



## Texas Board of Nursing

133 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.  
*Katherine A. Thomas*  
Executive Director of the Board

September 8, 2020

Certified Mail No. 9214 8901 9403 8300 0020 4906 68  
Return Receipt Requested, Copy Via USPS First Class Mail

Danielle Nicole Lalanne  
c/o Betty Smith, Attorney At Law  
1602 E 7th St  
Austin, TX 78702

Dear Ms. Lalanne:

Your Application for Licensure as an Advanced Practice Registered Nurse and Prescriptive Authority and the supporting information related to your potential ineligibility for licensure under the Nursing Practice Act and the Board's Rules and Regulations Relating to Nurse Education, Licensure, and Practice was considered by the Executive Director of the Board. Your application has been processed as a Petition for Declaratory Order pursuant to 22 TEX. ADMIN. CODE §221.4(a)(7).

Pursuant to the Occupations Code §§301.257, 301.452, and 301.453, you have been found to be ineligible for licensure as a nurse in the State of Texas based upon the grounds discussed below. **This is a final determination of licensure denial.**

Our records indicate the following:

- On or about October 10, 2019, through November 7, 2019, while completing student clinical hours at Express Family Clinic, Spring, Texas, and at Premier Pediatrics of Houston, Houston, Texas, for the course NURS 5420 Advanced Practicum I as part of the requirements for obtaining a Master's Degree in Nursing from Houston Baptist University, Houston, Texas, in order to apply for and obtain licensure as a Pediatric Nurse Practitioner in the State of Texas, you failed to ensure the documentation of your student clinical logs accurately reflected the actual clinical site where the practice occurred as well as having the correct preceptor's signature for the corresponding hours at that site. Consequently, you submitted student clinical logs to Houston Baptist University which indicated you completed student clinical practicum hours at Express Family Clinic, Spring, Texas, on six (6) dates after October 4, 2019, when you were not present at the clinic. Further, the student clinical logs submitted by you had preceptor signatures which were inconsistent with the signatures submitted for previous clinical dates. Your conduct may have been deceptive and resulted in inaccurate student clinical logs being submitted to her school.

Kathleen Shipp, MSN, RN, FNP  
Lubbock, President

David Saucedo, II  
El Paso, Vice-President

- On or about October 30, 2019, after having completed your student clinical experience at Express Family Clinic, Spring, Texas, for the course NURS 5420 Advanced Practicum I as part of the requirements for obtaining a Master's Degree in Nursing from Houston Baptist University, Houston, Texas, in order to apply for and obtain licensure as a Pediatric Nurse Practitioner in the State of Texas, you falsely documented prescriptions to yourself for Zolpidem, Phentermine, and Doxycycline in the medical record by adding them to an earlier visit note which had been completed on September 9, 2019. Further, you documented the prescriptions using the name and Drug Enforcement Agency (DEA) numbers assigned to Melissa Herpel, FNP, and then obtained the prescribed medications from CVS Pharmacy, Spring, Texas. When confronted by clinic staff about the prescriptions five (5) days later, you stated your purse and laptop had been stolen the week before and that someone must have used the information to order the medications. After being informed that the person knew how to send prescriptions to pharmacies, that the prescriptions were logged to your username and log in, and that there could be licensing implications, you admitted lying about the prescriptions and stated the Phentermine and Doxycycline were actually for her mom.
- During an informal settlement conference conducted on September 1, 2020, with Staff of the Texas Board of Nursing, you admitted that you had obtained the Phentermine for yourself and not for your mom as you had previously indicated. Your conduct was deceptive, resulted in inaccurate medical and pharmacy records, and violated both Chapter 481 of the Texas Health and Safety Code (Controlled Substances Act) and Chapter 483 of the Texas Health and Safety Code (Dangerous Drugs Act).
- You received a grade of "F" for the course NURS 5420 Advanced Practicum I from Houston Baptist University, Houston, Texas, during the Fall 2019 term, and you received a grade of "A-" after being required to retake the course during the Spring 2019-20 term in a different clinical setting.

You are subject to denial of licensure for this conduct pursuant to the following subsections of the Occupations Code §301.452(b):

- §301.452(b)(2): "fraud or deceit in procuring or attempting to procure a license to practice professional nursing or vocational nursing;"
- §301.452(b)(10): "unprofessional conduct in the practice of nursing that is likely to deceive, defraud, or injure a patient or the public;" and
- §301.452(b)(13): "failure to care adequately for a patient or to conform to the minimum standards of acceptable nursing practice in a manner that, in the board's opinion, exposes a patient or other person unnecessarily to risk of harm."

The Board also requires petitioners to demonstrate their ability to consistently conform to the requirements of the Nursing Practice Act, the Board's Rules and Regulations, and generally accepted standards of nursing practice; to possess good professional character; and to pose no threat to the health and safety of patients and the public. The Board has adopted a rule, located at

Danielle Nicole Lalanne

September 8, 2020

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22 Tex. Admin. Code §213.27, that sets forth the factors and disciplinary and eligibility policies and guidelines that must be used in evaluating good professional character in eligibility and disciplinary matters. Based upon the factors specified in §213.27, you have failed to provide sufficient evidence of good professional character required by §213.27.

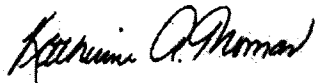
Texas Occupations Code Chapter 301, as well as the Board's rules, 22 Tex. Admin. Code §213.27; §213.29-§213.33, and the Board's Disciplinary Sanction Policies are hereby incorporated by reference herein and may be located on the Board's website at [www.bon.texas.gov](http://www.bon.texas.gov).

Due to this denial, you have the right to a public hearing before an Administrative Law Judge with the State Office of Administrative Hearings. Should you decide to appeal the decision to deny you licensure, please submit a written request for a public hearing, to the attention of Office of General Counsel, 333 Guadalupe, Suite 3-460, Austin, Texas, 78701. Your written request to appeal this decision must be received in our office within sixty (60) days of the date of this letter. Further, if this office receives information regarding additional behavior that has not been previously disclosed to or discovered by this office, please be advised that evidence of such additional behavior may be used against you during the public hearing in this matter to show that you lack the good professional character and other requirements for licensure.

Further, should the decision to deny your licensure be upheld by the State Office of Administrative Hearings, you will be entitled to judicial review by filing an action in the district court of Travis County, Texas. A petition for such an action must be filed not later than the 30<sup>th</sup> day after the date the licensing authority's decision is final and appealable.

If you have any questions, please contact Enforcement at (512) 305-6838.

Sincerely,



Katherine A. Thomas, MN, RN, FAAN  
Executive Director

KAT/261/083

S (2020.09.03)