



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.
Patricia A. Thomas
Executive Director of the Board

BEFORE THE TEXAS BOARD OF NURSING

In the Matter of § AGREED ORDER
Registered Nurse License Number 695912 §
& Vocational Nurse License Number 149496 §
issued to JUAN CASTILLO JR §
§

A public meeting of the Eligibility and Disciplinary Committee of the Board, hereinafter referred to as the Committee, was held on December 14, 2021, to consider the Petition for Exception and supporting documents filed by JUAN CASTILLO JR, Registered Nurse License Number 695912, and Vocational Nurse License Number 149496, hereinafter referred to as PETITIONER. An Order of the Board was entered on September 10, 2013. Petitioner filed a Request for Exception to the Agreed Order on November 12, 2021.

Board Members present were: Carol Hawkins, BSN, RN, Allison Porter-Edwards, DrPH, MS, RN; and Mazie Jamison, BA, MA

Petitioner waived notice and hearing and agreed to the entry of this Agreed Order offered by the Committee on December 14, 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. Petitioner waived notice and hearing, and agreed to the entry of this Agreed Order.
3. Petitioner's license to practice as a vocational nurse in the State of Texas is in suspended status. Petitioner's license to practice as a professional nurse in the State of Texas is in suspended status.
4. Petitioner received a Certificate in Vocational Nursing from Laredo Junior College, Laredo, Texas, on August 20, 1994. Petitioner received an Associate Degree in Nursing

from Laredo Community College, Laredo, Texas, on May 1, 2003. Petitioner was licensed to practice vocational nursing in the State of Texas on October 18, 1994. Petitioner was licensed to practice professional nursing in the State of Texas on June 3, 2003.

5. Petitioner's nursing employment history includes:

10/1994 – 8/98	Unknown	
9/98 – 8/04	Field LVN	NSCL Home Health Laredo, Texas
8/04 – 5/07	RN/DON	Doctor's Care Home Health Laredo, Texas
5/07 – Unknown	RN Supervisor	Friends Health Care Services, Inc. Laredo, Texas
9/09 – 4/12	Part Owner	Heart 2 Heart Skilled Nursing Laredo, Texas
5/12 – 9/13	Unknown	
9/13 – present	Not employed in nursing	

6. On or about April 23, 2009, Petitioner was issued the sanction of Limited License with Stipulations through an Order of the Board. A copy of the April 23, 2009, Order is attached and incorporated herein by reference as part of this Agreed Order.
7. On or about September 10, 2013, Petitioner's licenses to practice nursing in the State of Texas were Suspended through an Order of the Board. A copy of the September 10, 2013, Order is attached and incorporated herein by reference as part of this Agreed Order.
8. On or about November 12, 2021, Petitioner submitted a request for Exception to the Agreed Order issued to him on September 10, 2013.

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. Pursuant to 22 TEX. ADMIN. CODE §213.26, the Board may impose reasonable conditions that a Petitioner must satisfy before reissuance of an unrestricted license.
4. 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

IT IS THEREFORE AGREED and ORDERED that the PETITION is hereby
GRANTED in accordance with the terms of this Order.

- A. This Order SHALL apply to any and all future licenses issued to PETITIONER to practice nursing in the State of Texas.
- B. This Order SHALL be applicable to PETITIONER's nurse licensure compact privileges, if any, to practice nursing in the State of Texas.
- C. Until successfully completed, PETITIONER may not practice nursing in the State of Texas except in accordance with the terms of this Order.
- D. As a result of this Order, PETITIONER's license(s) will be designated "single state" as applicable and PETITIONER may not work outside the State of Texas in another nurse licensure compact party state using a Texas compact license.

I. COMPLIANCE WITH LAW

While under the terms of this Order, PETITIONER agrees to comply in all respects with the Nursing Practice Act, Texas Occupations Code, §§301.001 *et seq.*, the Rules and Regulations Relating to Nursing Education, Licensure and Practice, 22 TEX. ADMIN. CODE §§211.1 *et seq.*, and this Agreed Order.

