retention of the license(s).
2. Respondent waived notice and hearing, and agreed to the entry of this Agreed Order.
3. Respondent's license to practice as a vocational nurse in the State of Texas is in current status. Respondent's license to practice as a professional nurse in the State of Texas is in current status.
4. Respondent received a Certificate in Vocational Nursing from Navarro Coll-Waxahachie Ext, Waxahachie, Texas, on August 18, 2006. Respondent received an Associate Degree in Nursing from El Centro College-Ad, Dallas, Texas, on December 10, 2010. Respondent was licensed to practice vocational nursing in the State of Texas on September 12, 2006. Respondent was licensed to practice professional nursing in the State of Texas on May 24, 2011.

5. Respondent's nursing employment history includes:

9/2006-4/2007	Unknown	
5/2007-1/2008	Case Manager	Geryn Home Health Care Dallas, Texas
1/2008-2/2008	Vaccination & Immunization RN	Mollen Immunization Clinics Scottsdale, Arizona
2/2008-10/2010	Charge Nurse	Parkland Hospital Dallas, Texas
10/2010-10/2012	ADON	Grace Presbyterian Village Dallas, Texas
6/2012-12/2014	CNA Instructor Program Director	University of Texas at Arlington Arlington, Texas
7/2012-12/2014	CNA Instructor	El Centro College Dallas, Texas
10/2012-12/2014	Nurse Navigator	Parkland Hospital Dallas, Texas
11/2014-9/2015	Case Manager	United Healthcare Richardson, Texas
9/2015-11/2015	Weekend Supervisor RN	Villages on MacArthur Irving, Texas
12/2015-6/2018	Unknown	
6/2018 – 5/2019	RN	Superior Health Plan Inc. Dallas, Texas
5/2019 – Present	Unknown.	

6. On or about February 13, 2018, Respondent was issued the sanction of Warning with Stipulations, Deferred, through an Order of the Board. A copy of the February 13, 2018, Order is attached and incorporated herein by reference as part of this Agreed Order.
7. On or about February 13, 2019, Respondent failed to comply with the Agreed Order for Deferred Discipline issued to Respondent on February 13, 2018, by the Texas Board of Nursing. Noncompliance is the result of Respondent's failure to comply with Section IV, Remedial Education Courses, subsection (A), of the Agreed Order which states, in

pertinent part: RESPONDENT SHALL successfully complete the following remedial education course within one (1) year of the effective date of this order, unless otherwise specifically indicated: A. A course in Texas nursing jurisprudence and ethics that shall be a minimum of six (6) hours in length.

8. On or about February 13, 2019, Respondent failed to comply with the Agreed Order for Deferred Discipline issued to Respondent on February 13, 2018, by the Texas Board of Nursing. Noncompliance is the result of Respondent's failure to comply with Section IV, Remedial Education Courses, subsection (B), of the Agreed Order which states, in pertinent part: RESPONDENT SHALL successfully complete the following remedial education course within one (1) year of the effective date of this order, unless otherwise specifically indicated: B. The course "Sharpening Critical Thinking Skills," a 3.6 contact hour online program provided by the National Council of State Boards of Nursing (NCSBN) Learning
9. On or about February 13, 2019, Respondent failed to comply with the Agreed Order for Deferred Discipline issued to Respondent on February 13, 2018, by the Texas Board of Nursing. Noncompliance is the result of Respondent's failure to comply with Section IV, Remedial Education Courses, subsection (C), of the Agreed Order which states, in pertinent part: RESPONDENT SHALL successfully complete the following remedial education course within one (1) year of the effective date of this order, unless otherwise specifically indicated: C. The course "Professional Accountability" a 5.4 contact hour online program provided by the National Council of State Boards of Nursing (NCSBN) Learning Extension
10. Formal Charges were filed on June 10, 2019.

CONCLUSIONS OF LAW

1. Pursuant to Texas Occupations Code, Sections 301.451-301.555, the Board has jurisdiction over this matter.
2. Notice was served in accordance with law.
3. The evidence received is sufficient to prove violation(s) of 22 TEX. ADMIN. CODE §217.12 (11)(B).
4. The evidence received is sufficient cause pursuant to Section 301.452(b)(1)&(10), Texas Occupations Code, to take disciplinary action against Registered Nurse License Number 800769, and Vocational Nurse License Number 205916, heretofore issued to SHAWNA LATRICE TATUM.

TERMS OF ORDER

I. SANCTION AND APPLICABILITY

IT IS THEREFORE AGREED and ORDERED that RESPONDENT SHALL receive the sanction of **REPRIMAND WITH FINE** in accordance with the terms of this Order.

