



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 951259 §
issued to KRYSTAL CULLUM §
§

On this day the Texas Board of Nursing, hereinafter referred to as the Board, considered the matter of KRYSTAL CULLUM, Registered Nurse License Number 951259, 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)(8), 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 January 8, 2020.

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 professional nurse in the State of Texas is in current status.
4. Respondent received an Associate Degree in Nursing from Clovis Community College, Clovis, New Mexico, on December 1, 2015. Respondent was licensed to practice professional nursing in the State of Texas on August 3, 2018.
5. Respondent's nursing employment history includes:

08/2018 – 08/2019	RN	University Medical Center Lubbock, TX
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Respondent's nursing employment history continued:

04/2019 – Present

RN

Covenant Medical Center
Lubbock, Texas

6. On or about September 12, 2019, Respondents New Mexico Registered Nurse License was issued a Reprimand by the New Mexico Board of Nursing, Albuquerque, New Mexico. A copy of the Reprimand from the New Mexico Board of Nursing, dated September 12, 2019, is attached and incorporated by reference as part of this pleading.
7. In response to Finding of Fact Number Six (6), Respondent states she was involved in a civil court dispute with others that were part of a medical team who took care of a two-year-old patient, who had passed away. Respondent states the hospital she worked for did an internal review of her care, and found no issues or concerns with the care she provided. She states in the court proceeding several medical experts for critical and emergency care and treatment of pediatric patients also reviewed her care and found no faults/mistakes or concerns and she received an unopposed order of dismissal with prejudice on March 4, 2019. Shortly after, Respondent states the New Mexico Board of Nursing informed her they were opening an investigation on her. Respondent states after what she hopes was a thorough investigation, they pursued taking action against her for a single documentation error. Respondent states after returning from the transport of the child she dictated her nursing note around 5 or 6 am and somehow instead of typing 0.1 milligram of epinephrine, it came out as 1 milligram. Respondent states the dose she gave was 0.1mg. Respondent states this was proven in the civil case through the patient's vital signs by an independent expert emergency Medical Doctor and also by the pharmacy records.

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 cause pursuant to Section 301.452(b)(8), Texas Occupations Code, to take disciplinary action against Registered Nurse License Number 951259, heretofore issued to KRYSTAL CULLUM.
4. 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 **REMEDIAL EDUCATION** 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. 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 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.

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. 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.

RESPONDENT'S CERTIFICATION

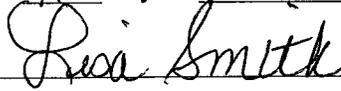
I understand that I have the right to legal counsel prior to signing this Order. I waive representation by counsel. I have reviewed this Order. I neither admit nor deny the violation(s) alleged herein. By my signature on this Order, I agree to the entry of this Order, and any conditions of said Order, to avoid further disciplinary action in this matter. I waive judicial review of this Order. I understand that this Order becomes effective upon acceptance by the Executive Director on behalf of the Texas Board of Nursing and 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) and/or privileges to practice nursing in the State of Texas, as a consequence of my noncompliance.

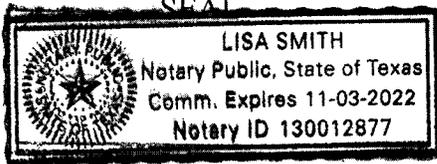
Signed this 11th day of February, 2020.



KRYSTAL CULLUM, RESPONDENT

Sworn to and subscribed before me this 11 day of Feb, 2020.





Notary Public in and for the State of Texas

WHEREFORE, PREMISES CONSIDERED, the Executive Director, on behalf of the Texas Board of Nursing does hereby ratify and adopt the Agreed Order that was signed on the 11th day of February, 2020, by KRYSTAL CULLUM, Registered Nurse License Number 951259, and said Agreed Order is final.

Effective this 14th day of February, 2020.

A handwritten signature in black ink, appearing to read "Katherine A. Thomas", written over a horizontal line.

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

BEFORE THE BOARD OF NURSING
FOR THE STATE OF NEW MEXICO

IN THE MATTER OF:

KRYSTAL CULLUM
License Number: RN-83668

Case No.: 067-17-10-Aa,b

Respondent.

SETTLEMENT AGREEMENT
FOR CONSENT TO DISCIPLINE AND ORDER

A Complaint, concerning events which occurred July 2-3, 2017, charging violations of the New Mexico Nurse Practice Act has been received by the New Mexico Board of Nursing. In the interest of a prompt and speedy settlement of the above-captioned matter, consistent with the public interest, statutory requirements, and the responsibilities of the Board, the Respondent consents to the discipline outlined herein under the following terms and conditions:

1. Jurisdiction: Respondent was licensed in New Mexico under the Nursing Practice Act, NMSA 1978, Section 61-3-1 to -31, and is subject to the jurisdiction of the New Mexico Board of Nursing;
2. Voluntariness: The Respondent enters into this Settlement Agreement, which resolves all matters and issues concerning the subject Complaint, and consents to discipline voluntarily and without duress or coercion;
3. Board Approval: This Agreement is subject to Board approval. If this Agreement is approved by the Board, the discipline set out herein will be imposed. If this Agreement is rejected by the Board, the matter will proceed to hearing.
4. If this Agreement is rejected by the Board, no statements or admissions made by Respondent as part of this Settlement Agreement will be used against the Respondent in any subsequent disciplinary action resulting from the allegations of this complaint;
5. Waivers: Respondent is aware of and understands Respondent's right to have formal charges filed against Respondent and Respondent's right to an administrative hearing in this matter. The Respondent understands the following rights related to that hearing:
 - a. to be represented by a member of their profession and/or counsel at the hearing;

- b. to present witnesses and testimony in defense or in mitigation of any sanction that may be imposed for a violation;
- c. to cross-examine witnesses and to challenge evidence presented; and
- d. to take an appeal from any final adverse decision.

