

# BEFORE THE TEXAS BOARD OF NURSING

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In the Matter of	§	AGREED ORDER
Registered Nurse License Number 670610	§	
& Vocational Nurse License Number 63311	§	
issued to JANNIE SANCHEZ GUERRA	§	
	§	

On this day the Texas Board of Nursing, hereinafter referred to as the Board, considered the matter of JANNIE SANCHEZ GUERRA, Registered Nurse License Number 670610, and Vocational Nurse License Number 63311, 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 Agreed Order approved by Katherine A. Thomas, MN, RN, FAAN, Executive Director, on May 11, 2021.

## 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 delinquent 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 Victoria College, Victoria, Texas, on August 19, 1974. Respondent received an Associate Degree in Nursing from Victoria College, Victoria, Texas, on May 1, 2000. Respondent was licensed to practice vocational nursing in the State of Texas on May 19, 1975. Respondent was licensed to practice professional nursing in the State of Texas on July 18, 2000.

5. Respondent's nursing employment history includes:

5/1975 – 5/1982	Unknown	
6/1982 – 6/2000	Licensed Vocational Nurse	Citizen's Medical Center Victoria, Texas
7/2000- Present	Registered Nurse	Citizen's Medical Center Victoria, Texas

6. At the time of the initial incident, Respondent was employed as a Registered Nurse with Citizen's Medical Center, Victoria, Texas, and had been in that position for eighteen (18) years and nine (9) months.
7. On or about April 14, 2019, while employed as a Registered Nurse with Citizen's Medical Center, Victoria, Texas, Respondent administered Primaxin to Patient Medical Record Number 296154, instead of the ordered Protonix. Respondent's conduct unnecessarily exposed the patient to risk of harm from medication administered without the benefit of a physician's expertise.
8. On or about May 30, 2019, while employed as a Registered Nurse with Citizen's Medical Center, Victoria, Texas, Respondent incorrectly administered the ordered amiodarone bolus and maintenance infusion to Patient Medical Record Number 524041. Specifically, Respondent administered both the bolus and the maintenance infusion at the same time and incorrectly set the infusion pump at fifteen (15) milliliters per hour. The amiodarone bolus was ordered to be administered over ten (10) minutes followed by the maintenance infusion, which was ordered to be administered at one (1) milliliter per minute for six (6) hours, then decreased to 0.5 milliliter per minute for the next eighteen (18) hours. Additionally, Respondent failed to document the administration of the amiodarone in the patient's medical record. Respondent's conduct was likely to injure the patient from adverse reactions of incorrect amiodarone dosing, including changes in cardiac function.
9. In response to the incident in Finding of Fact Number Seven (7), Respondent reports that she was trying to let the patient sleep, so instead of turning on the light and waking up the patient, she took down the Protonix drip that was hanging and hung up the Primaxin bag thinking it was the Protonix. Respondent states that she scanned the Protonix that she took down instead of the bag she had just hung. Respondent states that if she would have scanned the Primaxin prior to hanging it, she would have found that it was the wrong bag and not Protonix as ordered. Respondent states that as soon as she found out that she had hung the wrong medication, she immediately stopped the infusion and informed the patient and the charge nurse about the mistake and followed the procedure for medication errors. Respondent states that the patient was not harmed by her error. In response to the incident in Finding of Fact Number Eight (8), Respondent states that this patient was being transferred to the telemetry floor because he needed to be on an amiodarone drip. Respondent states that she had just gotten to the floor and did not have time to get a scanner.

Respondent states that she felt her co-workers on the telemetry floor would expect her to start the amiodarone drip before transferring the patient. Respondent states that she started the drip at the standard rate which is one (1) milliliter/minute for six (6) hours, then decrease to 0.5 milliliter/minute for the next eighteen (18) hours, but the bolus should have been started to be given in ten (10) minutes and she started it at fifteen (15) milliliter per hour instead. Respondent states that both events could have been prevented if only she would have used a scanner.

10. Formal Charges were filed on December 10, 2020.

11. Respondent by her signature expresses her desire to voluntarily surrender the licenses.

### 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)(D)&(3)(A) and 22 TEX. ADMIN. CODE §217.12(1)(A),(1)(B)&(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 670610, and Vocational Nurse License Number 63311, heretofore issued to JANNIE SANCHEZ GUERRA.
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

NOW, THEREFORE, IT IS AGREED and ORDERED that the VOLUNTARY SURRENDER of Registered Nurse License Number 670610, and Vocational Nurse License Number 63311 is accepted by the Texas Board of Nursing. In connection with this acceptance, the Board imposes the following conditions:

1. RESPONDENT SHALL NOT practice professional/registered nursing, use the title "registered nurse" or the abbreviation "RN" or wear any insignia identifying herself/himself as a registered nurse or use any designation which, directly or indirectly, would lead any person to believe that RESPONDENT is a registered nurse during the period in which the license is surrendered.
2. RESPONDENT SHALL NOT practice vocational nursing, use the title "vocational nurse" or the abbreviation "LVN" or wear any insignia identifying herself/himself as a vocational nurse or use any designation which, directly or indirectly, would lead any person to believe that RESPONDENT is a vocational nurse during the period in which the license is surrendered.
3. RESPONDENT SHALL NOT petition for reinstatement of licensure until at least one (1) year has elapsed from the date of this Order.
4. Upon petitioning for reinstatement, RESPONDENT SHALL satisfy all then existing requirements for relicensure.

IT IS FURTHER AGREED and ORDERED that this Order SHALL be applicable to Respondent's nurse licensure compact privileges, if any, to practice nursing in the State of Texas.

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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 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 1 day of June, 2021.

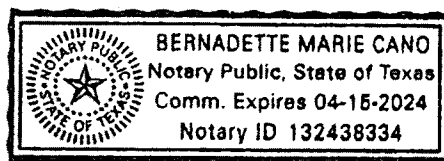
Jannie Sanchez Guerra  
JANNIE SANCHEZ GUERRA, RESPONDENT

Sworn to and subscribed before me this 1 day of JUNE, 2021.

SEAL

Bernadette Marie Cano

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 1<sup>st</sup> day of June, 2021, by JANNIE SANCHEZ GUERRA, Registered Nurse License Number 670610, and Vocational Nurse License Number 63311, and said Agreed Order is final.

Effective this June day of 9th, 2021.

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

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