- A. This Order SHALL apply to any and all future licenses issued to RESPONDENT to practice nursing in the State of Texas.
- B. This Order SHALL be applicable to RESPONDENT'S nurse licensure compact privileges, if any, to practice nursing in the State of Texas.
- C. As a result of this Order, RESPONDENT'S license(s) will be designated "single state" and RESPONDENT may not work outside the State of Texas in another nurse licensure compact party state.

II. COMPLIANCE WITH LAW

While under the terms of this Order, RESPONDENT agrees to comply in all respects with the Nursing Practice Act, Texas Occupations Code, §§301.001 *et seq.*, the Rules and Regulations Relating to Nursing Education, Licensure and Practice, 22 TEX. ADMIN. CODE §§211.1 *et seq.*, and this Agreed Order.

III. COMPLIANCE WITH PRIOR ORDER

The Agreed Order for Deferred Discipline issued to RESPONDENT on February 13, 2018 is still in effect in its entirety and RESPONDENT SHALL be responsible for completing the terms of that Agreed Order for Deferred Discipline and any outstanding Remedial Education Courses required in the February 13, 2018, Agreed Order for Deferred Discipline must be completed within six (6) months from the effective date of this Agreed Order.

IV. UNDERSTANDING BOARD ORDERS

Within thirty (30) days of entry of this Order, RESPONDENT must successfully complete the Board's online course, "Understanding Board Orders", which can be accessed on the Board's website from the "Discipline & Complaints" drop-down menu or directly at: <http://www.bon.texas.gov/UnderstandingBoardOrders/index.asp>. Upon successful completion, RESPONDENT must submit the course verification at the conclusion of the course, which automatically transmits the verification to the Board.

V. REMEDIAL EDUCATION COURSE(S)

In addition to any continuing education requirements the Board may require for licensure renewal, RESPONDENT SHALL successfully complete the following remedial education course(s) **within one (1) year of the effective date of this Order, unless otherwise specifically indicated:**

- A. **A Board-approved course in Texas nursing jurisprudence and ethics** that shall be a minimum of six (6) hours in length. The course's content shall include the Nursing Practice Act, standards of practice, documentation of care, principles of nursing ethics, confidentiality, professional boundaries, and the Board's Disciplinary Sanction Policies regarding: Sexual Misconduct; Fraud, Theft, and Deception; Nurses with Substance Abuse, Misuse, Substance Dependency, or other Substance Use Disorder; and Lying and Falsification. Courses focusing on malpractice issues will not be accepted. Home study and video programs will not be approved.
- B. **The course "Sharpening Critical Thinking Skills,"** a 3.6 contact hour online program provided by the National Council of State Boards of Nursing (NCSBN) Learning Extension.
- C. **The course "Professional Accountability,"** a 4.6 contact hour online program provided by the National Council of State Boards of Nursing (NCSBN) Learning Extension.

In order to receive credit for completion of this/these course(s), RESPONDENT SHALL CAUSE the instructor to submit a Verification of Course Completion form or SHALL submit the continuing education certificate, as applicable, to the attention of Monitoring at the Board's office. RESPONDENT SHALL first obtain Board approval of any course

prior to enrollment if the course is not being offered by a pre-approved provider. *Information about Board-approved courses and Verification of Course Completion forms are available from the Board at www.bon.texas.gov/compliance.*

VI. MONETARY FINE

RESPONDENT SHALL pay a monetary fine in the amount of two hundred fifty dollars (\$250.00) within forty-five (45) days of the effective date of this Order.

Payment is to be made directly to the Texas Board of Nursing in the form of cashier's check or U.S. money order. Partial payments will not be accepted.

VII. RESTORATION OF UNENCUMBERED LICENSE(S)

Upon full compliance with the terms of this Agreed Order, all encumbrances will be removed from RESPONDENT'S license(s) and/or privilege(s) to practice nursing in the State of Texas and, subject to meeting all existing eligibility requirements in Texas Occupations Code Chapter 304, Article III, RESPONDENT may be eligible for nurse licensure compact privileges, if any.

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RESPONDENT'S CERTIFICATION

I understand that I have the right to legal counsel prior to signing this Order. I waive representation by counsel. I have reviewed this Order. I neither admit nor deny the violation(s) alleged herein. By my signature on this Order, I agree to the entry of this Order, and any conditions of said Order, to avoid further disciplinary action in this matter. I waive judicial review of this Order. I understand that this Order is subject to ratification by the Texas Board of Nursing and a copy of this Order will be mailed to me once the Order becomes effective. I understand that if I fail to comply with all terms and conditions of this Order, I will be subject to investigation and disciplinary sanction, including possible revocation of my license(s) and/or privileges to practice nursing in the State of Texas, as a consequence of my noncompliance.