II. REQUIREMENTS FOR REFRESHER COURSE, EXTENSIVE ORIENTATION, OR NURSING PROGRAM OF STUDY IN PROFESSIONAL REGISTERED NURSING

Prior to practicing as a registered nurse in the State of Texas, PETITIONER SHALL:

A. **Apply for a Six Month Temporary Permit to Complete Refresher Course, Extensive Orientation, or Nursing Program of Study in Professional Registered Nursing** for the limited purpose of completing a refresher course, extensive orientation, or nursing program of study in professional registered nursing. The application for the Six Month Temporary Permit is available via the Nurse Portal on the Board's website (www.bon.texas.gov). PETITIONER SHALL NOT, in any way, attempt to use the temporary permit for any purpose other than completing the refresher course, extensive orientation, or nursing program of study in professional registered nursing.

B. **Successfully complete a Board approved refresher course, extensive orientation, or nursing program of study for professional registered nursing. Petitioner MUST obtain Board approval of the nursing refresher course, extensive orientation, or nursing program, as applicable, prior to enrollment.** In order for the course to be approved, the target audience shall include registered nurses and the course's content shall, at a minimum, include: 1) Review of NPA, Rules, Position Statements; 2) Determination of Individual Scope of Practice and role in patient safety; 3) Review of the nursing process to include assessment, planning, implementation, and evaluation; 4) Pharmacology review; 5) Medication administration; 6) Documentation, quality assurance, and legal implication for nursing practice; and, 7) Documentation of current CPR certification prior to beginning precepted clinical learning experience. The course must contain no less than a total of 80 hours of clinical practice providing direct patient care supervised by a qualified registered nurse instructor who meets or exceeds the Board's minimum criteria for eligibility as an instructor. Home study courses and video programs will not be approved.

C. **Upon completion of the refresher course, extensive orientation, or nursing program of study for professional registered nursing,** PETITIONER SHALL return the temporary permit to the Board's office and PETITIONER SHALL CAUSE the sponsoring institution to notify the Board, on a form provided by the Board, of Petitioner's successful completion of the refresher course, including the required 80 hours of supervised practice.

D. **Upon verification of successful completion of the conditions** as set out in Paragraphs A through C of this Section, PETITIONER SHALL submit a completed License Reactivation Form for Registered Nurses, which is available via the Nurse Portal on the Board's website (www.bon.texas.gov). PETITIONER shall pay all re-registration fees and, subject to meeting all other requirements for licensure in Texas, shall be issued the applicable license to practice registered nursing in the State of Texas, which shall be subject to the terms of this Order.

III. SUPERSEDING ORDER

IT IS FURTHER AGREED and ORDERED that the sanction and conditions of this Agreed Order SHALL supersede all previous stipulations required by any Order entered by the Texas Board of Nursing.

IV. UNDERSTANDING BOARD ORDERS

Within thirty (30) days of entry of this Order, PETITIONER must successfully complete the Board's online course, "Understanding Board Orders", which can be accessed on the Board's website from the "Discipline & Complaints" drop-down menu or directly at: <http://www.bon.texas.gov/UnderstandingBoardOrders/index.asp>. Upon successful completion, PETITIONER must submit the course verification at the conclusion of the course, which automatically transmits the verification to the Board.

V. REMEDIAL EDUCATION COURSE(S)

In addition to any continuing education requirements the Board may require for licensure renewal, PETITIONER SHALL successfully complete the following remedial education course(s) **within one (1) year of the effective date of this Order, unless otherwise specifically indicated:**

- A. **A Board-approved course in Texas nursing jurisprudence and ethics** that shall be a minimum of six (6) hours in length. The course's content shall include the Nursing Practice Act, standards of practice, documentation of care, principles of nursing ethics, confidentiality, professional boundaries, and the Board's Disciplinary Sanction Policies regarding: Sexual Misconduct; Fraud, Theft, and Deception; Nurses with Substance Abuse, Misuse, Substance Dependency, or other Substance Use Disorder; and Lying and Falsification. Courses focusing on malpractice issues will not be accepted. Home study and video programs will not be approved.

