



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.  
*Stephanie C. Williams*  
Executive Director of the Board

BEFORE THE BOARD OF NURSE EXAMINERS  
FOR THE STATE OF TEXAS

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In the Matter of Registered Nurse                   §       REINSTATEMENT  
License Number 672024                                 §       AGREED ORDER  
issued to MARY MOE PATTERSON                   §

On this day came to be considered by the Board of Nurse Examiners for the State of Texas, hereinafter referred to as the Board, the Petition for Reinstatement of Registered Nurse License Number 672024, held by MARY MOE PATTERSON, hereinafter referred to as Petitioner.

An informal conference was held on February 27, 2007, at the office of the Board of Nurse Examiners, in accordance with Section 301.464, Texas Occupations Code. Petitioner appeared in person. Petitioner was notified of her right to be represented by legal counsel and elected to waive representation by counsel. In attendance were Carol Marshall, MSN, RN, Nurse Consultant, Executive Director's Designee; Vicky Cox, Assistant General Counsel; Anthony L. Diggs, MSCJ, Director of Enforcement; William Shanafelt, Investigator; Jason Bressie, Investigator; and Diane E. Burell, Investigator.

FINDINGS OF FACT

1. Prior to institution of Agency proceedings, notice of the matters specified below in these Findings of Fact was served on Petitioner and Petitioner was given an opportunity to show compliance with all requirements of the law for retention of the license.
2. Petitioner waived representation by counsel, notice and hearing, and consented to the entry of this Order.
3. Petitioner received an Associate Degree in Nursing from Blinn College, Bryan, Texas, on May 1, 2000. Petitioner was originally licensed to practice professional nursing in the State of Texas on August 8, 2000.

4. Petitioner's professional nursing employment history includes:

8/00 - 9/01	Staff Nurse	The MED College Station, Texas
10/01 - 4/02	Staff Nurse	Interim Healthcare Bryan, Texas
5/02 - present	Not employed in nursing	

5. On September 9, 2003, Petitioner's license to practice professional nursing in the State of Texas was revoked by the Board of Nurse Examiners for the State of Texas. A copy of the September 9, 2003, Order of the Board and Formal Charges, is attached and incorporated, by reference, as a part of this Order.
6. On or about October 31, 2006, Petitioner submitted a Petition for Reinstatement of License to practice professional nursing in the State of Texas.
7. Petitioner presented the following in support of her petition:
- 7.1. Certificate of completion, dated March 12, 2004, in recognition of successful completion of the six (6) month program of recovery, from October 17, 2003, through March 12, 2004, at Bay Brook Villa Recovery Center.
  - 7.2. Certificate of completion, dated October 17, 2003, for the successful completion of the REACH Residential Treatment Program.
  - 7.3. Letter, dated August 23, 2006, from Sophie Foran, LCDC, Adult Residential Counselor, states Petitioner voluntarily admitted herself in residential treatment for substance abuse at Bay Brook Villa. Petitioner, while in treatment, participated in individual and group counseling, chemical dependency education, relapse prevention planning, written assignments and 12-step meetings. Petitioner demonstrated the ability to adapt in a structured environment. She was discharged upon completion of residential program and attending daily 12-step meetings. While in treatment, Petitioner was compliant and willing to take any measures to reinforce her continued sobriety.
  - 7.4. Letter of support, dated April 11, 2006, from Linda Drake, Galveston, Texas, states she met Petitioner three (3) years ago at Bay Brook Villa Recovery Center, where Petitioner was Ms. Drake's clients. During her time at Bay Brook, Petitioner was very cooperative in working with Ms. Drake to secure employment. She always put forth every effort to look for employment and was willing to take suggestions and do what was required. Petitioner was always very forthright with Ms. Drake and took her recovery very seriously. She seemed to develop good coping skills, and learned

to take the things she could not change in stride, and to deal effectively with the things she could change. Since Petitioner has left the center, Ms. Drake has kept in contact with Petitioner.

