

IN THE MATTER OF
PERMANENT CERTIFICATE
NUMBER 229504
ISSUED TO
KAREN ANN RATCLIFF

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BEFORE THE ELIGIBILITY
AND DISCIPLINARY
COMMITTEE OF THE BOARD
OF NURSE EXAMINERS OF THE
STATE OF TEXAS



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

ORDER OF THE BOARD

TO: Karen Ann Ratcliff
5722 Cornell
Lubbock, Texas 76416

During open meeting held in Austin, Texas, on September 10, 2002, the Eligibility and Disciplinary Committee (hereinafter "Committee") heard the above-styled case. This case was heard, and based on the failure of the Respondent to file a written response to the Formal Charges as required by 22 TEX. ADMIN. CODE, §213.16.

The Committee of the Board of Nurse Examiners finds that notice of the facts or conduct alleged to warrant disciplinary action has been provided to Respondent in accordance with Texas Government Code, §2001.054 (c) and Respondent has been given an opportunity to show compliance with all the requirements of the Nursing Practice Act, chapter 301 of Texas Occupations Code, for retention of Respondent's license to practice professional nursing in the State of Texas.

The Committee finds that the Formal Charges were properly initiated and filed in accordance with section 301.458, Texas Occupations Code.

The Committee finds that after proper and timely notice of the violations alleged in the Formal Charges were given to Respondent in this matter, Respondent has failed to file an answer in accordance with 22 TEX. ADMIN. CODE, §213.16.

The Committee finds that the Board is authorized to enter a default order pursuant to Texas Government Code, §2001.056 and 22 Texas Administrative Code, §213.16.

The Eligibility and Disciplinary Committee, after review and due consideration, adopts the proposed findings of fact and conclusions of law as stated in the Formal Charges which are attached hereto and incorporated by reference for all purposes and the Staff's recommended sanction of revocation by default. This Order will be properly served on all parties and all parties will be given an opportunity to file a motion to set aside the default order (22 TEX. ADMIN.CODE § 213.16(j)). All parties have a right to judicial review of this Order.

All proposed findings of fact and conclusions of law filed by any party not specifically adopted herein are hereby denied.

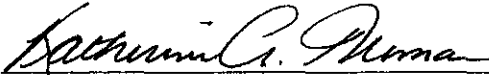
NOW, THEREFORE, IT IS ORDERED that Permanent Certificate Number 229504, previously issued to KAREN ANN RATCLIFF, to practice professional nursing in the State of Texas be, and the same is hereby, REVOKED.

IT IS FURTHER ORDERED that Permanent Certificate Number 229504, previously issued to KAREN ANN RATCLIFF, upon receipt of this Order, be immediately delivered to the office of the Board of Nurse Examiners for the State of Texas.

IT IS FURTHER ORDERED that this Order SHALL be applicable to Respondent's multi-state privilege, if any, to practice professional nursing in the State of Texas.

Entered this 10th day of September, 2002.

BOARD OF NURSE EXAMINERS
FOR THE STATE OF TEXAS


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

Re: Permanent Certificate Number 229504
Issued to KAREN ANN RATCLIFF
DEFAULT ORDER -REVOKE

CERTIFICATE OF SERVICE

I hereby certify that on the 10th day of September, 2002, a true and correct copy of the foregoing DEFAULT ORDER was served by placement in the U.S. Mail via first class mail, and addressed to the following person(s):

Karen Ann Ratcliff
5722 Cornell
Lubbock, Texas 79416

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

In the Matter of Permanent License § **BEFORE THE BOARD**
Number 229504, Issued to § **OF NURSE EXAMINERS**
KAREN ANN RATCLIFF, Respondent § **FOR THE STATE OF TEXAS**

FORMAL CHARGES

This is a disciplinary proceeding under Section 301.452(b), Texas Occupations Code. Respondent, KAREN ANN RATCLIFF, is a Registered Nurse holding license number 229504, which is in delinquent status at the time of this pleading.

Written notice of the facts and conduct alleged to warrant adverse licensure action was sent to Respondent at Respondent's address of record and Respondent was given opportunity to show compliance with all requirements of the law for retention of the license prior to commencement of this proceeding.

CHARGE I.