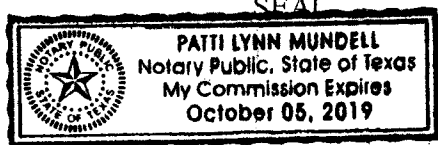
Signed this 4th day of October, 2019.

Shawna Latrice Tatum BSN, RN, CCM
SHAWNA LATRICE TATUM, RESPONDENT

Sworn to and subscribed before me this 4th day of October, 2019.

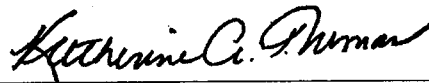
Patti Mundell

Notary Public in and for the State of Texas



WHEREFORE, PREMISES CONSIDERED, the Texas Board of Nursing does hereby ratify and adopt the Agreed Order that was signed on the 4th day of October, 2019, by SHAWNA LATRICE TATUM, Registered Nurse License Number 800769, and Vocational Nurse License Number 205916, and said Agreed Order is final.

Effective this 12th day of November, 2019.

A handwritten signature in cursive script, reading "Katherine A. Thomas".

Katherine A. Thomas, MN, RN, FAAN
Executive Director on behalf
of said Board



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.
Katherine A. Thomas
Executive Director of the Board

BEFORE THE TEXAS BOARD OF NURSING

In the Matter of	§	AGREED ORDER
Registered Nurse License Number 800769	§	
& Vocational Nurse License Number 205916	§	
issued to SHAWNA LATRICE TATUM	§	FOR DEFERRED DISCIPLINE

On this day the Texas Board of Nursing, hereinafter referred to as the Board, considered the matter of SHAWNA LATRICE TATUM, Registered Nurse License Number 800769 and Vocational Nurse License Number 205916, hereinafter referred to as Respondent.

Information received by the Board produced evidence that Respondent may be subject to discipline pursuant to Section 301.452(b)(10)&(13), Texas Occupations Code. Respondent waived notice and hearing and agreed to the entry of this Order approved by Katherine A. Thomas, MN, RN, FAAN, Executive Director, on December 18, 2017.

FINDINGS OF FACT

1. Prior to the institution of Agency proceedings, notice of the matters specified below in these Findings of Fact was served on Respondent and Respondent was given an opportunity to show compliance with all requirements of the law for retention of the license(s).
2. Respondent waived notice and hearing, and agreed to the entry of this Order.
3. Respondent's license to practice as a vocational nurse in the State of Texas is in current status. Respondent's license to practice as a professional nurse in the State of Texas is in current status.
4. Respondent received a Certificate in Vocational Nursing from Navarro College, Waxahachie, Texas on August 18, 2006, and received an Associate Degree in Nursing from El Centro College, Dallas, Texas on December 10, 2010. Respondent was licensed to practice vocational nursing in the State of Texas on September 12, 2006, and was licensed to practice professional nursing in the State of Texas on May 24, 2011.

5. Respondent's nursing employment history includes:

9/2006-4/2007	Unknown	
5/2007-1/2008	Case Manager	Geryn Home Health Care Dallas, Texas
1/2008-2/2008	Vaccination & Immunization RN	Mollen Immunization Clinics Scottsdale, Arizona
2/2008-10/2010	Charge Nurse	Parkland Hospital Dallas, Texas
10/2010-10/2012	ADON	Grace Presbyterian Village Dallas, Texas
6/2012-12/2014	CNA Instructor Program Director	University of Texas at Arlington Arlington, Texas
7/2012-12/2014	CNA Instructor	El Centro College Dallas, Texas
10/2012-12/2014	Nurse Navigator	Parkland Hospital Dallas, Texas
11/2014-9/2015	Case Manager	United Healthcare Richardson, Texas
9/2015-11/2015	Weekend Supervisor RN	Villages on MacArthur Irving, Texas
12/2015-Present	Unknown	

6. At the time of the incident, Respondent was employed as the Weekend Supervisor RN with The Villages on MacArthur, Irving, Texas, and had been in that position for two (2) months.
7. On or about November 22, 2015, while employed as the Weekend Supervisor RN with The Villages on MacArthur, Irving, Texas, Respondent failed to assist, notify the Director of Nursing, or call additional staff, when the Licensed Vocational Nurse floor nurse informed Respondent that she couldn't complete her medication pass. Consequently, fourteen (14) residents went without their prescribed medications. Respondent's conduct was likely to injure the patients in that failure to administer medications as ordered by the physician could have resulted in non-efficacious treatment of the patients' conditions.

