



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.
Kristin K. Benton, DNP, RN
Kristin K. Benton, DNP, RN
Executive Director
Texas Board of Nursing

BEFORE THE TEXAS BOARD OF NURSING

| | | |
|--|---|--------------|
| In the Matter of | § | AGREED ORDER |
| Advanced Practice Registered Nurse License | § | |
| Number AP117198 | § | |
| & Registered Nurse License Number 679725 | § | |
| issued to JENNIFER JOYCE PICKETT | § | |

NUNC PRO TUNC ORDER OF THE BOARD

An agreed order was entered for JENNIFER JOYCE PICKETT on March 5, 2024. The Order contained an error regarding whether the order superseded the Respondent's prior disciplinary order. Upon notice and hearing, administrative agencies, like the Courts, have the power to enter nunc pro tunc orders where it can be seen by reference to a record that what was intended to be entered, but was omitted by inadvertence or mistake, can be corrected upon satisfactory proof of its rendition provided that no intervening rights will be prejudiced. *Railroad Comm'n v. McClain*, 356 S.W.2d 330, 334 (Tex. App.—Austin 1962, no writ) (citing *Frankfort Ky. Nat. Gas Co. v. City of Frankfort*, 276 Ky. 199, 123 S.W.2d 270, 272).

The Executive Director, as agent of the Texas Board of Nursing, after review and due consideration of the record and the facts therein submits and enters the corrected Agreed order. Respondent received due process regarding their license and is aware of and has agreed to these changes; therefore, their rights have not been prejudiced.

NOW, THEREFORE, IT IS ORDERED that the corrected Agreed Order is hereby approved and entered on the dates set forth below.

Order effective March 5, 2024.

Entered this 14th of March, 2024.

BY: *Kristin K. Benton, DNP, RN*

KRISTIN K. BENTON, DNP, RN
EXECUTIVE DIRECTOR ON BEHALF OF SAID BOARD

BEFORE THE TEXAS BOARD OF NURSING

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| In the Matter of | § | AGREED ORDER |
| Advanced Practice Registered Nurse License | § | |
| Number AP117198 | § | |
| & Registered Nurse License Number 679725 | § | |
| issued to JENNIFER JOYCE PICKETT | § | |

On this day the Texas Board of Nursing, hereinafter referred to as the Board, considered the matter of JENNIFER JOYCE PICKETT, Advanced Practice Registered Nurse License Number AP117198, and Registered Nurse License Number 679725, 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)(9),(10)&(14)[*effective 9/1/2021*], Texas Occupations Code.

Respondent waived notice and hearing and agreed to the entry of this Agreed Order approved by Kristin K. Benton, DNP, RN, Executive Director, on March 14, 2024.

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 professional nurse in the State of Texas is in suspended status. Respondent's license to practice as an advanced practice registered nurse in the State of Texas with authorization as a Family Nurse Practitioner is in suspended status with Prescription Authorization Number 8788 in suspended status.
4. Respondent received an Associate Degree in Nursing from Odessa College, Odessa, Texas, on May 11, 2001. Respondent completed a Family Nurse Practitioner Program from Texas A&M University, Corpus Christi, Texas, on May 17, 2008. Respondent was licensed to

practice professional nursing in the State of Texas on July 17, 2001. Respondent was licensed to practice advanced practice registered nursing in the State of Texas with authorization as a Family Nurse Practitioner on August 8, 2008. Respondent was licensed to practice advanced practice registered nursing in the State of Texas with authorization as a Family Nurse Practitioner with Prescription Authorization on August 8, 2008.

5. Respondent's nursing employment history includes:

| | | |
|------------------|------------------------------|--|
| 7/2001 - 10/2008 | Registered Nurse | Medical Center Hospital Odessa, Texas |
| 10/2008 – 5/2009 | Family Nurse Practitioner | Texas Endocrinology Odessa, Texas |
| 5/2009 – 6/2010 | Family Nurse Practitioner | Dr. Michael Ramsey Spine Surgeon Odessa, Texas |
| 6/2010 – 10/2011 | Family Nurse Practitioner | Dr. Gregory Taggart Midland, Texas |
| 11/2011 – 6/2012 | Family Nurse Practitioner | North Texas Sleep Specialists |
| 6/2012 – 1/2019 | Family Nurse Practitioner | Lakeside Physicians Granbury, Texas |
| 3/2019 – 6/2020 | Family Nurse Practitioner | Silverback Care Management Ft. Worth, Texas |
| 6/2019 – Present | Family Nurse Practitioner | Vital Care Urgent Care Odessa, Texas |
| 9/2023 - Present | Family Nurse Practitioner | Advanced Neuroscience Clinic Sleep Center Midland, Texas |

6. On or about September 8, 2021, Respondent's license(s) to practice nursing in the State of Texas was/were Suspended and Respondent was required to successfully complete the Texas Peer Assistance Program for Nurses (TPAPN) through an Order of the Board. A copy of the September 8, 2021, Order is attached and incorporated herein by reference as part of this Agreed Order.

7. At the time of the initial incident, Respondent was employed as a Family Nurse Practitioner with Vital Care Urgent Care, Odessa, Texas, and had been in that position for three (3) years and ten (10) months.
8. On or about April 20, 2023, Respondent was non-compliant with the Board Order issued to her on September 8, 2021. Non-compliance is the result of her failure to comply with Stipulation (E) of the Order dated September 8, 2021, which states in pertinent part:

(E) RESPONDENT SHALL comply with all requirements of the TPAPN participation Agreement.