Understanding these rights, Respondent knowingly and voluntarily waives these rights.

- 6. Allegations: Respondent acknowledges the evidence of the alleged conduct received by the Board in this matter and outlined below justifies the finding of violations of the Nursing Practice Act or the regulations imposed pursuant to this Agreement.
 - a. Respondent committed a documentation error in her treatment of a child patient.
- 7. Consent to Discipline: Subject to Board approval, Respondent agrees to the following discipline:
 - a. Reprimand shall be issued against Respondent's above-listed license;
 - b. CE class: Documentation: A Critical Aspect of Client Care (3 contact hours). Within ninety (90) days of approval of the Settlement Agreement, Respondent will enroll in and complete the CE class as directed. The attendance of this class will not be utilized to satisfy any licensure requirements. Additionally, if Respondent has already attended this class, Respondent will notify the Board's Executive Director within ninety (90) days so a substitute class maybe be selected.
 - c. The period of discipline as agreed by the parties is from the date of issuance of the Order to the completion date of the requirements of paragraph 7.
- 8. Reportable Discipline: Respondent understands that the discipline imposed pursuant to this Agreement constitutes formal disciplinary action by the Board. This action is reportable to entities including, but not limited to, the National Practitioners Data Bank, NURSUS (National Nursys Database), the licensing authority of any state or jurisdiction, governmental entities including federal and state agencies, and any private or public health care facility. The following discipline will be reported:
 - a. Violation: 50 Failure to Maintain Adequate or Accurate Records;
 - b. Action: 1140 Reprimand or Censure; and
 - c. Action: 1199 Other Licensure Action—CE as described herein.
- 9. Multi-State Privilege: The discipline imposed pursuant to this Agreement shall be applicable to any multi-state licensing privilege Respondent may presently

have. During the period of the discipline imposed by this Agreement, the New Mexico license to practice nursing will be single-state only.

10. Non-Compliance. Respondent understands and agrees that any failure to comply with the terms of this Agreement may result in further disciplinary action by the Board. If there is a failure to comply, the Board's Executive Director may issue a Notice of Non- Compliance and set the matter for hearing before the Board. At that hearing, the Board shall receive evidence regarding the alleged non-compliance. The Respondent shall have the opportunity to address the allegations or offer any other relevant evidence or argument regarding the reasons for non-compliance. Upon finding a violation, the Board may suspend the Respondent's license until such time as the Respondent has complied with the terms of the Settlement Agreement. The Board may take over enforcement action as permitted by law. If Respondent's non-compliance constitutes acts which are prohibited by the Board's statute or rules, the Board may also institute a new disciplinary action and refer that matter for administrative prosecution.

11. Contact Information: During the term of any discipline imposed pursuant to this Agreement Respondent agrees to notify the Board office of any change in employment or home address within ten (10) calendar days.

I have read and understand the above Settlement Agreement and Consent to Discipline and hereby agree to its terms.

9/6/19

DATE



KRYSTAL CULLUM
RESPONDENT

ORDER

This proposed Settlement Agreement comes before the Board during a properly scheduled public meeting with a quorum present and majority voting in the affirmative, this Agreement is:

ACCEPTED and the discipline set out in the agreement is hereby imposed.

REJECTED.

~~9/12/12~~ m.s.
DATE 9/12/19



CHAIR,
NEW MEXICO BOARD OF NURSING



NEW MEXICO
BOARD OF NURSING

Governor Michelle Lujan Grisham
Dr. L. Ann Green, Board Chair
Dr. Sasha Poole, Executive Director

Mission: Protect the public safety through effective regulation of nursing care and services.

Via certified return receipt no. 7018 2290 0001 9999 4046 and email

September 23, 2019

Krystal Cullum
3403 97th Street
Lubbock, TX 79423
Krystalized58@gmail.com

Case No: 067-17-10-Aa,b
License No: RN-83668

RE: Letter of Reprimand

Dear Ms. Cullum:

This is a formal letter of reprimand. It is being issued as part of the Settlement Agreement with the NM Board of Nursing which you entered into on September 12, 2019.

This Reprimand is formal disciplinary action which will be permanently attached to your license and reported to the National Practitioner Databank and NURSYS database. The discipline will be a matter of public record and available to anyone who requests the record.

Please note you will need to mark "yes" on any form that asks if disciplinary action has been taken against your license.

Respectfully,


Sasha N. Poole, PhD., RN
Executive Director

SNP/mrs

cc: Pete Domenici, Jr., Esq via email at pdomenici@domenicilaw.com