8. In response to Finding of Fact Number Seven (7), Respondent states she was not notified of any incomplete medication pass on any residents at the facility during her shift. She also states that she was not approached by any staff, residents and/or families nor at any point did any Licensed Vocational Nurse request her assistance, help or guidance in any manner during her shift to perform any duties.
9. Formal Charges were filed on September 15, 2016.
10. Formal Charges were mailed to Respondent on September 19, 2016.

CONCLUSIONS OF LAW

1. Pursuant to Texas Occupations Code, Sections 301.451-301.555, the Board has jurisdiction over this matter.
2. Notice was served in accordance with law.
3. The evidence received is sufficient to prove violation(s) of 22 TEX. ADMIN. CODE §217.11(1)(A),(1)(B),(1)(C),(1)(M),(1)(P)&(1)(U) and 22 TEX. ADMIN. CODE §217.12(1)(A),(1)(F)&(4).
4. The evidence received is sufficient cause pursuant to Section 301.452(b)(10)&(13), Texas Occupations Code, to take disciplinary action against Registered Nurse License Number 800769 and Vocational Nurse License Number 205916, heretofore issued to SHAWNA LATRICE TATUM.
5. Pursuant to Section 301.463(d), Texas Occupations Code, this Agreed Order is a settlement agreement under Rule 408, Texas Rules of Evidence, in civil or criminal litigation.

TERMS OF ORDER

I. SANCTION AND APPLICABILITY

IT IS THEREFORE AGREED and ORDERED that RESPONDENT SHALL receive the sanction of **WARNING WITH STIPULATIONS, DEFERRED**, in accordance with the terms of this Order.

- A. This Order SHALL apply to any and all future licenses issued to Respondent to practice nursing in the State of Texas.

- B. This Order SHALL be applicable to Respondent's nurse licensure compact privileges, if any, to practice nursing in the State of Texas.
- C. As a result of this Order, Respondent's license(s) will be designated "single state" and Respondent may not work outside the State of Texas in another nurse licensure compact party state.

II. COMPLIANCE WITH LAW

While under the terms of this Order, RESPONDENT agrees to comply in all respects with the Nursing Practice Act, Texas Occupations Code, §§301.001 *et seq.*, the Rules and Regulations Relating to Nurse Education, Licensure and Practice, 22 TEX. ADMIN. CODE §§211.1 *et seq.*, and this Order.

Further, RESPONDENT SHALL not commit any violation of the Nursing Practice Act, Texas Occupations Code, §§301.001 *et seq.*, the Rules and Regulations Relating to Nurse Education, Licensure and Practice, 22 TEX. ADMIN. CODE §211.1 *et seq.* for a period of three (3) years from the date of this Order.

III. UNDERSTANDING BOARD ORDERS

Within thirty (30) days of entry of this Order, RESPONDENT must successfully complete the Board's online course, "Understanding Board Orders," which can be accessed on the Board's website from the "Discipline & Complaints" drop-down menu or directly at: <http://www.bon.texas.gov/UnderstandingBoardOrders/index.asp>. Upon successful completion, RESPONDENT must submit the course verification at the conclusion of the course, which automatically transmits the verification to the Board.

IV. REMEDIAL EDUCATION COURSE(S)

In addition to any continuing education requirements the Board may require for

licensure renewal, RESPONDENT SHALL successfully complete the following remedial education course(s) within one (1) year of the effective date of this Order, unless otherwise specifically indicated:

- A. A Board-approved course in Texas nursing jurisprudence and ethics that shall be a minimum of six (6) hours in length. The course's content shall include the Nursing Practice Act, standards of practice, documentation of care, principles of nursing ethics, confidentiality, professional boundaries, and the Board's Disciplinary Sanction Policies regarding: Sexual Misconduct; Fraud, Theft and Deception; Nurses with Substance Abuse, Misuse, Substance Dependency, or other Substance Use Disorder; and Lying and Falsification. Courses focusing on malpractice issues will not be accepted. Home study courses and video programs will not be approved.
- B. The course "Sharpening Critical Thinking Skills," a 3.6 contact hour online program provided by the National Council of State Boards of Nursing (NCSBN) Learning Extension.
- C. The course "Professional Accountability ...," a 5.4 contact hour online program provided by the National Council of State Boards of Nursing (NCSBN) Learning Extension.