- B. **The course "Sharpening Critical Thinking Skills,"** a 3.6 contact hour online program provided by the National Council of State Boards of Nursing (NCSBN) Learning Extension.

In order to receive credit for completion of this/these course(s), PETITIONER SHALL CAUSE the instructor to submit a Verification of Course Completion form or SHALL submit the continuing education certificate, as applicable, to the attention of Monitoring at the Board's office. PETITIONER SHALL first obtain Board approval of any course prior to enrollment if the course is not being offered by a pre-approved provider. *Information about Board-approved courses and Verification of Course Completion forms are available from the Board at www.bon.texas.gov/compliance.*

VI. EMPLOYMENT REQUIREMENTS

In order to complete the terms of this Order, PETITIONER must work as a nurse in the State of Texas, providing direct patient care in a clinical healthcare setting, for a minimum of sixty-four (64) hours per month for eight (8) quarterly periods [two (2) years] of employment. This requirement will not be satisfied until eight (8) quarterly periods of employment as a nurse have elapsed. Periods of unemployment or of employment that do not require the use of a registered nurse (RN) or a vocational nurse (LVN) license, as appropriate, will not apply to this period and will not count towards completion of this requirement.

- A. **Notifying Present and Future Employers:** PETITIONER SHALL notify each present employer in nursing and present each with a complete copy of this Order, including all attachments, if any, within five (5) days of receipt of this Order. While under the terms of this Order, PETITIONER SHALL notify all future employers in nursing and present each with a complete copy of this Order, including all attachments, if any, prior to accepting an offer of employment.
- B. **Notification of Employment Forms:** PETITIONER SHALL CAUSE each present employer in nursing to submit the Board's "Notification of Employment" form to the Board's office within ten (10) days of receipt of this Order. PETITIONER SHALL CAUSE each future employer to submit the Board's "Notification of Employment form" to the Board's office within five (5) days of employment as a nurse.

- C. **Direct Supervision:** For the first year [four (4) quarters] of employment as a Nurse under this order, PETITIONER SHALL be directly supervised by a Registered Nurse, if licensed as a Registered Nurse, or by a Licensed Vocational Nurse or a Registered Nurse, if licensed as a Licensed Vocational Nurse. Direct supervision requires another nurse, as applicable, to be working on the same unit as PETITIONER and immediately available to provide assistance and intervention. PETITIONER SHALL work only on regularly assigned, identified and predetermined unit(s). PETITIONER SHALL NOT be employed by a nurse registry, temporary nurse employment agency, hospice, or home health agency. PETITIONER SHALL NOT be self-employed or contract for services. Multiple employers are prohibited.
- D. **Indirect Supervision:** For the remainder of the stipulation/probation period, PETITIONER SHALL be supervised by a Registered Nurse, if licensed as a Registered Nurse, or by a Licensed Vocational Nurse or a Registered Nurse, if licensed as a Licensed Vocational Nurse, who is on the premises. The supervising nurse is not required to be on the same unit or ward as PETITIONER, but should be on the facility grounds and readily available to provide assistance and intervention if necessary. The supervising nurse shall have a minimum of two (2) years of experience in the same or similar practice setting to which the PETITIONER is currently working. PETITIONER SHALL work only regularly assigned, identified and predetermined unit(s). PETITIONER SHALL NOT be employed by a nurse registry, temporary nurse employment agency, hospice, or home health agency. PETITIONER SHALL NOT be self-employed or contract for services. Multiple employers are prohibited.
- E. **Nursing Performance Evaluations:** PETITIONER SHALL CAUSE each employer to submit, on forms provided to the PETITIONER by the Board, periodic reports as to PETITIONER's capability to practice nursing. These reports shall be completed by the individual who supervises the PETITIONER and these reports shall be submitted by the supervising individual to the office of the Board at the end of each three (3) month quarterly period for eight (8) quarters [two (2) years] of employment as a nurse.