While employed as Family Nurse Practitioner with Vital Care Urgent Care, Odessa, Texas, Respondent engaged in the intemperate use of alcohol, in that she produced a specimen for a drug screen requested by the Texas Peer Assistance Program for Nurses (TPAPN) that resulted positive for Ethyl Glucuronide (ETG) and Ethyl Sulfate, metabolites of alcohol. The use of alcohol by a Nurse Practitioner while subject to call or duty, could impair the nurse's ability to recognize subtle signs, symptoms, or changes in the patient's condition, and could impair the nurse's ability to make rational, accurate, and appropriate assessments, judgments, and decisions regarding patient care, thereby placing the patient in potential danger.
9. On or about July 31, 2023, Respondent was non-compliant with the Board Order issued to her on September 8, 2021. Non-compliance is the result of her failure to comply with Stipulation (E) of the Order dated September 8, 2021, which states in pertinent part:

(E) RESPONDENT SHALL comply with all requirements of the TPAPN participation Agreement.

While employed as Family Nurse Practitioner with Vital Care Urgent Care, Odessa, Texas, Respondent engaged in the intemperate use of alcohol, in that she produced a specimen that resulted positive for Ethyl Glucuronide (ETG) and Ethyl Sulfate, metabolites of alcohol. A Medical Review Officer recommended a Phosphatidyl Ethanol (Peth) test, which resulted positive on August 23, 2023. The use of alcohol by a Nurse Practitioner while subject to call or duty, could impair the nurse's ability to recognize subtle signs, symptoms, or changes in the patient's condition, and could impair the nurse's ability to make rational, accurate, and appropriate assessments, judgments, and decisions regarding patient care, t hereby placing the patient in potential danger.
10. In response to Finding of Fact Number Eight (8), Respondent states she tested positive for ETG on a random urine screen and had unknowingly ingested alcohol from a drink given to her by a friend, which she understood to be made from a substitute for alcohol. Respondent states this did not occur while she was working or on call.
11. In response to Finding of Fact Number Nine (9), Respondent states she knowingly ingested a small glass of Irish liquor. Respondent states she regrets the decision and the negative impact it has had on her life and career and wants nothing more than to complete the TPAPN program successfully and continue with her nursing career.
12. Formal Charges were filed on December 3, 2023.

13. Respondent's compliance with the terms of a Board approved peer assistance program should be sufficient to protect patients and the public.

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)(T) and 22 TEX. ADMIN. CODE §217.12 (1)(A),(1)(B),(1)(E),(4),(5)&(10)(A).
4. The evidence received is sufficient cause pursuant to Section 301.452(b) (9),(10)&(14)[*effective 9/1/2021*], Texas Occupations Code, to take disciplinary action against Advanced Practice Registered Nurse License Number AP117198, and Registered Nurse License Number 679725, heretofore issued to JENNIFER JOYCE PICKETT.
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.
6. The Board may, in its discretion, order a nurse to participate in a peer assistance program approved by the Board if the nurse would otherwise have been eligible for referral to peer assistance pursuant to Section 301.410, Texas Occupations Code.

TERMS OF ORDER

I. SANCTION AND APPLICABILITY

IT IS THEREFORE AGREED and ORDERED that Advanced Practice Registered Nurse License Number AP117198, and Registered Nurse License Number 679725, previously issued to JENNIFER JOYCE PICKETT, to practice nursing in the State of Texas is/are hereby **SUSPENDED** and said suspension is **ENFORCED** until
RESPONDENT:

- A. **Applies to, is accepted into, and completes enrollment in the Texas Peer Assistance Program for Nurses (TPAPN), including payment of a non-**

refundable participation fee to TPAPN in the amount of five hundred dollars (\$500.00), if licensed as a registered nurse, or in the amount of three hundred fifty dollars (\$350.00), if licensed as a vocational nurse;

- B. Is **cleared to safely practice as a nurse** based on a fitness evaluation, as may be required by TPAPN; and
- C. **Waives confidentiality and provides a copy of the fully executed TPAPN participation agreement to the Board.**

IT IS FURTHER AGREED, upon verification of successful completion of the above requirements, the Suspension will be **STAYED**, and RESPONDENT will be placed on **PROBATION** for such time as is required for RESPONDENT to successfully complete the TPAPN **AND** until RESPONDENT fulfills the additional requirements of this Order.

- D. RESPONDENT SHALL submit an application for licensure renewal/reactivation, as applicable, and pay all re-registration fees, if any, and RESPONDENT'S licensure status in the State of Texas will be activated and updated to current status and to reflect the applicable conditions outlined herein.
- E. RESPONDENT SHALL **comply with all requirements of the TPAPN participation agreement** during its term and SHALL keep all applicable licenses to practice nursing in the State of Texas in current status.
- F. RESPONDENT SHALL CAUSE the TPAPN to **notify the Texas Board of Nursing of any violation of the TPAPN participation agreement.**
- G. This Order SHALL apply to any and all future licenses issued to RESPONDENT to practice nursing in the State of Texas.
- H. This Order SHALL be applicable to RESPONDENT'S nurse licensure compact privileges, if any, to practice nursing in the State of Texas.
- I. Until successfully completed, RESPONDENT may not practice nursing in the State of Texas except in accordance with the terms of this Order.