In order to receive credit for completion of this/these course(s), RESPONDENT SHALL CAUSE the instructor to submit a Verification of Course Completion form or SHALL submit the continuing education certificate, as applicable, to the attention of Monitoring at the Board's office. RESPONDENT SHALL first obtain Board approval of any course prior to enrollment if the course is not being offered by a pre-approved provider. *Information about Board-approved courses and Verification of Course Completion forms are available from the Board at www.bon.texas.gov/compliance.*

V. EMPLOYMENT REQUIREMENTS

In order to complete the terms of this Order, RESPONDENT must work as a nurse in the State of Texas, providing direct patient care in a clinical healthcare setting, for a minimum of sixty-four (64) hours per month for four (4) quarterly periods [one (1) year] of employment. This requirement will not be satisfied until four (4) quarterly periods of employment as a nurse have elapsed. Periods of unemployment or of employment that do not require the use of a registered nurse

(RN) or a vocational nurse (LVN) license, as appropriate, will not apply to this period and will not count towards completion of this requirement.

- A. **Notifying Present and Future Employers:** RESPONDENT SHALL notify each present employer in nursing and present each with a complete copy of this Order, including all attachments, if any, within five (5) days of receipt of this Order. While under the terms of this Order, RESPONDENT SHALL notify all future employers in nursing and present each with a complete copy of this Order, including all attachments, if any, prior to accepting an offer of employment.
- B. **Notification of Employment Forms:** RESPONDENT SHALL CAUSE each present employer in nursing to submit the Board's "Notification of Employment" form to the Board's office within ten (10) days of receipt of this Order. RESPONDENT SHALL CAUSE each future employer to submit the Board's "Notification of Employment form" to the Board's office within five (5) days of employment as a nurse.
- C. **Incident Reporting:** RESPONDENT SHALL CAUSE each employer to immediately submit any and all incident, counseling, variance, unusual occurrence, and medication or other error reports involving RESPONDENT, as well as documentation of any internal investigations regarding action by RESPONDENT, to the attention of Monitoring at the Board's office.
- D. **Nursing Performance Evaluations:** RESPONDENT SHALL CAUSE each employer to submit, on forms provided to the Respondent by the Board, periodic reports as to RESPONDENT'S capability to practice nursing. These reports shall be completed by the individual who supervises the RESPONDENT and these reports shall be submitted by the supervising individual to the office of the Board at the end of each three (3) month quarterly period for four (4) quarters [one (1) year] of employment as a nurse.

VI. EFFECT OF DEFERRED DISCIPLINE

Upon successful completion of the stipulated requirements of this Order, all encumbrances will be removed from Respondent's license(s) to practice nursing in the State of Texas and, subject to meeting all existing eligibility requirements in Texas Occupations Code Chapter 304, Article III, RESPONDENT may be eligible for nurse licensure compact privileges, if any.

Upon the successful completion of the required three (3) year period of deferral,
the complaint or complaints which formed the basis for this action will be dismissed and this Order
will be made confidential to the same extent as a complaint filed under Section 301.466, Texas
Occupations Code.

Until such time that this Order is made confidential, this Order is subject to disclosure
in accordance with applicable law.

Should an additional allegation, complaint, accusation, or petition be reported or filed
against Respondent prior to the time this Order is made confidential, the deferral period shall be
extended until the allegation, accusation, or petition has been finally acted upon by the Board.

Should RESPONDENT commit a subsequent violation of the Nursing Practice Act
or Board Rules, this Order shall be treated as prior disciplinary action.

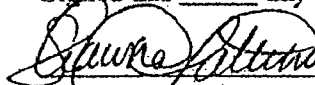
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RESPONDENT'S CERTIFICATION

I understand that I have the right to legal counsel prior to signing this Agreed Order. I have reviewed this Order. I neither admit nor deny the violation(s) alleged herein. By my signature on this Order, I agree to the entry of this Order, and any conditions of said Order, to avoid further disciplinary action in this matter. I waive judicial review of this Order. I understand that when this Order becomes final and the terms of this Order become effective, a copy will be mailed to me. I understand that if I fail to comply with all terms and conditions of this Order, I will be subject to investigation and disciplinary sanction, including possible revocation of my license(s) to practice nursing in the State of Texas, as a consequence of my noncompliance.

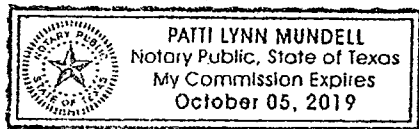
Signed this 20th day of December, 20 17.