VII. RESTORATION OF UNENCUMBERED LICENSE(S)

Upon full compliance with the terms of this Agreed Order, all encumbrances will be removed from PETITIONER's license(s) and/or privilege(s) to practice nursing in the State of Texas and, subject to meeting all existing eligibility requirements in Texas Occupations Code Chapter 304, Article III, PETITIONER may be eligible for nurse licensure compact privileges, if any.

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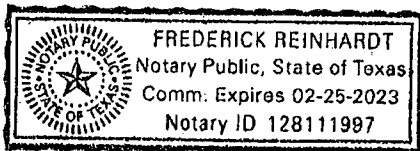
PETITIONER'S CERTIFICATION

I understand that I have the right to legal counsel prior to signing this Order. 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 is subject to ratification by the Texas Board of Nursing and a copy of this Order will be mailed to me once the Order becomes effective. 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 2 day of February, 2022
Juan Castillo Jr
JUAN CASTILLO JR, PETITIONER

Sworn to and subscribed before me this 2 day of February, 2022
[Signature]

SEAL



Notary Public in and for the State of Texas

Approved as to form and substance.
Ethan Lau
Ethan Lau, Attorney for Respondent

Signed this 2 day of February, 2022

WHEREFORE, PREMISES CONSIDERED, the Texas Board of Nursing does hereby ratify and adopt the Agreed Order that was signed on the 2nd day of February, 2022, by JUAN CASTILLO JR, Registered Nurse License Number 695912, and Vocational Nurse License Number 149496, and said Agreed Order is final.

Effective this 8th day of February, 2022.



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

BEFORE THE TEXAS BOARD OF NURSING

In the Matter of	§	AGREED
Registered Nurse License Number 695912	§	
& Vocational Nurse License Number 149496	§	
issued to JUAN CASTILLO JR	§	ORDER

An investigation by the Texas Board of Nursing, hereinafter referred to as the Board, produced evidence indicating that JUAN CASTILLO JR, hereinafter referred to as Respondent, Registered Nurse License Number 695912, and Vocational Nurse License Number 149496, may be subject to discipline pursuant to Sections 301.452(b)(1), (10), & (13) and 301.453, Texas Occupations Code.

An informal conference was held on June 18, 2013, at the office of the Texas Board of Nursing, in accordance with Section 301.464, of the Texas Occupations Code.

Respondent appeared in person. Respondent was represented by John Rivas, Attorney at Law. In attendance were Kristin Benton, MSN, RN, Director of Nursing, Executive Director's Designee; Jena Abel, Assistant General Counsel; Anthony L. Diggs, MSCJ, Director, Enforcement Division; Noemi Vezina, Investigator; and Valerie Walsh, Investigator.

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 Order.
3. Respondent is currently licensed to practice professional nursing in the State of Texas. Respondent holds a license to practice vocational nursing in the State of Texas, which is currently in delinquent status.

4. Respondent received a Certificate in Vocational Nursing from Laredo Junior College, Laredo, Texas, on August 20, 1994. Respondent was licensed to practice vocational nursing in the State of Texas on October 18, 1994. Respondent received an Associate Degree in Nursing from Laredo Community College, Laredo, Texas, on May 1, 2003. Respondent was licensed to practice professional nursing in the State of Texas on June 3, 2003.

5. Respondent's professional and vocational nursing employment history includes:

10/94 - 08/98	Unknown	
09/98 - 08/04	Field LVN	NSCL Home Health Laredo, Texas
08/04 - 05/07	RN/DON	Doctor's Care Home Health Laredo, Texas
05/07 - Present	RN Supervisor	Friends Health Care Services, Inc. Laredo, Texas
09/09 - 04/12	Part Owner	Heart 2 Heart Skilled Nursing Laredo, Texas

6. On or about April 23, 2009, Respondent was issued a LIMITED LICENSE by the Texas Board of Nursing, Austin, Texas. A copy of the Findings of Fact, Conclusions of Law, and Agreed Order dated April 23, 2009, is attached and incorporated, by reference, as part of this order.