- 7.5. Letter of support, dated October 15, 2006, from Suzanne P. LaFontaine, RN, BSE, MSFE, Fort Smith, Arkansas, states she has known Petitioner for over eighteen (18) years and has found her to be one of the most intelligent, professional, compassionate, and caring people she knows. Ms. LaFontaine's friendship with Petitioner began in August 1988 in Dallas, Texas, where Petitioner was employed as a veterinary technician. Ms. LaFontaine was very impressed with the knowledge of a great many common and uncommon veterinary medicines and procedures. Her technical proficiency and skills, and the outstanding rapport she maintained. Ms. LaFontaine states Petitioner possesses the high level of critical thinking, assessment, evaluation, and people skills, as well as the clinical skills and knowledge that all RNs strive to achieve.
  - 7.6. Letter of support from Diane Kuecker, DVM, Houston, Texas, states Petitioner has been employed at her business, TLC Animal Hospital, since August 2005. She is employed as a Veterinary Technician. Having worked closely with Petitioner over this period of time, Dr. Kuecker has had the opportunity to observe her skills. She has excellent assessment skills which is extremely important where the patients are unable to verbally communicate their condition or needs. She provides compassionate and skilled care to all of the patients. Petitioner is able to keep the flow of patients and procedures smooth during very busy days by organizing tasks and other employees in an orderly manner. She accepts duties and tasks beyond what is expected of the average employee. She is always willing to teach and is encouraging to those either new or less experienced than herself in the field. She sets the highest standards for herself and her work reflects this.
  - 7.7. Letter of support, dated October 26, 2006, from John L. Scott DVM, Scott Veterinary Services, states he has known Petitioner for approximately three (3) years having worked with her at Scott Veterinary Clinic. Dr. Scott found Petitioner to be very knowledgeable, very conscientious and hard working. She is very proficient in her technical skills which include performing routine laboratory tests, inserting and maintaining IV catheters and lines, and monitoring of anesthetized patients. Petitioner is very conscientious about making sure that her patients receive the best of care and is very good at talking with their owners about their progress.
  - 7.8. Documentation of twenty (20) Type I Continuing Education contact hours.
8. Petitioner gives September 9, 2003, as her date of sobriety.

## CONCLUSIONS OF LAW

1. Pursuant to Texas Occupations Code, Sections 301.451-301.555, the Board has jurisdiction over this matter.
2. The Board finds that there exists serious risks to public health and safety as a result of impaired nursing care due to intemperate use of controlled substances or chemical dependency.
3. Pursuant to Section 301.467, Texas Occupations Code, the Board may refuse to issue or renew a license, and may set a reasonable period that must lapse before reapplication. 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.

## ORDER

IT IS THEREFORE AGREED, subject to ratification by the Board of Nurse Examiners, that the petition of MARY MOE PATTERSON, Registered Nurse License Number 672024, to practice professional nursing in the state of Texas, be and the same is hereby GRANTED SUBJECT TO THE FOLLOWING CONDITIONS SO LONG AS THE PETITIONER complies 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 §211.01 *et. seq.* and the stipulations contained in this Order:

IT IS FURTHER AGREED and ORDERED that this Order SHALL be applicable to Petitioner's multistate licensure privilege, if any, to practice professional nursing in the State of Texas

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

(1) PETITIONER SHALL NOT seek employment or practice nursing for compensation until she has paid all re-registration fees and is issued a license to practice professional nursing in the State of Texas, which shall bear the appropriate notation. Said license issued to MARY MOE PATTERSON, shall be subject to the following agreed post-licensure stipulations:

(2) RESPONDENT SHALL, within forty-five (45) days following the date of entry of this final Order, apply to and be accepted into the Texas Peer Assistance Program for Nurses (TPAPN), which SHALL include payment of a non-refundable participation fee in the amount of five hundred dollars (\$500) payable to TPAPN.

(3) Upon acceptance into the TPAPN, RESPONDENT SHALL waive confidentiality and provide a copy of the executed TPAPN contract to the Board of Nurse Examiners.