On or about May 11, 1995, Respondent failed to comply with the Agreed Order issued to her by the Board of Nurse Examiners for the State of Texas, on May 10, 1994. Non-compliance is the result of Respondent's failure to successfully complete a course in Nursing Jurisprudence within one year of entry of this Order. A copy of the Findings of Fact, Conclusions of Law, and Agreed Order dated May 10, 1994, is attached and incorporated by reference as a part of this pleading.

The above action constitutes a violation of Article 4525(b)(1), TEX. REV. CIV. STAT. ANN.

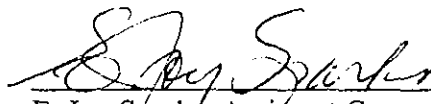
NOTICE IS GIVEN that staff will present evidence in support of any recommended disposition of this matter pursuant to the factors stated in the Board's rule regarding penalty/sanction factors, 22 TEX. ADMIN. CODE, Section 213.33. NOTICE IS GIVEN that all statutes and rules cited in this Charge are attached and incorporated as a part of this pleading.

NOTICE IS ALSO GIVEN that Respondent's past disciplinary history, as set out below and described in the Order which is attached and incorporated by reference as part of these charges, will be offered in support to the disposition recommended by staff: Agreed Order dated May 10, 1994.

Filed this 20th day of May, 2002.

BOARD OF NURSE EXAMINERS
FOR THE STATE OF TEXAS

James W. Johnston, General Counsel
Board Certified - Administrative Law
Texas Board of Legal Specialization
State Bar No. 10838300
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FOR THE STATE OF TEXAS
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Attachments: Art. 4525(b), Texas Revised Civil Statutes Annotated, as amended
Sections 301.452(b)
Section 213.33, 22 Texas Administrative Code (repeal and new chapter adopted 06/98,
change effective 09/01/98. Amended 06/99, effective 07/20/99)
Order of the Board dated May 10, 1994
Section 217.11, 22 Texas Administrative Code
Section 217.13, 22 Texas Administrative Code

BOARD OF NURSE EXAMINERS FOR THE STATE OF TEXAS

§213.33. Penalty/Sanction Factors.

(a) The following factors shall be considered by the executive director when determining whether to dispose of a disciplinary case by fine or by fine and educational stipulation and the amount of such fine. These factors shall be used by the State Office of Administrative Hearings and the Board in determining the appropriate penalty/sanction in disciplinary cases:

(1) evidence of actual or potential harm to patients, clients or the public;

(2) evidence of a lack of truthfulness or trustworthiness;

(3) evidence of misrepresentation(s) of knowledge, education, experience, credentials or skills which would lead a member of the public, an employer, a member of the health-care team, or a patient to rely on the fact(s) misrepresented where such reliance could be unsafe;

(4) evidence of practice history;

(5) evidence of present lack of fitness;

(6) evidence of prior disciplinary history by the Board or any other health care licensing agency in Texas or another jurisdiction;

(7) the length of time the licensee has practiced;

(8) the actual damages, physical or otherwise, resulting from the violation;

(9) the deterrent effect of the penalty imposed;

(10) attempts by the licensee to correct or stop the violation;

(11) any mitigating or aggravating circumstances; and

(12) the extent to which system dynamics in the practice setting contributed to the problem.

(b) Each specific act or instance of conduct may be treated as a separate violation.

(c) Unless otherwise specified, fines shall be payable in full by cashier's check or money order not later than the 45th day following the entry of an Order.

(d) The payment of a fine shall be in addition to the full payment of all applicable fees and satisfaction of all other applicable requirements of the NPA and the Board's rules.

Sec. 301.452. Grounds for Disciplinary Action.

- (a) In this section, "intemperate use" includes practicing professional nursing or being on duty or on call while under the influence of alcohol or drugs.
- (b) A person is subject to denial of a license or to disciplinary action under this subchapter for:
- (1) a violation of this chapter or a rule or order issued under this chapter;
 - (2) fraud or deceit in procuring or attempting to procure a license to practice professional nursing;
 - (3) a conviction for a felony or for a misdemeanor involving moral turpitude;
 - (4) conduct that results in the revocation of probation imposed because of conviction for a felony or for a misdemeanor involving moral turpitude;
 - (5) use of a nursing license, diploma, or permit, or the transcript of such a document, that has been fraudulently purchased, issued, counterfeited, or materially altered;
 - (6) impersonating or acting as a proxy for another person in the licensing examination required under Section 301.253 or 301.255;
 - (7) directly or indirectly aiding or abetting an unlicensed person in connection with the unauthorized practice of professional nursing;
 - (8) revocation, suspension, or denial of, or any other action relating to, the person's license to practice nursing in another jurisdiction;
 - (9) intemperate use of alcohol or drugs that the board determines endangers or could endanger a patient;
 - (10) unprofessional or dishonorable conduct that, in the board's opinion, is likely to deceive, defraud, or injure a patient or the public;
 - (11) adjudication of mental incompetency;
 - (12) lack of fitness to practice because of a mental or physical health condition that could result in injury to a patient or the public; or
 - (13) failure to care adequately for a patient or to conform to the minimum standards of acceptable professional nursing practice in a manner that, in the board's opinion, exposes a patient or other person unnecessarily to risk of harm.
- (c) The board may refuse to admit a person to a licensing examination for a ground described under Subsection (b).