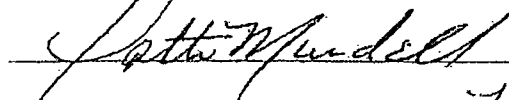


SHAWNA LATRICE TATUM, Respondent

Sworn to and subscribed before me this 20 day of December, 20 17.

SEAL





Notary Public in and for the State of Texas

Approved as to form and substance.



BRIDGET EYLER, Attorney for Respondent

Signed this 21 day of December, 20 17

WIIERFORE, PREMISES CONSIDERED, the Texas Board of Nursing does hereby ratify and adopt the Agreed Order for Deferred Discipline that was signed on the 20th day of December, 2017, by SHAWNA LATRICE TATUM, Registered Nurse License Number 800769 and Vocational Nurse License Number 205916, and said Order is final.

Effective this 13th day of February, 2018.

A handwritten signature in cursive script, appearing to read "Katherine A. Thomas".

Katherine A. Thomas, MN, RN, FAAN
Executive Director on behalf
of said Board



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.

Executive Director of the Board

I hereby certify the foregoing to be a true copy of the documents on file in our office.

BOARD OF REGISTERED NURSING

Joseph L. Morris

Joseph L. Morris, PhD, MSN, RN
Executive Officer



BEFORE THE
BOARD OF REGISTERED NURSING
DEPARTMENT OF CONSUMER AFFAIRS
STATE OF CALIFORNIA

In the Matter of the Accusation Against:

Case No. 2018-663

SHAWNA LATRICE TATUM
412 Round Rock Road
Cedar Hill, TX 75104

DEFAULT DECISION AND ORDER

Registered Nurse License No. 95110804

[Gov. Code, §11520]

Respondent.

FINDINGS OF FACT

1. On or about April 17, 2018, Complainant Joseph L. Morris, PhD, MSN, RN, in his official capacity as the Executive Officer of the Board of Registered Nursing (Board), Department of Consumer Affairs, filed Accusation No. 2018-663 against Shawna Latrice Tatum (Respondent). (A copy of the Accusation is attached as Exhibit A.)

2. On or about November 2, 2016, the Board issued Registered Nurse License No. 95110804 to Respondent. The Registered Nurse License expired on March 31, 2018, and has not been renewed.

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1 3. On or about April 17, 2018, Respondent was served by Certified and First Class Mail
2 copies of the Accusation No. 2018-663, Statement to Respondent, Notice of Defense, Request for
3 Discovery, and Discovery Statutes (Government Code sections 11507.5, 11507.6, and 11507.7) at
4 Respondent's address of record which, pursuant to California Code of Regulations, title 16,
5 section 1409.1, is required to be reported and maintained with the Board. Respondent's address
6 of record was and is: 412 Round Rock Road, Cedar Hill, TX 75104.

7 4. On or about April 17, 2018, Respondent was also served by Certified and First Class
8 Mail copies of the aforementioned documents at a known alternate address. Respondent's known
9 alternate address is: 531 Middale Rd., Duncanville, TX 75116.

10 5. Service of the Accusation was effective as a matter of law under the provisions of
11 Government Code section 11505, subdivision (c) and/or Business & Professions Code section
12 124.

13 6. Government Code section 11506(c) states, in pertinent part:

14 (c) The respondent shall be entitled to a hearing on the merits if the respondent
15 files a notice of defense . . . and the notice shall be deemed a specific denial of all
16 parts of the accusation . . . not expressly admitted. Failure to file a notice of defense
17 . . . shall constitute a waiver of respondent's right to a hearing, but the agency in its
18 discretion may nevertheless grant a hearing.

19 7. The Board takes official notice of its records and the fact that Respondent failed to
20 file a Notice of Defense within 15 days after service upon her of the Accusation; and therefore
21 waived her right to a hearing on the merits of Accusation No. 2018-663.

22 8. California Government Code section 11520(a) states, in pertinent part:

23 (a) If the respondent either fails to file a notice of defense . . . or to appear at
24 the hearing, the agency may take action based upon the respondent's express
25 admissions or upon other evidence and affidavits may be used as evidence without
26 any notice to respondent

27 9. Pursuant to its authority under Government Code section 11520, the Board finds
28 Respondent is in default. The Board will take action without further hearing and, based on the
relevant evidence contained in the Default Decision Investigatory Evidence Packet in this matter,
as well as taking official notice of all the investigatory reports, exhibits and statements contained
therein on file at the Board's offices regarding the allegations contained in Accusation

No. 2018-663, finds that the charges and allegations in Accusation No. 2018-663, are separately and severally, found to be true and correct by clear and convincing evidence.

