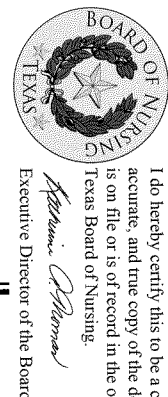




Texas Board of Nursing

333 Guadalupe Street, Ste. 3-460, Austin, Texas 78701
Phone: (512) 305-7400 Fax: (512) 305-7401 www.bon.texas.gov
Katherine A. Thomas, MN, RN, FAAN
Executive Director



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

February 27, 2020

Certified Mail No. 92148901940383000007692344
Return Receipt Requested
Copy Via USPS First Class Mail

Fausto Montes
810 Grover Ave
Lubbock, TX 79416

We previously provided you with notice that an investigation was being initiated into the following alleged violations of the Nursing Practice Act and/or the Board's Rules and Regulations Relating to Nurse Education, Licensure, and Practice:

- On or about January 23, 2020, Respondent plead Guilty to and was convicted of ATTEMPTED TRANSFER OF OBSCENE MATERIAL TO A MINOR, a felony offense committed on August 22, 2019, in the United States District Court Northern District of Texas Lubbock Division, under Cause No. 5:19-CR-00108-HBQ(1). As a result of the conviction, Respondent was sentenced to the United States Bureau of Prisons for a period of twenty-seven (27) months.

We have received information confirming you were physically incarcerated in the Federal Bureau of Prisons beginning approximately January 23, 2020, based on your conviction of ATTEMPTED TRANSFER OF OBSCENE MATERIAL TO A MINOR, a Felony offense, in the United States District Court Northern District of Texas Lubbock Division, under Cause No. 5:19-CR-00108-H-BQ(1).

Therefore, pursuant to Texas Occupations Code, Chapter 53.021(b), Permanent Registered Nurse License Number 735989 was revoked, by operation of law, on January 23, 2020, the date that your incarceration commenced.

You are entitled to a formal Complaint, Notice of Hearing, and a hearing in which you may present evidence to show that you are not physically incarcerated or have not been physically incarcerated due to your felony conviction(s) or felony probation revocation. You are also entitled to representation by an attorney if you desire. In the event you are not physically incarcerated or have not been physically incarcerated, your written request for a hearing before the State Office of Administrative Hearings must be received in this office within twenty (20) days of receipt of this letter.

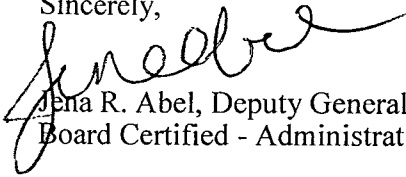
Kathleen Shipp, MSN, RN, FNP
Lubbock, *President*

David Saucedo, II
El Paso, *Vice-President*

Please be advised that you may not practice as a nurse or engage in any activities that require a license issued by this Board. Should you desire to return to the practice of nursing in Texas, you may contact our office to request a reinstatement petition. However, you will not be eligible for reinstatement until: at least one (1) year has elapsed from the effective date of your revocation, and you are released from imprisonment. Any reinstatement will then be subject to the regulations in effect at that time.

If you have any questions, please contact me at (512) 305-6822.

Sincerely,



Jena R. Abel, Deputy General Counsel
Board Certified - Administrative Law - Texas Board of Legal Specialization

d99(2020.02.27)