(formerly V.A.C.S. Art. 4525, Subsecs. (a) (part), as amended Acts 73rd Leg., R.S., Ch. 436, (a) (part), as amended Acts 73rd Leg., R.S., Ch. 840, (b), as amended Acts 73rd Leg., R.S., Ch. 840.) effec 0999(301452ac.099

**BOARD OF NURSE EXAMINERS
FOR THE STATE OF TEXAS**

Article 4525. DISCIPLINARY PROCEEDINGS. (amended/added by SB 617)

(a) The board may refuse to admit persons to the licensing examination, to issue or renew a license, or to issue a temporary permit for any of the reasons for which the board may take disciplinary action against a registered nurse under Subsection (b) of this article. If the Board proposes to refuse to admit a person to the examination, to issue or renew a license, or to issue a temporary permit, the Board shall notify the person of the basis for its decision. A person who is refused admittance to the examination or the renewal or issuance of a license or temporary permit is entitled to a hearing before an administrative law judge of the State Office of Administrative Hearings.

(a-1) Notwithstanding Subsection (a) of this article, as amended by Section 8, Chapter 840, Acts of the 73rd Legislature, 1993, a person is not entitled to a hearing on a refusal to renew a license if the person:

- (1) fails to submit an application for renewal; or
- (2) submits an application that:
 - (A) is incomplete;
 - (B) shows on its face that the person does not meet the requirements for renewal; or
 - (C) is not accompanied by the correct fee.

(b) The Board may take disciplinary action against a registered nurse for any of the following reasons:

- (1) The violation of any of the provisions of this law, any rule, regulation not inconsistent with this law, or order issued herein under.
- (2) Fraud or deceit in procuring or attempting to procure a license to practice professional nursing.
- (3) Conviction of a crime of the grade of felony, or a crime of lesser grade which involves moral turpitude, or any conduct-resulting in the revocation of probation imposed pursuant to such conviction.
- (4) The use of any nursing license, certificate, diploma or permit, or transcript of such license, certificate, diploma or permit, which has been fraudulently purchased, issued, counterfeited, or materially altered.
- (5) The impersonation of, or the acting as a proxy for, another in any examination required by law to obtain a license to practice professional nursing.
- (6) Aiding or abetting, directly or indirectly, or in any manner whatsoever, any unlicensed person in connection with the unauthorized practice of professional nursing.
- (7) Revocation, suspension, or denial of or any other action relating to the license to practice nursing in another jurisdiction. Certified copy of the order of denial, suspension, revocation, or any other action shall be conclusive evidence thereof.
- (8) Intemperate use of alcohol or drugs that the Board determines endangers or could endanger patients. Intemperate use includes but is not limited to practicing professional nursing or being on duty or call while under the influence of alcohol or drugs.
- (9) Unprofessional or dishonorable conduct which, in the opinion of the Board, is likely to deceive, defraud, or injure patients or the public.
- (10) Adjudication of mental incompetency.
- (11) Lack of fitness to practice by reason of mental or physical health that could result in injury to patients or the public.
- (12) Failing to care adequately for patients or to conform to the minimum standards of acceptable professional nursing practice that, in the opinion of the Board, exposes a patient or other person unnecessarily to risk of harm.