7. On or about January 2010, February 2010, April 2010, June 2010 and January 2011, while employed with Heart 2 Heart Skilled Nursing, Laredo, Texas, Respondent became non-compliant with the Agreed Order issued to him by the Texas Board of Nursing on April 23, 2009. Non-compliance is the result of Respondent performing home health visits for Patients 002, 004, MDC, JC, and MG.

Stipulation Number Two (2) of the Agreed Order dated April 23, 2009 states:

"While under the terms of this Order, RESPONDENT SHALL NOT provide direct patient care. For the purposes of this Order, direct patient care involves a personal relationship between the Nurse and the client, and includes, but is not limited to: teaching, counseling, assessing the patient's needs and strengths, and providing skilled nursing care."

8. On or about February 2010, while employed with Heart 2 Heart Skilled Nursing, Laredo, Texas, Respondent documented that he performed an OASIS Adult Re-Assessment, including a Fall Risk Assessment Form and a Medication Profile, for Patient 001, when the Administrator actually performed the assessment. Respondent's conduct was misleading and created an inaccurate medical record.

9. During the time period of June 2009 through April 30, 2012, while employed with Heart 2 Heart Skilled Nursing, Laredo, Texas, Respondent became non-compliant with the Agreed Order issued to him by the Texas Board of Nursing on April 23, 2009. Non-compliance is the result of Respondent performing assessments of individuals at health fairs, including, but not limited to: checking vital signs, checking blood pressure, and checking for diabetes.

Stipulation Number Two (2) of the Agreed Order dated April 23, 2009 states:

"While under the terms of this Order, RESPONDENT SHALL NOT provide direct patient care. For the purposes of this Order, direct patient care involves a personal relationship between the Nurse and the client, and includes, but is not limited to: teaching, counseling, assessing the patient's needs and strengths, and providing skilled nursing care."

10. In response to Findings of Fact Numbers Seven (7) through Nine (9), Respondent admits that he accompanied the Administrator on her home health visits for the purpose of documenting and taking notes of her patient care and assessments. According to Respondent, it was common practice that he would fill out and sign the forms while the Administrator conducted patient care and assessments. Respondent states he did not conduct patient care or assessments.
11. Formal Charges were filed on January 14, 2013; First Amended Formal Charges were filed on July 5, 2013.
12. Formal Charges were mailed to Respondent on January 15, 2013; First Amended Formal Charges were mailed to Respondent on July 5, 2013.

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)&(D) and 217.12(1)(A),(1)(B),(1)(C), (3), (6)(H), &(11)(B).
4. The evidence received is sufficient cause pursuant to Section 301.452(b)(1),(10)&(13), Texas Occupations Code, to take disciplinary action against Registered Nurse License Number 695912, and Vocational Nurse License Number 149496, heretofore issued to JUAN CASTILLO JR, including revocation of Respondent's license(s) to practice nursing in the State of Texas.

ORDER

IT IS THEREFORE AGREED and ORDERED, subject to ratification by the Texas Board of Nursing, that Registered Nurse License Number 695912, and Vocational Nurse License Number 149496, previously issued to JUAN CASTILLO JR, to practice nursing in Texas is/are hereby SUSPENDED and said suspension is ENFORCED indefinitely.

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.

SHOULD RESPONDENT desire to have the suspension of Registered Nurse License Number 695912 and/or Vocational Nurse License Number 149496 lifted, RESPONDENT SHALL petition the Board for such approval, at which time, the RESPONDENT MUST satisfy all then existing requirements for the suspension of the license(s) to be lifted. Further, the Board may impose reasonable conditions that must be satisfied by the RESPONDENT before the suspension of the license(s) are lifted and/or for the issuance of an unencumbered license(s).

IT IS FURTHER AGREED and ORDERED that RESPONDENT SHALL NOT petition to have the suspension of Registered Nurse License Number 695912, and Vocational Nurse License Number 149496 lifted until at least one (1) year has elapsed from the date of this Order.

