



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.
Michelle O'Hanrahan
Executive Director of the Board

**In the Matter of
Permanent Vocational Nurse
License Number 219431
Issued to TERRIAH ANN ZUSCHLAG-HUNT,
Respondent**

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

DISCIPLINARY COMMITTEE

ORDER OF THE BOARD

TO: Terriah Zuschlag-Hunt
418 S. Commerce
Gainesville, TX 76240

During open meeting held in Austin, Texas, on November 9, 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 Vocational Nurse License Number 219431, previously issued to TERRIAH ANN ZUSCHLAG-HUNT 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 9th day of November, 2021

TEXAS BOARD OF NURSING

BY: 

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

Attachment: Formal Charges filed August 18, 2021

d17r(2021.09.21)

Re: Permanent Vocational Nurse License Number 219431
Issued to TERRIAH ANN ZUSCHLAG-HUNT
DEFAULT ORDER - REVOKE

CERTIFICATE OF SERVICE

I hereby certify that on the ^{11th} ~~10th~~ day of ^{Nov} ~~Nov~~ November, 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

Terriah Zuschlag-Hunt
418 S. Commerce
Gainesville, TX 76240

BY: 

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

In the Matter of §
Permanent Vocational Nurse § **BEFORE THE TEXAS**
License Number 219431 §
Issued to TERRIAH ANN ZUSCHLAG- §
HUNT, § **BOARD OF NURSING**
Respondent

FORMAL CHARGES

This is a disciplinary proceeding under Section 301.452(b), Texas Occupations Code. Respondent, TERRIAH ANN ZUSCHLAG-HUNT, is a Vocational Nurse holding license number 219431 which is in current 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 3, 2018, through May 4, 2018, while employed as a Licensed Vocational Nurse with VITAS Healthcare, Denton, Texas, Respondent lacked fitness to practice nursing in that she exhibited signs of impaired behavior while on duty, including, but not limited to: unsteady gait, slurred speech, dropping items, and sleeping several times throughout the shift. In addition, Respondent brought a personal supply of medication that she accessed and consumed multiple times. Respondent's condition affected her ability to recognize subtle signs, symptoms or changes in the patient's conditions, and affected her ability to make rational, accurate, and appropriate assessments, judgments, and decisions regarding patient care, thereby placing the patient in potential danger.

The above action constitutes grounds for disciplinary action in accordance with Section 301.452(b)(10),(12)&(13), Texas Occupations Code, and is a violation of 22 TEX. ADMIN. CODE §217.11(1)(A),(1)(B)&(1)(T), and 22 TEX. ADMIN. CODE §217.12(1)(A),(1)(B),(1)(E),(4)&(5).

CHARGE II.

On or about May 3, 2018, through May 4, 2018, while employed as a Licensed Vocational Nurse with VITAS Healthcare, Denton, Texas, Respondent failed to adequately care for Patient FM. Specifically, Respondent failed to manage the patient's nephrostomy drainage bags without unnecessary pulling on the tubes and avoidable kinking/twisting of tubing; failed to apply body belts as required for nephrostomy bags (which would allow bags full of urine to swing freely while the patient was ambulatory), and failed to maintain the patient's safety by neglecting to help him out of the bed, leaving him alone and unmonitored on multiple occasions, and not helping him get to the urinal and to the commode as required. As a result, Patient FM fell backwards hitting his back against the bedrail while urine spilled out of the nephrostomy bag onto the patient. In addition, Patient FM was forced to use his water cup as a urinal at one point, which spilled next to him in his bed. Respondent's conduct exposed the patient unnecessarily to a risk of harm from inadequate care.

The above action constitutes grounds for disciplinary action in accordance with Section 301.452(b)(10)&(13), Texas Occupations Code, and is a violation of 22 TEX. ADMIN. CODE §217.11(1)(A),(1)(B),(1)(M)&(2)(A) and 22 TEX. ADMIN. CODE §217.12(1)(A),(1)(B),(4)&(6)(C).

CHARGE III.

On or about May 3, 2018, through May 4, 2018, while employed as a Licensed Vocational Nurse with VITAS Healthcare, Denton, Texas, Respondent failed to properly intervene after Patient FM fell and experienced a change in condition, to include: notifying a physician or charge nurse and monitoring the patient's vital signs. Respondent's conduct exposed the patient unnecessarily to a risk of harm from inadequate treatment.

The above action constitutes grounds for disciplinary action in accordance with Section 301.452(b)(10)&(13), Texas Occupations Code, and is a violation of 22 TEX. ADMIN. CODE §217.11(1)(A),(1)(B),(1)(C),(1)(M),(1)(P)&(2)(A), and 22 TEX. ADMIN. CODE §217.12(1)(A),(1)(B)&(4).

CHARGE IV.

On or about May 3, 2018, through May 4, 2018, while employed as a Licensed Vocational Nurse with VITAS Healthcare, Denton, Texas, Respondent inaccurately documented that she administered four (4) tablets of Dilaudid to Patient FM, although her narcotic count reflects that five (5) tablets were given leaving one (1) tablet unaccounted. Furthermore, Respondent documented that she administered four (4) tablets of Lorazepam, although her narcotic count reflects that only two (2) tablets were given. Respondent's conduct resulted in an inaccurate medical record, left medication unaccounted for, and was likely to injure the patient in that subsequent care givers would rely on her documentation to further medicate the patient.

The above action constitutes grounds for disciplinary action in accordance with Section 301.452(b)(10)&(13), Texas Occupations Code, and is a violation of 22 TEX. ADMIN. CODE §217.11(1)(A),(1)(B),(1)(C)&(1)(D), and 22 TEX. ADMIN. CODE §217.12(1)(A),(1)(B),(1)(C),(4)&(10)(B).

CHARGE V.

On or about May 3, 2018, through May 4, 2018, while employed as a Licensed Vocational Nurse with VITAS Healthcare, Denton, Texas, Respondent falsely documented that she took vital signs of Patient FM at 2100, although video surveillance showed that she did not. Furthermore, Respondent documented nursing care rendered, to include medication administration, to the patient between 0100 through 0400, although video surveillance showed that Respondent was asleep. As a result, Respondent could not have administered the medications as ordered by a physician. Respondent's conduct created an inaccurate medical record and failure to administer medication as ordered by the physician could have resulted in non-efficacious treatment.

The above action constitutes grounds for disciplinary action in accordance with Section 301.452(b)(10)&(13), Texas Occupations Code, and is a violation of 22 TEX. ADMIN. CODE

§217.11(1)(A),(1)(B),(1)(C)&(1)(D), and 22 TEX. ADMIN. CODE §217.12(1)(A),(1)(B),(1)(C),(4), (6)(A),(6)(H)&(10)(B).

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.

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 policies related to Substance Use Disorders and Other Alcohol and Drug Related Conduct, and on adopted policies related to Behavior Involving Lying and Falsification, which can be found under the "Discipline & Complaints; Board Policies & Guidelines" section of the Board's website, www.bon.texas.gov.

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.

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Filed this 18 day of August, 2021.

TEXAS BOARD OF NURSING



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D(2021.08.06)