**BOARD OF NURSE EXAMINERS
FOR THE STATE OF TEXAS
§217.11**

§217.11. Standards of Professional Nursing Practice. The responsibility of the Texas Board of Nurse Examiners (board) is to regulate the practice of professional nursing within the State of Texas. The purpose of defining standards of practice is to identify roles and responsibilities of the registered professional nurse (RN) in any health care setting. The standards for professional nursing practice shall establish a minimum acceptable level of professional nursing practice. The RN shall:

(1) know and conform to the Texas Nurse Practice Act and the board's rules and regulations as well as all Federal, State, or local laws, rules or regulations affecting the RN's current area of nursing practice;

(2) provide, without discrimination, nursing services regardless of the age, disability, economic status, gender, national origin, race, religion, or health problems of the client served;

(3) use a systematic approach to provide individualized, goal-directed nursing care by:

(A) performing nursing assessments regarding the health status of the client;

(B) making nursing diagnoses which serve as the basis for the strategy of care;

(C) developing a plan of care based on assessment and nursing diagnosis;

(D) implementing nursing care; and

(E) evaluating the client's responses to nursing interventions;

(4) institute appropriate nursing intervention which might be required to stabilize a client's condition and/or prevent complications;

(5) clarify any order or treatment regimen that the nurse has reason to believe is inaccurate, non-*efficacious* or *contraindicated* by consulting with the appropriate licensed practitioner and notifying the ordering practitioner when the RN makes the decision not to administer the medication or treatment;

(6) know the rationale for and the effects of medications and treatments and shall correctly administer the same;

(7) accurately report and document the client's symptoms, responses, and status;

(8) implement measures to promote a safe environment for clients and others;

(9) implement measures to prevent exposure to infectious pathogens and communicable conditions;

(10) respect the client's right to privacy by protecting confidential information unless obligated or allowed by law to disclose the information;

(11) *promote and participate in client education and counseling based on health needs;*

(12) collaborate with the client, members of the health care team and, when appropriate, the client's significant other(s) in the interest of the client's health care;

(13) consult with, utilize and make referrals to appropriate community agencies and health care resources to provide continuity of care;

(14) *when acting in the role of nurse administrator, assure that adequate strategies are in place to verify the current Texas licensure and credentials of personnel for whom he/she is responsible;*

(15) make assignments to others that take into consideration client safety and which are commensurate with the educational preparation, experience, knowledge and ability of the persons to whom the assignments are made;

(16) supervise nursing care provided by others for whom the RN is administratively or professionally responsible;

(17) accept only those nursing assignments that are commensurate with one's own educational preparation, *experience, knowledge and ability;*

(18) obtain instruction and supervision as necessary when implementing nursing procedures or practices;

(19) be responsible for one's own continuing competence in nursing practice and individual professional growth;

(20) report unsafe nursing practice by an RN which a nurse has reasonable cause to suspect has *exposed or is likely to expose a client unnecessarily to risk of harm as a result of failing to provide client care that conforms to the minimum standards of acceptable and prevailing professional practice.* The RN should report unsafe practice conditions or other practitioners to the appropriate authority or licensing board. (Repeal and new rule adopted 12/92.)

**BOARD OF NURSE EXAMINERS
FOR THE STATE OF TEXAS
§217.13**

§217.13. Unprofessional Conduct. The unprofessional conduct rules are intended to protect clients and the public from incompetent, unethical, or illegal conduct of licensees. The purpose of these rules is to identify unprofessional or dishonorable behaviors of the registered professional nurse (RN) which the board believes are likely to deceive, defraud or injure clients or the public. These behaviors include but are not limited to:

(1) failing to know and conform to the Texas Nurse Practice Act and the board's rules and regulations as well as all Federal, State, or local laws, rules or regulations affecting the RN's current area of nursing practice;

(2) failing to assess and evaluate a client's status or failing to institute nursing interventions which might be required to stabilize a client's condition or prevent complications;

(3) failing to administer medications or treatments or both in a responsible manner;

(4) failing to accurately or intelligibly report and/or document a client's status including signs, symptoms, or responses and the nursing care delivered;

(5) failing to make entries, destroying entries, and/or making false entries in records pertaining to care of clients;

(6) causing or permitting physical, emotional or verbal abuse or injury to the client or the public, or failing to report same to the employer, appropriate legal authority and/or licensing board;

(7) disclosing confidential information or knowledge concerning the client except where required or allowed by law;

(8) when acting in the role of nurse administrator, failing to assure that strategies are in place to verify the current Texas licensure/credentials of personnel for whom he/she is administratively responsible;

(9) delegating nursing care functions to a person who lacks the educational preparation, experience, knowledge or ability to perform these functions;