- J. As a result of this Order, RESPONDENT'S license(s) will be designated "single state" as applicable and RESPONDENT may not work outside the State of Texas in another nurse licensure compact party state using a Texas compact license.

II. COMPLIANCE WITH LAW

While under the terms of this Order, RESPONDENT 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.

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. REMEDIAL EDUCATION COURSE(S)

In addition to any continuing education requirements the Board may require for licensure renewal, RESPONDENT SHALL successfully complete the following remedial education course(s) **within one (1) year of the suspension being stayed, unless otherwise specifically indicated:**

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.

In order to receive credit for completion of this/these course(s), RESPONDENT 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. RESPONDENT 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.*

V. MONETARY FINE

RESPONDENT SHALL **pay a monetary fine in the amount of five hundred dollars (\$500.00) within forty-five (45) days of the effective date of this Order.**

Payment is to be made directly to the Texas Board of Nursing in the form of cashier's check or U.S. money order. Partial payments will not be accepted.

VI. CONSEQUENCES OF CONTINUED NONCOMPLIANCE

Continued noncompliance with the unfulfilled requirements of this or any Order previously issued by the Texas Board of Nursing, as applicable, may result in further investigation and subsequent disciplinary action, including denial of licensure renewal or revocation of RESPONDENT'S license(s) and/or privileges to practice nursing in the State of Texas.

VII. EFFECT OF NONCOMPLIANCE

SHOULD RESPONDENT fail to comply with this Order or the terms of the participation agreement with the TPAPN, such noncompliance will result in further disciplinary action including TEMPORARY SUSPENSION pursuant to Section 301.4551, Texas Occupations Code, or REVOCATION of RESPONDENT'S license(s) and nurse licensure compact privileges, if any, to practice nursing in the State of Texas.

VIII. RESTORATION OF UNENCUMBERED LICENSE(S)

Upon full compliance with the terms of this Agreed Order, all encumbrances will be removed from RESPONDENT'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, RESPONDENT may be eligible for nurse licensure compact privileges, if any.

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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. I do acknowledge possessing a diagnosis that deems me eligible to participate in the Texas Peer Assistance Program for Nurses. By my signature on this Order, I agree to the entry of this Order and all conditions of said Order to obtain disposition of the allegations through peer assistance and 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 TEMPORARY SUSPENSION pursuant to Section 301.4551, Texas Occupations Code, and/or 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 28th day of Feb, 2024.

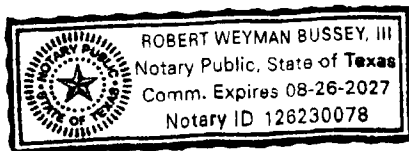
Jennifer Joyce Pickett
JENNIFER JOYCE PICKETT, RESPONDENT

Sworn to and subscribed before me this 28th day of February, 2024.

SEAL

R. W. Bussey, III

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 28th day of February, 2024, by JENNIFER JOYCE PICKETT, Advanced Practice Registered Nurse License Number AP117198, and Registered Nurse License Number 679725, and said Agreed Order is final.

Effective this 5th day of March, 2024.

Kristin K. Benton, DNP, RN
Kristin K. Benton, DNP, RN
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
Advanced Practice Registered Nurse License
Number AP117198 with Prescription
Authorization Number 8788
& Registered Nurse License Number 679725
issued to JENNIFER JOYCE PICKETT

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AGREED ORDER

On this day the Texas Board of Nursing, hereinafter referred to as the Board, considered the matter of JENNIFER JOYCE PICKETT, Advanced Practice Registered Nurse License Number AP117198 with Prescription Authorization Number 8788, and Registered Nurse License Number 679725, 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), 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 September 1, 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 professional nurse in the State of Texas is in current status. Respondent's license to practice as an advanced practice registered nurse in the State of Texas with authorization as a Family Nurse Practitioner is in current status. Respondent's Prescription Authorization Number 8788 was voluntarily surrendered on Feb. 24, 2020.
4. Respondent received an Associate Degree in Nursing from Odessa College, Odessa, Texas, on May 11, 2001. Respondent completed a Family Nurse Practitioner Program from Texas A&M University, Corpus Christi, Texas, on May 17, 2008. Respondent was licensed to practice professional nursing in the State of Texas on July 17, 2001. Respondent was licensed to practice advanced practice registered nursing in the State of Texas with

authorization as a Family Nurse Practitioner on August 8, 2008. Respondent was licensed to practice advanced practice registered nursing in the State of Texas with authorization as a Family Nurse Practitioner with Prescription Authorization on August 8, 2008.

5. Respondent's nursing employment history includes:

| | | |
|-------------------|---------|--|
| 09/2008 – 05/2012 | Unknown | |
| 06/2012 – 01/2019 | FNP | Lakeside Physicians Granbury, Texas |
| 02/2019 – Present | Unknown | |

6. At the time of the incident, Respondent was employed as a Family Nurse Practitioner with Lakeside Physicians, Granbury, Texas, and had been in that position for three (3) years and eight (8) months.
7. On or about February 8, 2016, through September 4, 2018, while employed as a Family Nurse Practitioner with Lakeside Physicians, Granbury, Texas, Respondent obtained Hydrocodone-Acetaminophen 10/325 mg under her name and the name of her husband from CVS, Granbury Drug I, HEB, Walgreens, and Wal-Mart, all located in Granbury, Texas, through the use of eighty-two (82) fraudulent prescriptions containing the name and Drug Enforcement Administration (DEA) number assigned to Corey Justin James Mark, MD. Respondent's conduct was likely to deceive the pharmacy, and possession of Hydrocodone-Acetaminophen through use of a fraudulent prescription is prohibited by Chapter 481 of the Texas Health and Safety Code (Controlled Substances Act).
8. Formal Charges were filed on April 7, 2020.
9. Respondent's compliance with the terms of a Board approved peer assistance program should be sufficient to protect patients and the public.