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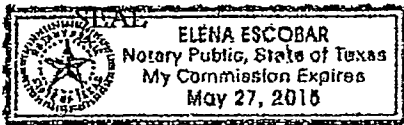
RESPONDENT'S CERTIFICATION

I understand that I have the right to legal counsel prior to signing this Agreed Order. 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 Findings of Fact, Conclusions of Law, 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 is subject to ratification by the Board. When this Order is ratified, the terms of this Order become effective, 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 revocation of my license(s) to practice nursing in the State of Texas, as a consequence of my noncompliance.

Signed this 9 day of Aug, 2013.

Juan Castillo Jr
JUAN CASTILLO JR, Respondent

Sworn to and subscribed before me this 9th day of Aug, 2013.



Elena Escobar
Notary Public in and for the State of Texas

Approved as to form and substance.

[Signature]
John Rivas, Attorney for Respondent

Signed this 9 day of August, 2013.

WHEREFORE, PREMISES CONSIDERED, the Texas Board of Nursing does hereby ratify and adopt the Agreed Order that was signed on the 9th day of August, 2013, by JUAN CASTILLO JR, Registered Nurse License Number 695912, and Vocational Nurse License Number 149496, and said Order is final.

Effective this 10th day of September, 2013.



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



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

BEFORE THE TEXAS BOARD OF NURSING

In the Matter of Registered Nurse § AGREED
License Number 695912 and §
Vocational Nurse License §
Number 149496 issued to §
JUAN CASTILLO JR. § ORDER

On this day the Texas Board of Nursing, hereinafter referred to as the Board, considered the matter of JUAN CASTILLO JR., Registered Nurse License Number 695912 and Vocational Nurse License Number 149496, hereinafter referred to as Respondent.

Information received by the Board produced evidence that Respondent may have violated Section 301.452(b)(3)&(10), Texas Occupations Code. Respondent waived informal proceedings, notice and hearing, and agreed to the entry of this Order offered on February 6, 2009, by Katherine A. Thomas, MN, RN, Executive Director, subject to ratification by the Board.

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.
2. Respondent waived informal proceedings, notice and hearing, and agreed to the entry of this Order.
3. Respondent is currently licensed to practice professional nursing in the State of Texas. Respondent holds a license to practice vocational nursing in the State of Texas, which is currently in delinquent status.
4. Respondent received a Certificate in Vocational Nursing from Laredo Junior College, Laredo, Texas, on August 20, 1994. Respondent was licensed to practice vocational nursing in the State of Texas on October 18, 1994. Respondent received an Associate Degree in Nursing from Laredo Community College, Laredo, Texas, on May 1, 2003. Respondent was licensed to practice professional nursing in the State of Texas on June 3, 2003.

5. Respondent's complete nursing employment history is unknown.
6. On or about January 29, 2007, Respondent was arrested by the Laredo Police Department on three (3) counts of INDECENCY WITH A CHILD SEXUAL CONTACT, second Degree Felony offenses.

On or about March 25, 2008, Respondent entered a plea of no contest to the LESSER OFFENSE OF INDECENT EXPOSURE IN COUNT I, (a Class B Misdemeanor offense committed on November 2, 1998), in the 406th District Court of Webb County, Texas, under Cause No. 2007CRS611D4. As a result, the proceedings against Respondent were deferred, without entering an adjudication of guilt, and Respondent was placed on Community Supervision for a period of two (2) years. Additionally, Respondent was ordered to pay a fine and court costs.

7. On or about August 5, 2008 and August 28, 2008, Respondent underwent a forensic psychological evaluation by Dr. John Reid, Ph.D., P.C.; additionally, a polygraph examination was administered by Jason Layman on August 19, 2008 with the following Findings:

"Mr. Castillo stated he was accused of inappropriately touching his then 13-year-old sister-in-law, who is described by Mr. Castillo as "mentally challenged." Later, the sister-in-law and her mother spoke to the District Attorney's office, telling them "nothing had happened", and as a result of the plea bargain, the initial charge was reduced to a misdemeanor when Mr. Castillo pleaded(sic) guilty to a lesser offense of indecent exposure, Class B. Mr. Castillo denies any sexual contact with his sister-in-law.