(10) making assignments of nursing care to a person who lacks the ability or knowledge to perform such assignments, or failing to supervise the delivery of nursing care for which the RN is responsible;

(11) accepting an assignment when one's physical or emotional condition prevents the safe and effective delivery of care or accepting an assignment for which one lacks the educational preparation, experience, knowledge or ability;

(12) failing to obtain instruction or supervision when implementing nursing procedures or practices for which one lacks the educational preparation, ability, knowledge and/or experience;

(13) leaving a nursing assignment without notifying one's immediate supervisor;

(14) failing to follow the policy and procedure for the wastage of medications at the facility where the RN was employed or working at the time of the incident;

(15) misappropriating, in connection with the practice of nursing, medications, supplies, equipment or personal items of the client, employer, or any other person or entity or failing to take precautions to prevent such misappropriation;

(16) passing, or attempting to pass forged, altered, falsified or unauthorized prescription(s) by electronic, telephonic, written communication or any other means;

(17) providing information which was false, deceptive, or misleading in connection with the practice of professional nursing or failing to answer specific questions that would have affected the decision to license, employ, certify or otherwise utilize an RN;

(18) offering, giving, soliciting, or receiving or agreeing to receive, directly or indirectly, any fee or other consideration to or from a third party for the referral of a client in connection with the performance of professional services;

(19) physically, emotionally or financially exploiting the client or the client's significant other(s);

(20) failing to report to the board or to a board approved peer assistance program, if applicable, within a reasonable time of the occurrence, any violation or attempted violation of the Nurse Practice Act or duly promulgated rules, regulations or orders;

(21) failing to report the unauthorized practice of professional nursing;

(22) failing to repay a guaranteed student loan, as provided in Section 57.491 of the Texas Education Code. (Repeal and new rule adopted 12/92)

21713.97

Effective 09/97



Patch 1



Name: KEN PALMER



License Number: 648118



Date of Order: 03/12/2002



DOCKET NUMBER 507-02-0600

IN THE MATTER OF	§	BEFORE THE STATE OFFICE
PERMANENT CERTIFICATE	§	
NUMBER 648118	§	OF
ISSUED TO	§	
KEN LEROY PALMER	§	ADMINISTRATIVE HEARINGS

ORDER OF THE BOARD

TO: Ken Leroy Palmer
1534 W. Highpoint Circle
Springfield, MO 65810

During open meeting held in Austin, Texas, the Board of Nurse Examiners finds that after proper and timely notice was given, the above-styled case was heard by an Administrative Law Judge who made and filed a proposal for decision containing the Administrative Law Judge's findings of fact and conclusions of law. The proposal for decision was properly served on all parties and all parties were given an opportunity to file exceptions and replies as part of the record herein.

The Board of Nurse Examiners, after review and due consideration of the proposal for decision, and exceptions and replies filed, if any, adopts the findings of fact and conclusions of law of the Administrative Law Judge as if fully set out and separately stated herein. All proposed findings of fact and conclusions of law filed by any party not specifically adopted herein are hereby denied.


NOW, THEREFORE, IT IS ORDERED that Permanent Certificate Number 648118, previously issued to KEN LEROY PALMER, to practice professional nursing in the State of Texas be, and the same is hereby, **REVOKED.**

IT IS FURTHER ORDERED that Permanent Certificate Number 648118, previously issued to KEN LEROY PALMER, upon receipt of this Order, be immediately delivered to the office of the Board of Nurse Examiners for the State of Texas.

IT IS FURTHER ORDERED that this Order SHALL be applicable to Respondent's multi-state privilege, if any, to practice professional nursing in the State of Texas.

Entered this 12th day of March, 2002.

BOARD OF NURSE EXAMINERS
FOR THE STATE OF TEXAS

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

DOCKET NO. 507-02-0600

**IN THE MATTER OF
PERMANENT CERTIFICATE
NUMBER 648118 ISSUED TO
KEN LEROY PALMER**

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**BEFORE THE STATE OFFICE

OF

ADMINISTRATIVE HEARINGS**

PROPOSAL FOR DECISION

The Staff of the Board of Nurse Examiners (the Board) brought this case seeking disciplinary action against Ken Leroy Palmer (Respondent) for violating the Nursing Practice Act (Act), TEX. OCC. CODE ANN. ch. 301. Despite being sent proper notice, Respondent failed to appear or be represented at the hearing. Staff moved for default, which motion was granted, establishing all the allegations as true. Staff requested that Respondent's permanent certificate be revoked. This proposal recommends a default judgment be entered against Respondent and Respondent's permanent certificate be revoked as requested by Staff.