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 §217.12(1)(B),(4),(6)(H),(10)(E)&(11)(B).

4. The evidence received is sufficient cause pursuant to Section 301.452(b)(10), Texas Occupations Code, to take disciplinary action against Advanced Practice Registered Nurse License Number AP117198 with Prescription Authorization Number 8788, and Registered Nurse License Number 679725, heretofore issued to JENNIFER JOYCE PICKETT.
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.
6. The Board may, in its discretion, order a nurse to participate in a peer assistance program approved by the Board if the nurse would otherwise have been eligible for referral to peer assistance pursuant to Section 301.410, Texas Occupations Code.

TERMS OF ORDER

I. SANCTION AND APPLICABILITY

IT IS THEREFORE AGREED and ORDERED that Advanced Practice Registered Nurse License Number AP117198 with Prescription Authorization Number 8788, and Registered Nurse License Number 679725, previously issued to JENNIFER JOYCE PICKETT, to practice nursing in the State of Texas is/are hereby **SUSPENDED** and said suspension is **ENFORCED** until RESPONDENT:

- A. Applies to, is accepted into, and completes enrollment in the Texas Peer Assistance Program for Nurses (TPAPN), including payment of a non-refundable participation fee to TPAPN in the amount of five hundred dollars (\$500.00), if licensed as a registered nurse, or in the amount of three hundred fifty dollars (\$350.00), if licensed as a vocational nurse;
- B. Is cleared to safely practice as a nurse based on a fitness evaluation, as may be required by TPAPN; and
- C. Waives confidentiality and provides a copy of the fully executed TPAPN participation agreement to the Board.

IT IS FURTHER AGREED, upon verification of successful completion of the above requirements, the Suspension will be **STAYED**, and RESPONDENT will be placed

on **PROBATION** for such time as is required for RESPONDENT to successfully complete the TPAPN **AND** until RESPONDENT fulfills the additional requirements of this Order.

- D. RESPONDENT SHALL submit an application for licensure renewal/reactivation, as applicable, and pay all re-registration fees, if any, and RESPONDENT'S licensure status in the State of Texas will be activated and updated to current status and to reflect the applicable conditions outlined herein.
- E. RESPONDENT SHALL comply with all requirements of the TPAPN participation agreement during its term and SHALL keep all applicable licenses to practice nursing in the State of Texas in current status.
- F. RESPONDENT SHALL CAUSE the TPAPN to notify the Texas Board of Nursing of any violation of the TPAPN participation agreement.
- G. This Order SHALL apply to any and all future licenses issued to RESPONDENT to practice nursing in the State of Texas.
- H. This Order SHALL be applicable to RESPONDENT'S nurse licensure compact privileges, if any, to practice nursing in the State of Texas.
- I. Until successfully completed, RESPONDENT may not practice nursing in the State of Texas except in accordance with the terms of this Order.
- J. As a result of this Order, RESPONDENT'S license(s) will be designated "single state" as applicable and RESPONDENT may not work outside the State of Texas in another nurse licensure compact party state using a Texas compact license.

II. COMPLIANCE WITH LAW

While under the terms of this Order, RESPONDENT 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.

III. REMEDIAL EDUCATION COURSE(S)

In addition to any continuing education requirements the Board may require for licensure renewal, RESPONDENT SHALL successfully complete the following remedial education course(s) within one (1) year of the suspension being stayed, unless otherwise specifically indicated:

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.

In order to receive credit for completion of this/these course(s), RESPONDENT 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. RESPONDENT 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.*

IV. SUBSEQUENT CRIMINAL PROCEEDINGS

IT IS FURTHER AGREED, should the RESPONDENT'S conduct, as outlined in the findings of fact of this Agreed Order, result in subsequent judicial action, including a deferred disposition, RESPONDENT may be subject to further disciplinary action, up to, and including, revocation of RESPONDENT'S license(s) to practice nursing in the State of Texas.

V. EFFECT OF NONCOMPLIANCE

SHOULD RESPONDENT fail to comply with this Order or the terms of the participation agreement with the TPAPN, such noncompliance will result in further disciplinary action including TEMPORARY SUSPENSION pursuant to Section 301.4551, Texas Occupations Code, or REVOCATION of RESPONDENT'S license(s) and nurse licensure compact privileges, if any, to practice nursing in the State of Texas.

VI. RESTORATION OF UNENCUMBERED LICENSE(S)

Upon full compliance with the terms of this Agreed Order, all encumbrances will be removed from RESPONDENT'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, RESPONDENT may be eligible for nurse licensure compact privileges, if any.

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RESPONDENT'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. I do acknowledge possessing a diagnosis that deems me eligible to participate in the Texas Peer Assistance Program for Nurses. By my signature on this Order, I agree to the entry of this Order and all conditions of said Order to obtain disposition of the allegations through peer assistance and 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 TEMPORARY SUSPENSION pursuant to Section 301.4551, Texas Occupations Code, and/or 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 8th day of September, 2021.