DETERMINATION OF ISSUES

1. Based on the foregoing findings of fact, Respondent Shawna Latrice Tatum has subjected her Registered Nurse License No. 95110804 to discipline.

2. The agency has jurisdiction to adjudicate this case by default.

3. The Board of Registered Nursing is authorized to revoke Respondent's Registered Nurse License based upon the following violations alleged in the Accusation which are supported by the evidence contained in the Default Decision Investigatory Evidence Packet in this case:

a. Respondent has subjected her license to disciplinary action under section 2761, subdivision (a)(4), of the Code, in that effective February 13, 2018, her Texas registered nurse and vocational nurse licenses were disciplined by the Texas Board of Nursing (Texas Board), and she was issued a Deferred Reprimand with Stipulations.

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ORDER

IT IS SO ORDERED that Registered Nurse License No. 95110804, issued to Respondent Shawna Latrice Tatum, is revoked.

Pursuant to Government Code section 11520, subdivision (c), Respondent may serve a written motion requesting that the Decision be vacated and stating the grounds relied on within seven (7) days after service of the Decision on Respondent. The agency in its discretion may vacate the Decision and grant a hearing on a showing of good cause, as defined in the statute.

This Decision shall become effective on August 17, 2018.

It is so ORDERED July 19, 2018

Francis Phillips RN

FOR THE BOARD OF REGISTERED NURSING
DEPARTMENT OF CONSUMER AFFAIRS

71480265.DOC
SD2018800899

Attachment:
Exhibit A: Accusation

1 XAVIER BECERRA
Attorney General of California
2 GREGORY J. SALUTE
Supervising Deputy Attorney General
3 KAREN L. GORDON
Deputy Attorney General
4 State Bar No. 137969
600 West Broadway, Suite 1800
5 San Diego, CA 92101
P.O. Box 85266
6 San Diego, CA 92186-5266
Telephone: (619) 738-9427
7 Facsimile: (619) 645-2061
Attorneys for Complainant

8
9 **BEFORE THE**
BOARD OF REGISTERED NURSING
DEPARTMENT OF CONSUMER AFFAIRS
10 **STATE OF CALIFORNIA**

11
12 In the Matter of the Accusation Against:

Case No. 2018-663

13 **SHAWNA LATRICE TATUM**
412 Round Rock Road
14 Cedar Hill, TX 75104

A C C U S A T I O N

15 **Registered Nurse License No. 95110804**

16 Respondent.

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19 Complainant alleges:

20 **PARTIES**

21 1. Joseph L. Morris, PhD, MSN, RN (Complainant) brings this Accusation solely in his
22 official capacity as the Executive Officer of the Board of Registered Nursing (Board), Department
23 of Consumer Affairs.

24 2. On or about November 2, 2016, the Board issued Registered Nurse License Number
25 95110804 to Shawna Latrice Tatum (Respondent). The Registered Nurse License expired on
26 March 31, 2018, and has not been renewed.

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JURISDICTION

3. This Accusation is brought before the Board under the authority of the following laws. All section references are to the Business and Professions Code (Code) unless otherwise indicated.

4. Section 2750 of the Code provides, in pertinent part, that the Board may discipline any licensee, including a licensee holding a temporary or an inactive license, for any reason provided in Article 3 (commencing with section 2750) of the Nursing Practice Act.

5. Section 2764 of the Code provides, in pertinent part, that the expiration of a license shall not deprive the Board of jurisdiction to proceed with a disciplinary proceeding against the licensee or to render a decision imposing discipline on the license.

STATUTORY PROVISIONS

6. Section 2761 of the Code states:

The board may take disciplinary action against a certified or licensed nurse or deny an application for a certificate or license for any of the following:

(a) Unprofessional conduct, which includes, but is not limited to, the following:

...

(4) Denial of licensure, revocation, suspension, restriction, or any other disciplinary action against a health care professional license or certificate by another state or territory of the United States, by any other government agency, or by another California health care professional licensing board. A certified copy of the decision or judgment shall be conclusive evidence of that action. . .

COSTS

7. Section 125.3 of the Code provides, in pertinent part, that the Board may request the administrative law judge to direct a licentiate found to have committed a violation or violations of the licensing act to pay a sum not to exceed the reasonable costs of the investigation and enforcement of the case, with failure of the licentiate to comply subjecting the license to not being renewed or reinstated. If a case settles, recovery of investigation and enforcement costs may be included in a stipulated settlement.