Discussion and Recommendations:

The polygraph examination indicated "deceptive criteria noted to all relevant questions asked" regarding his alleged indecency/contact with a child.

Based on the above, it cannot be stated at this time with reasonable confidence that Mr. Castillo can consistently behave in accordance with the Board Rules and general accepted nursing standards. At some future time, he may wish to repeat this examination with another psychologist and polygraph examiner."

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 violations of Section 301.452(b)(3)&(10), Texas Occupations Code, and 22 TEX. ADMIN. CODE §217.12(13).
4. The evidence received is sufficient cause pursuant to Section 301.452(b), Texas Occupations Code, to take disciplinary action against Registered Nurse License Number 695912 and Vocational Nurse License Number 149496, heretofore issued to JUAN CASTILLO JR., including revocation of Respondent's licenses to practice nursing in the State of Texas.

ORDER

IT IS THEREFORE AGREED and ORDERED, subject to ratification by the Texas Board of Nursing, that RESPONDENT SHALL receive the sanction of a LIMITED LICENSE with Stipulations, and RESPONDENT SHALL comply in all respects with the Nursing Practice Act, Texas Occupations Code, §§301.001 *et seq.*, the Rules and Regulations Relating to Nurse Education, Licensure and Practice, 22 TEX. ADMIN. CODE §211.1 *et seq.* and this Order.

IT IS FURTHER AGREED and ORDERED that this Order SHALL be applicable to Respondent's multistate licensure privilege, if any, to practice nursing in compact states.

IT IS FURTHER AGREED and ORDERED that while Respondent's license is encumbered by this Order, Respondent may not work outside the State of Texas pursuant to a multistate licensure privilege without the written permission of the Texas Board of Nursing and the Board of Nursing in the party state where Respondent wishes to work.

IT IS FURTHER AGREED that:

(1) RESPONDENT SHALL deliver the wallet-sized license issued to JUAN CASTILLO JR., to the office of the Texas Board of Nursing within ten (10) days from date of ratification of this Order.

(2) While under the terms of this Order, RESPONDENT SHALL NOT provide direct

patient care. For the purposes of this Order, direct patient care involves a personal relationship between the Nurse and the client, and includes, but is not limited to: teaching, counseling, assessing the client's needs and strengths, and providing skilled nursing care.

(3) SHOULD RESPONDENT desire to return to a clinical practice setting, which would require him to provide direct patient care, RESPONDENT SHALL petition the Board for such approval.

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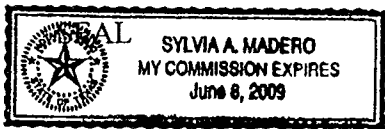
RESPONDENT'S CERTIFICATION

I understand that I have the right to legal counsel prior to signing this Agreed Order. I have reviewed this Order. I neither admit nor deny the violation alleged herein. By my signature on this Order, I agree to the Findings of Fact, Conclusions of Law, 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 is subject to ratification by the Board. When this Order is ratified, the terms of this Order become effective, 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 revocation of my licenses to practice nursing in the State of Texas, as a consequence of my noncompliance.

Signed this 25 day of Feb, 2009.

Juan Castillo Jr
JUAN CASTILLO JR., Respondent

Sworn to and subscribed before me this 25 day of February, 2009.



Sylvia A. Madero
Notary Public in and for the State of Texas

Approved as to form and substance.

Ray Taylor
RAY TAYLOR, Attorney for Respondent

Signed this 25 day of February, 2009.

WHEREFORE, PREMISES CONSIDERED, the Texas Board of Nursing does hereby ratify and adopt the Agreed Order that was signed on the 25th day of February, 2009, by JUAN CASTILLO JR., Registered Nurse License Number 695912 and Vocational Nurse License Number 149496, and said Order is final.

Effective this 23rd day of April, 2009.



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