Jennifer Joyce Pickett
JENNIFER JOYCE PICKETT, RESPONDENT

Sworn to and subscribed before me this _____ day of _____, 20____.

SEAL

Notary Public in and for the State of _____

Approved as to form and substance.

Bridget Eyler
Bridget Eyler, Attorney for Respondent

Signed this 8 day of September, 2021.

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 8th day of September, 2021, by JENNIFER JOYCE PICKETT, Advanced Practice Registered Nurse License Number AP117198 with Prescription Authorization Number 8788, and Registered Nurse License Number 679725, and said Agreed Order is final.

Effective this 8th day of September, 2021.

A handwritten signature in black ink, appearing to read "Katherine A. Thomas".

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

BEFORE THE TEXAS BOARD OF NURSING

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| In the Matter of | § | AGREED ORDER |
| Advanced Practice Registered Nurse License | § | |
| Number AP117198 | § | |
| & Registered Nurse License Number 679725 | § | |
| issued to JENNIFER JOYCE PICKETT | § | |

On this day the Texas Board of Nursing, hereinafter referred to as the Board, considered the matter of JENNIFER JOYCE PICKETT, Advanced Practice Registered Nurse License Number AP117198, and Registered Nurse License Number 679725, 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)(9),(10)&(14)[*effective 9/1/2021*], Texas Occupations Code.

Respondent waived notice and hearing and agreed to the entry of this Agreed Order approved by Kristin K. Benton, DNP, RN, Executive Director, on January 18, 2024.

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 professional nurse in the State of Texas is in current status. Respondent's license to practice as an advanced practice registered nurse in the State of Texas with authorization as a Family Nurse Practitioner is in current status with Prescription Authorization Number 8788, which is in current status.
4. Respondent received an Associate Degree in Nursing from Odessa College, Odessa, Texas, on May 11, 2001. Respondent completed a Family Nurse Practitioner Program from Texas A&M University, Corpus Christi, Texas, on May 17, 2008. Respondent was licensed to

practice professional nursing in the State of Texas on July 17, 2001. Respondent was licensed to practice advanced practice registered nursing in the State of Texas with authorization as a Family Nurse Practitioner on August 8, 2008. Respondent was licensed to practice advanced practice registered nursing in the State of Texas with authorization as a Family Nurse Practitioner with Prescription Authorization on August 8, 2008.

5. Respondent's nursing employment history includes:

| | | |
|------------------|------------------------------|--|
| 7/2001 - 10/2008 | Registered Nurse | Medical Center Hospital Odessa, Texas |
| 10/2008 – 5/2009 | Family Nurse Practitioner | Texas Endocrinology Odessa, Texas |
| 5/2009 – 6/2010 | Family Nurse Practitioner | Dr. Michael Ramsey Spine Surgeon Odessa, Texas |
| 6/2010 – 10/2011 | Family Nurse Practitioner | Dr. Gregory Taggart Midland, Texas |
| 11/2011 – 6/2012 | Family Nurse Practitioner | North Texas Sleep Specialists |
| 6/2012 – 1/2019 | Family Nurse Practitioner | Lakeside Physicians Granbury, Texas |
| 3/2019 – 6/2020 | Family Nurse Practitioner | Silverback Care Management Ft. Worth, Texas |
| 6/2019 – Present | Family Nurse Practitioner | Vital Care Urgent Care Odessa, Texas |
| 9/2023 - Present | Family Nurse Practitioner | Advanced Neuroscience Clinic Sleep Center Midland, Texas |

6. On or about September 8, 2021, Respondent's license(s) to practice nursing in the State of Texas was/were Suspended and Respondent was required to successfully complete the Texas Peer Assistance Program for Nurses (TPAPN) through an Order of the Board. A copy of the September 8, 2021, Order is attached and incorporated herein by reference as part of this Agreed Order.

7. At the time of the initial incident, Respondent was employed as a Family Nurse Practitioner with Vital Care Urgent Care, Odessa, Texas, and had been in that position for three (3) years and ten (10) months.

8. On or about April 20, 2023, Respondent was non-compliant with the Board Order issued to her on September 8, 2021. Non-compliance is the result of her failure to comply with Stipulation (E) of the Order dated September 8, 2021, which states in pertinent part:

(E) RESPONDENT SHALL comply with all requirements of the TPAPN participation Agreement.

While employed as Family Nurse Practitioner with Vital Care Urgent Care, Odessa, Texas, Respondent engaged in the intemperate use of alcohol, in that she produced a specimen for a drug screen requested by the Texas Peer Assistance Program for Nurses (TPAPN) that resulted positive for Ethyl Glucuronide (ETG) and Ethyl Sulfate, metabolites of alcohol. The use of alcohol by a Nurse Practitioner while subject to call or duty, could impair the nurse's ability to recognize subtle signs, symptoms, or changes in the patient's condition, and could impair the nurse's ability to make rational, accurate, and appropriate assessments, judgments, and decisions regarding patient care, thereby placing the patient in potential danger.

9. On or about July 31, 2023, Respondent was non-compliant with the Board Order issued to her on September 8, 2021. Non-compliance is the result of her failure to comply with Stipulation (E) of the Order dated September 8, 2021, which states in pertinent part:

(E) RESPONDENT SHALL comply with all requirements of the TPAPN participation Agreement.