I. Background

On December 3, 2001, a hearing was convened before Henry D. Card, Administrative Law Judge (ALJ), at the hearings facility of the State Office of Administrative Hearings in the Stephen F. Austin Building in Austin, Texas. Staff was represented by James W. Johnston. Respondent did not appear and was not represented at the hearing.

Respondent filed a motion for continuance on December 3, 2001.¹ The ALJ did not receive that motion until after the hearing. The ALJ denied the motion in a written order.

The details of jurisdiction and notice are set out in the Findings of Fact and Conclusions of Law.

II. Recommendation

The ALJ recommends that a default judgment be entered and that Respondent's permanent certificate be revoked based on the Findings of Fact and Conclusions of Law presented below.

III. Findings of Fact

1. Ken Leroy Palmer (Respondent), a nurse licensed by the State of Texas, holds permanent certificate number 648118.

¹ Although the motion was dated November 20, 2001, the State Office of Administrative Hearings did not receive it until December 3, 2001.

2. The Board filed formal charges against Respondent on June 29, 2001.
3. On July 17, 2001, the Board mailed a copy of the charges to Respondent by certified mail, return receipt requested, at his address of record: 1534 W. Highpoint Circle; Springfield, Missouri 65810.
4. On November 5, 2001, the Board mailed notice of the hearing to Respondent by certified mail, return receipt requested, at his address of record.
5. The notice of hearing contained a statement of the time, place, and nature of the hearing; a statement of the legal authority and jurisdiction under which the hearing was to be held; a reference to the particular sections of the statutes and rules involved; and a short, plain statement of the matters asserted.
6. The notice of hearing contained the following language in capital letters in 12-point boldface type:

FAILURE TO APPEAR AT THE HEARING IN PERSON OR BY LEGAL REPRESENTATIVE, REGARDLESS OF WHETHER AN APPEARANCE HAS BEEN ENTERED, WILL RESULT IN THE ALLEGATIONS CONTAINED IN THE FORMAL CHARGES BEING ADMITTED AS TRUE AND THE PROPOSED RECOMMENDATION OF STAFF SHALL BE GRANTED BY DEFAULT.

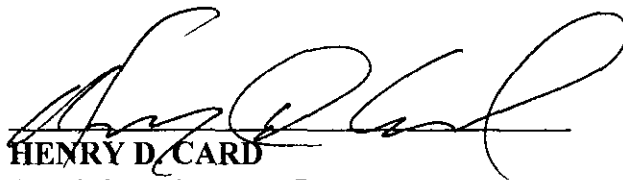
7. Respondent did not appear and was not represented at the hearing.
8. Staff's motion for default was granted, and all allegations in the notice of hearing were deemed admitted pursuant to 1 TEX. ADMIN. CODE (TAC) § 155.55.
9. On or about October 26, 1999, Respondent's license to practice professional nursing in the state of Missouri was revoked by the Missouri State Board of Nursing, Jefferson City, Missouri.

IV. Conclusions of Law

1. The Texas State Board of Nurse Examiners (Board) has jurisdiction over this matter pursuant to the Nursing Practice Act (the Act), TEX. OCC. CODE ANN. § 301.453.
2. The State Office of Administrative Hearings has jurisdiction over matters related to the hearing in this matter, including the authority to issue a proposal for decision with findings of fact and conclusions of law, pursuant to TEX. GOV'T CODE ANN. ch. 2003 and § 301.454 of the Act.

3. Proper and timely notice was effected upon Respondent pursuant to the Administrative Procedure Act, TEX. GOV'T CODE ANN. ch. 2001 and 22 TEX. ADMIN. CODE (TAC) §§ 213.10 and 213.22.
4. Based on Finding of Fact No. 9, Respondent violated § 301.452(b)(8) of the Act.
5. Based on the granting of Staff's motion for default pursuant to 1 TAC § 155.55, the Board should enter a default judgment against Respondent.
6. Pursuant to § 301.453 of the Act, Respondent's license to practice professional nursing in the State of Texas should be revoked.

SIGNED this 20th day of February 2002.



HENRY D. CARD
Administrative Law Judge
State Office of Administrative Hearings