

**In the Matter of
Permanent Registered Nurse
License Number 695196
Issued to JIMMY PAUL CISNEROS,
Respondent**

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

ORDER OF THE BOARD

TO: Jimmy Cisneros
1623 Wyoming Avenue
San Angelo, TX 76904

During open meeting held in Austin, Texas, on May 11, 2021, 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 Registered Nurse License Number 695196, previously issued to JIMMY PAUL CISNEROS 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 11th day of May, 2021

TEXAS BOARD OF NURSING

BY:  _____

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

Attachment: Formal Charges filed March 2, 2021

d17r(2021.04.01)

CERTIFICATE OF SERVICE

I hereby certify that on the 14th day of May, 2021, 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

Jimmy Cisneros
1623 Wyoming Avenue
San Angelo, TX 76904

BY: _____



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

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License Number 695196
Issued to JIMMY PAUL CISNEROS,
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BEFORE THE TEXAS
BOARD OF NURSING

FORMAL CHARGES

This is a disciplinary proceeding under Section 301.452(b), Texas Occupations Code. Respondent, JIMMY PAUL CISNEROS, is a Registered Nurse holding license number 695196 which is in inactive 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 May 6, 2020, Respondent submitted a License Reactivation Form (From Inactive or Retired Status) to the Texas Board of Nursing in which Respondent answered "Yes" to the question: *"Have you, within the past 24 months or since your last renewal, for any criminal offense, including those pending appeal:"*

- A. *been arrested and have any pending criminal charges?*
- B. *been convicted of a misdemeanor?*
- C. *been convicted of a felony?*
- D. *pled nolo contendere, no contest, or guilty?*
- E. *received deferred adjudication?*
- F. *been placed on community supervision or court-ordered probation, whether or not adjudicated guilty?*
- G. *been sentenced to serve jail or prison time? court-ordered confinement?*
- H. *been granted pre-trial diversion?*
- I. *been cited or charged with any violation of the law?*
- J. *been subject of a court-martial; Article 15 violation; or received any form of military judgment/punishment/action?"*

Respondent disclosed that on or about January 13, 2010, Respondent entered a plea of Guilty and was convicted of ASSAULT/ASSAULT AND BATTERY OF A HIGH AND AGGRAVATED NATURE (ABHAH), a misdemeanor offense committed between the dates of March 9, 2004, and December 15, 2008, in the Court of General Sessions, Colleton County, South Carolina, under Case No. 2009-GS-15-0354. As a result of the conviction, Respondent was sentenced to confinement in the State Department of Corrections for a period of ten (10) years; however, imposition of the sentence of confinement was suspended, and Respondent was placed on probation for a period of five (5) years, and ordered to pay restitution in the amount of two

thousand five hundred dollars (\$2,500.00), along with a fine and court costs. On or about January 12, 2015, Respondent was discharged from probation.

The above action constitutes grounds for disciplinary action in accordance with Section 301.452(b)(3) and 301.4535(a)(16), Texas Occupations Code. Moreover, the above offense mandates revocation of Respondent's license(s) and/or privilege(s) to practice nursing in accordance with Section 301.4535 of the Texas Occupations Code.

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 and TEX. OCC. CODE Ch. 53.

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.

NOTICE IS GIVEN that, based on the Formal Charges, the Board will rely on adopted Disciplinary Guidelines for Criminal Conduct, which can be found under the "Discipline & Complaints; Board Policies & Guidelines" section of the Board's website, 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.

Filed this 2nd day of March, 2021.

TEXAS BOARD OF NURSING



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