While employed as Family Nurse Practitioner with Vital Care Urgent Care, Odessa, Texas, Respondent engaged in the intemperate use of alcohol, in that she produced a specimen that resulted positive for Ethyl Glucuronide (ETG) and Ethyl Sulfate, metabolites of alcohol. A Medical Review Officer recommended a Phosphatidyl Ethanol (Peth) test, which resulted positive on August 23, 2023. The use of alcohol by a Nurse Practitioner while subject to call or duty, could impair the nurse's ability to recognize subtle signs, symptoms, or changes in the patient's condition, and could impair the nurse's ability to make rational, accurate, and appropriate assessments, judgments, and decisions regarding patient care, thereby placing the patient in potential danger.

10. In response to Finding of Fact Number Eight (8), Respondent states she tested positive for ETG on a random urine screen and had unknowingly ingested alcohol from a drink given to her by a friend, which she understood to be made from a substitute for alcohol. Respondent states this did not occur while she was working or on call.

11. In response to Finding of Fact Number Nine (9), Respondent states she knowingly ingested a small glass of Irish liquor. Respondent states she regrets the decision and the negative impact it has had on her life and career and wants nothing more than to complete the TPAPN program successfully and continue with her nursing career.

12. Formal Charges were filed on December 3, 2023.

13. Respondent's compliance with the terms of a Board approved peer assistance program should be sufficient to protect patients and the public.

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)(T) and 22 TEX. ADMIN. CODE §217.12 (1)(A),(1)(B),(1)(E),(4),(5)&(10)(A).
4. The evidence received is sufficient cause pursuant to Section 301.452(b) (9),(10)&(14)[*effective 9/1/2021*], Texas Occupations Code, to take disciplinary action against Advanced Practice Registered Nurse License Number AP117198, and Registered Nurse License Number 679725, heretofore issued to JENNIFER JOYCE PICKETT.
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.
6. The Board may, in its discretion, order a nurse to participate in a peer assistance program approved by the Board if the nurse would otherwise have been eligible for referral to peer assistance pursuant to Section 301.410, Texas Occupations Code.

TERMS OF ORDER

I. SANCTION AND APPLICABILITY

IT IS THEREFORE AGREED and ORDERED that Advanced Practice Registered Nurse License Number AP117198, and Registered Nurse License Number 679725, previously issued to JENNIFER JOYCE PICKETT, to practice nursing in the State of Texas is/are hereby **SUSPENDED** and said suspension is **ENFORCED** until RESPONDENT:

- A. Applies to, is accepted into, and completes enrollment in the Texas Peer Assistance Program for Nurses (TPAPN), including payment of a non-

refundable participation fee to TPAPN in the amount of five hundred dollars (\$500.00), if licensed as a registered nurse, or in the amount of three hundred fifty dollars (\$350.00), if licensed as a vocational nurse;

B. Is **cleared to safely practice as a nurse** based on a fitness evaluation, as may be required by TPAPN; and

C. **Waives confidentiality and provides a copy of the fully executed TPAPN participation agreement to the Board.**

IT IS FURTHER AGREED, upon verification of successful completion of the above requirements, the Suspension will be **STAYED**, and RESPONDENT will be placed on **PROBATION** for such time as is required for RESPONDENT to successfully complete the TPAPN **AND** until RESPONDENT fulfills the additional requirements of this Order.

D. RESPONDENT SHALL submit an application for licensure renewal/reactivation, as applicable, and pay all re-registration fees, if any, and RESPONDENT'S licensure status in the State of Texas will be activated and updated to current status and to reflect the applicable conditions outlined herein.

E. RESPONDENT SHALL **comply with all requirements of the TPAPN participation agreement** during its term and SHALL keep all applicable licenses to practice nursing in the State of Texas in current status.

F. RESPONDENT SHALL CAUSE the TPAPN to **notify the Texas Board of Nursing of any violation of the TPAPN participation agreement.**

G. This Order SHALL apply to any and all future licenses issued to RESPONDENT to practice nursing in the State of Texas.

H. This Order SHALL be applicable to RESPONDENT'S nurse licensure compact privileges, if any, to practice nursing in the State of Texas.

I. Until successfully completed, RESPONDENT may not practice nursing in the State of Texas except in accordance with the terms of this Order.

- J. As a result of this Order, RESPONDENT'S license(s) will be designated "single state" as applicable and RESPONDENT may not work outside the State of Texas in another nurse licensure compact party state using a Texas compact license.

II. COMPLIANCE WITH LAW

While under the terms of this Order, RESPONDENT 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.

III. COMPLIANCE WITH PRIOR ORDER

The Order of the Board issued to RESPONDENT on September 8, 2021 is still in effect in its entirety and RESPONDENT SHALL be responsible for completing the terms of that Order and any outstanding Remedial Education Courses required in the September 8, 2021, Order must be completed within six (6) months from the effective date of this Agreed Order.

IV. REMEDIAL EDUCATION COURSE(S)

In addition to any continuing education requirements the Board may require for licensure renewal, RESPONDENT SHALL successfully complete the following remedial education course(s) **within one (1) year of the suspension being stayed, unless otherwise specifically indicated:**

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.

In order to receive credit for completion of this/these course(s), RESPONDENT 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. RESPONDENT 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.*

V. MONETARY FINE

RESPONDENT SHALL **pay a monetary fine in the amount of five hundred dollars (\$500.00) within forty-five (45) days of the effective date of this Order.**

Payment is to be made directly to the Texas Board of Nursing in the form of cashier's check or U.S. money order. Partial payments will not be accepted.