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1 CAUSE FOR DISCIPLINE

2 (Out-of-State Discipline Against Respondent's Texas Nursing License)

3 8. Respondent has subjected her license to disciplinary action under section 2761,
4 subdivision (a)(4), of the Code, in that her Texas registered nurse license, and vocational nurse
5 license, were disciplined by the Texas Board of Nursing (Texas Board). The circumstances are as
6 follows:

7 9. In the final Order effective February 13, 2018, in a case entitled *In the Matter of*
8 *Registered Nurse License Number 800769 & Vocational Nurse License Number 205916 issued to*
9 *Shawna Latrice Tatum*, the Texas Board ratified and adopted an Agreed Order for Deferred
10 Discipline between Respondent and the Texas Board, and made the following findings of fact,
11 conclusions of law, and Order:

12 10. On or about November 22, 2015, while employed as the weekend supervising
13 registered nurse with The Villages on MacArthur located in Irving, Texas, Respondent failed to
14 assist, notify the Director of Nursing, or call additional staff, when the vocational nurse on duty
15 informed Respondent that she couldn't complete her medication pass. Consequently, fourteen
16 residents went without their prescribed medications. In response to the stated allegations,
17 Respondent denied that she was notified of any incomplete medication pass, or approached by any
18 staff requesting her assistance, during her shift.

19 11. The Texas Board concluded that the evidence was sufficient to prove violations of
20 Title 22 of the Texas Administrative Code as follows:

21 Section 217.11:

22 (1) - Standards Applicable to All Nurses. All vocational nurses, registered nurses
23 and registered nurses with advanced practice authorization shall:

24 (A) Know and conform to the Texas Nursing Practice Act and the board's
25 rules and regulations as well as all federal, state, or local laws, rules or regulations
affecting the nurse's current area of nursing practice;

26 (B) Implement measures to promote a safe environment for clients and
others;

27 (C) Know the rationale for and the effects of medications and treatments and
28 shall correctly administer the same;

1 (M) Institute appropriate nursing interventions that might be required to
2 stabilize a client's condition and/or prevent complications;

3 (P) Collaborate with the client, members of the health care team and, when
4 appropriate, the client's significant other(s) in the interest of the client's health care;

5 (U) Supervise nursing care provided by others for whom the nurse is
6 professionally responsible. . . .

7 Section 217.12:

8 (1) – Unsafe Practice--actions or conduct including, but not limited to:

9 (A) Carelessly failing, repeatedly failing, or exhibiting an inability to perform
10 vocational, registered, or advanced practice nursing in conformity with the standards of
11 minimum acceptable level of nursing practice set out in Rule 217.11.

12 (F) Failing to supervise the performance of tasks by any individual working
13 pursuant to the nurse's delegation or assignment;

14 (4) Conduct that may endanger a client's life, health, or safety. . . .

15 12. As a result, effective February 13, 2018, the Texas Board issued a Deferred
16 Reprimand with Stipulations against Respondent's registered nurse and vocational nurse licenses.
17 Respondent was ordered to complete the Texas Board's online course "Understanding Board
18 Orders" within 30 days of the effective date of the Order. Respondent was further required to
19 complete remedial courses in Texas nursing jurisprudence, "Sharpening Critical Thinking Skills,"
20 and "Professional Accountability" within one year of the effective date of the order. Respondent
21 must work as a registered nurse providing direct patient care for a minimum of 64 hours per
22 month for eight quarters (two years). Respondent is required to comply with employer
23 notifications, incident reporting, and submission of nursing performance evaluations.

24 **PRAYER**

25 WHEREFORE, Complainant requests that a hearing be held on the matters herein alleged,
26 and that following the hearing, the Board of Registered Nursing issue a decision:

27 1. Revoking or suspending Registered Nurse License Number 95110804, issued to
28 Shawna Latrice Tatum;

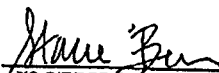
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1 2. Ordering Shawna Latrice Tatum to pay the Board of Registered Nursing the
2 reasonable costs of the investigation and enforcement of this case, pursuant to Business and
3 Professions Code section 125.3; and,

4 3. Taking such other and further action as deemed necessary and proper.
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8 DATED: April 17, 2018

for 
JOSEPH E. MORRIS, PHD, MSN, RN
Executive Officer
Board of Registered Nursing
Department of Consumer Affairs
State of California
Complainant

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