VI. CONSEQUENCES OF CONTINUED NONCOMPLIANCE

Continued noncompliance with the unfulfilled requirements of this or any Order previously issued by the Texas Board of Nursing, as applicable, may result in further investigation and subsequent disciplinary action, including denial of licensure renewal or revocation of RESPONDENT'S license(s) and/or privileges to practice nursing in the State of Texas.

VII. EFFECT OF NONCOMPLIANCE

SHOULD RESPONDENT fail to comply with this Order or the terms of the participation agreement with the TPAPN, such noncompliance will result in further disciplinary action including TEMPORARY SUSPENSION pursuant to Section 301.4551, Texas Occupations Code, or REVOCATION of RESPONDENT'S license(s) and nurse licensure compact privileges, if any, to practice nursing in the State of Texas.

VIII. RESTORATION OF UNENCUMBERED LICENSE(S)

Upon full compliance with the terms of this Agreed Order, all encumbrances will be removed from RESPONDENT'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, RESPONDENT may be eligible for nurse licensure compact privileges, if any.

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RESPONDENT'S CERTIFICATION

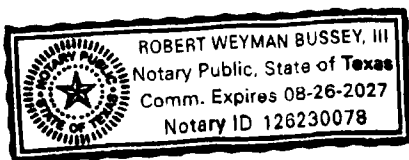
I understand that I have the right to legal counsel prior to signing this Order. I waive representation by counsel. I have reviewed this Order. I neither admit nor deny the violation(s) alleged herein. I do acknowledge possessing a diagnosis that deems me eligible to participate in the Texas Peer Assistance Program for Nurses. By my signature on this Order, I agree to the entry of this Order and all conditions of said Order to obtain disposition of the allegations through peer assistance and 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 TEMPORARY SUSPENSION pursuant to Section 301.4551, Texas Occupations Code, and/or 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 28th day of Feb, 2024.

Jennifer Joyce Pickett
JENNIFER JOYCE PICKETT, RESPONDENT

Sworn to and subscribed before me this 28th day of February, 2024.

SEAL



[Signature]
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 28th day of February, 2024, by JENNIFER JOYCE PICKETT, Advanced Practice Registered Nurse License Number AP117198, and Registered Nurse License Number 679725, and said Agreed Order is final.

Effective this 5th day of March, 2024.

Kristin K. Benton, DNP, RN
Kristin K. Benton, DNP, RN
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
Advanced Practice Registered Nurse License
Number AP117198 with Prescription
Authorization Number 8788
& Registered Nurse License Number 679725
issued to JENNIFER JOYCE PICKETT

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AGREED ORDER

On this day the Texas Board of Nursing, hereinafter referred to as the Board, considered the matter of JENNIFER JOYCE PICKETT, Advanced Practice Registered Nurse License Number AP117198 with Prescription Authorization Number 8788, and Registered Nurse License Number 679725, 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), 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 September 1, 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 professional nurse in the State of Texas is in current status. Respondent's license to practice as an advanced practice registered nurse in the State of Texas with authorization as a Family Nurse Practitioner is in current status. Respondent's Prescription Authorization Number 8788 was voluntarily surrendered on Feb. 24, 2020.
4. Respondent received an Associate Degree in Nursing from Odessa College, Odessa, Texas, on May 11, 2001. Respondent completed a Family Nurse Practitioner Program from Texas A&M University, Corpus Christi, Texas, on May 17, 2008. Respondent was licensed to practice professional nursing in the State of Texas on July 17, 2001. Respondent was licensed to practice advanced practice registered nursing in the State of Texas with

authorization as a Family Nurse Practitioner on August 8, 2008. Respondent was licensed to practice advanced practice registered nursing in the State of Texas with authorization as a Family Nurse Practitioner with Prescription Authorization on August 8, 2008.

5. Respondent's nursing employment history includes:

| | | |
|-------------------|---------|--|
| 09/2008 – 05/2012 | Unknown | |
| 06/2012 – 01/2019 | FNP | Lakeside Physicians Granbury, Texas |
| 02/2019 – Present | Unknown | |

6. At the time of the incident, Respondent was employed as a Family Nurse Practitioner with Lakeside Physicians, Granbury, Texas, and had been in that position for three (3) years and eight (8) months.
7. On or about February 8, 2016, through September 4, 2018, while employed as a Family Nurse Practitioner with Lakeside Physicians, Granbury, Texas, Respondent obtained Hydrocodone-Acetaminophen 10/325 mg under her name and the name of her husband from CVS, Granbury Drug I, HEB, Walgreens, and Wal-Mart, all located in Granbury, Texas, through the use of eighty-two (82) fraudulent prescriptions containing the name and Drug Enforcement Administration (DEA) number assigned to Corey Justin James Mark, MD. Respondent's conduct was likely to deceive the pharmacy, and possession of Hydrocodone-Acetaminophen through use of a fraudulent prescription is prohibited by Chapter 481 of the Texas Health and Safety Code (Controlled Substances Act).
8. Formal Charges were filed on April 7, 2020.
9. Respondent's compliance with the terms of a Board approved peer assistance program should be sufficient to protect patients and the public.

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 §217.12(1)(B),(4),(6)(H),(10)(E)&(11)(B).

4. The evidence received is sufficient cause pursuant to Section 301.452(b)(10), Texas Occupations Code, to take disciplinary action against Advanced Practice Registered Nurse License Number AP117198 with Prescription Authorization Number 8788, and Registered Nurse License Number 679725, heretofore issued to JENNIFER JOYCE PICKETT.
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.
6. The Board may, in its discretion, order a nurse to participate in a peer assistance program approved by the Board if the nurse would otherwise have been eligible for referral to peer assistance pursuant to Section 301.410, Texas Occupations Code.

TERMS OF ORDER

I. SANCTION AND APPLICABILITY

IT IS THEREFORE AGREED and ORDERED that Advanced Practice Registered Nurse License Number AP117198 with Prescription Authorization Number 8788, and Registered Nurse License Number 679725, previously issued to JENNIFER JOYCE PICKETT, to practice nursing in the State of Texas is/are hereby **SUSPENDED** and said suspension is **ENFORCED** until RESPONDENT:

- A. **Applies to, is accepted into, and completes enrollment in the Texas Peer Assistance Program for Nurses (TPAPN), including payment of a non-refundable participation fee to TPAPN in the amount of five hundred dollars (\$500.00), if licensed as a registered nurse, or in the amount of three hundred fifty dollars (\$350.00), if licensed as a vocational nurse;**
- B. Is **cleared to safely practice as a nurse** based on a fitness evaluation, as may be required by TPAPN; and
- C. **Waives confidentiality and provides a copy of the fully executed TPAPN participation agreement to the Board.**

IT IS FURTHER AGREED, upon verification of successful completion of the above requirements, the Suspension will be **STAYED**, and RESPONDENT will be placed

on **PROBATION** for such time as is required for RESPONDENT to successfully complete the TPAPN **AND** until RESPONDENT fulfills the additional requirements of this Order.

- D. RESPONDENT SHALL submit an application for licensure renewal/reactivation, as applicable, and pay all re-registration fees, if any, and RESPONDENT'S licensure status in the State of Texas will be activated and updated to current status and to reflect the applicable conditions outlined herein.
- E. RESPONDENT SHALL comply with all requirements of the TPAPN participation agreement during its term and SHALL keep all applicable licenses to practice nursing in the State of Texas in current status.
- F. RESPONDENT SHALL CAUSE the TPAPN to notify the Texas Board of Nursing of any violation of the TPAPN participation agreement.
- G. This Order SHALL apply to any and all future licenses issued to RESPONDENT to practice nursing in the State of Texas.
- H. This Order SHALL be applicable to RESPONDENT'S nurse licensure compact privileges, if any, to practice nursing in the State of Texas.
- I. Until successfully completed, RESPONDENT may not practice nursing in the State of Texas except in accordance with the terms of this Order.
- J. As a result of this Order, RESPONDENT'S license(s) will be designated "single state" as applicable and RESPONDENT may not work outside the State of Texas in another nurse licensure compact party state using a Texas compact license.

II. COMPLIANCE WITH LAW

While under the terms of this Order, RESPONDENT 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.

III. REMEDIAL EDUCATION COURSE(S)

In addition to any continuing education requirements the Board may require for licensure renewal, RESPONDENT SHALL successfully complete the following remedial education course(s) **within one (1) year of the suspension being stayed, unless otherwise specifically indicated:**

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.

In order to receive credit for completion of this/these course(s), RESPONDENT 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. RESPONDENT 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.*

IV. SUBSEQUENT CRIMINAL PROCEEDINGS

IT IS FURTHER AGREED, should the RESPONDENT'S conduct, as outlined in the findings of fact of this Agreed Order, result in subsequent judicial action, including a deferred disposition, RESPONDENT may be subject to further disciplinary action, up to, and including, revocation of RESPONDENT'S license(s) to practice nursing in the State of Texas.

V. EFFECT OF NONCOMPLIANCE

SHOULD RESPONDENT fail to comply with this Order or the terms of the participation agreement with the TPAPN, such noncompliance will result in further disciplinary action including TEMPORARY SUSPENSION pursuant to Section 301.4551, Texas Occupations Code, or REVOCATION of RESPONDENT'S license(s) and nurse licensure compact privileges, if any, to practice nursing in the State of Texas.

VI. RESTORATION OF UNENCUMBERED LICENSE(S)

Upon full compliance with the terms of this Agreed Order, all encumbrances will be removed from RESPONDENT'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, RESPONDENT may be eligible for nurse licensure compact privileges, if any.

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RESPONDENT'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. I do acknowledge possessing a diagnosis that deems me eligible to participate in the Texas Peer Assistance Program for Nurses. By my signature on this Order, I agree to the entry of this Order and all conditions of said Order to obtain disposition of the allegations through peer assistance and 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 TEMPORARY SUSPENSION pursuant to Section 301.4551, Texas Occupations Code, and/or 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 8th day of September, 2021.
Jennifer Joyce Pickett
JENNIFER JOYCE PICKETT RESPONDENT

Sworn to and subscribed before me this _____ day of _____, 20____.

SEAL

Notary Public in and for the State of _____

Approved as to form and substance.

Bridget Eyer
Bridget Eyer, Attorney for Respondent

Signed this 8 day of September, 2021.

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 8th day of September, 2021, by JENNIFER JOYCE PICKETT, Advanced Practice Registered Nurse License Number AP117198 with Prescription Authorization Number 8788, and Registered Nurse License Number 679725, and said Agreed Order is final.

Effective this 8th day of September, 2021.

A handwritten signature in cursive script, reading "Katherine A. Thomas", is written over a horizontal line.

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