(4) RESPONDENT SHALL comply with all requirements of the TPAPN contract during its term.

(5) RESPONDENT SHALL CAUSE the TPAPN to notify the Board of Nurse Examiners of any violation of the TPAPN contract.

IT IS FURTHER AGREED, 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 revocation of Respondent's license and multistate licensure privileges; if any, to practice professional nursing in the State of Texas.

PETITIONER'S CERTIFICATION

I understand that I have the right to legal counsel prior to signing this Reinstatement Agreed Order. I waive representation by counsel. I certify that my past behavior, except as disclosed in my Petition for Reinstatement of Licensure, has been in conformity with the Board's professional character rule. I have provided the Board with complete and accurate documentation of my past behavior in violation of the penal law of any jurisdiction which was disposed of through any procedure short of convictions, such as: conditional discharge, deferred adjudication or dismissal. I have no criminal prosecution pending in any jurisdiction.

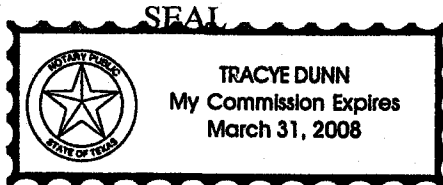
I have reviewed this Order. By my signature on this Order, I agree to the Findings of Fact, Conclusions of Law, Order, and any conditions of said Order. I waive judicial review of this Order. I understand that this Order is subject to ratification by the Board. When this Order is ratified, the terms of this Order become effective, and a copy will be mailed to me. I agree to inform the Board of any other fact or event that could constitute a ground for denial of licensure prior to reinstating my licenses to practice vocational and professional nursing in the state of Texas. I understand that if I fail to comply with all terms and conditions of this Order, my license to practice professional nursing in the State of Texas will be revoked, as a consequence of my noncompliance.

Signed this 3rd day of April, 2007.

Mary Moe Patterson  
MARY MOE PATTERSON, Petitioner

Sworn to and subscribed before me this 3rd day of April, 2007.

Tracye Dunn  
Notary Public in and for the State of 3 Texas



WHEREFORE, PREMISES CONSIDERED, the Board of Nurse Examiners for the State of Texas does hereby ratify and adopt the Reinstatement Agreed Order that was signed on the 3rd day of April, 20 07, by MARY MOE PATTERSON, and Registered Nurse License Number 672024, and said Order is final.

Effective this 12th day of April, 20 07.



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

IN THE MATTER OF	§	BEFORE THE ELIGIBILITY
PERMANENT CERTIFICATE	§	AND DISCIPLINARY
NUMBER 672024	§	COMMITTEE OF THE BOARD
ISSUED TO	§	OF NURSE EXAMINERS OF THE
MARY MOE PATTERSON	§	STATE OF TEXAS

**ORDER OF THE BOARD**

TO: Mary Moe Patterson  
P.O. Box 573  
Snook, Texas 77878

Mary Moe Patterson  
405 W. 28<sup>th</sup> Street  
Bryan, Texas 77806

During open meeting held in Austin, Texas, on September 9, 2003, the Eligibility and Disciplinary Committee (herinafter "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 672024, previously issued to MARY MOE PATTERSON, to practice professional nursing in the State of Texas be, and the same is hereby, REVOKED.


IT IS FURTHER ORDERED that Permanent Certificate Number 672024, previously issued to MARY MOE PATTERSON, 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 9th day of September, 2003.

BOARD OF NURSE EXAMINERS  
FOR THE STATE OF TEXAS

BY:



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

**In the Matter of Permanent License** § **BEFORE THE BOARD**  
**Number 672024, Issued to** § **OF NURSE EXAMINERS**  
**MARY MOE PATTERSON, Respondent** § **FOR THE STATE OF TEXAS**

### **FORMAL CHARGES**

**This is a disciplinary proceeding under Section 301.452(b), Texas Occupations Code. Respondent, MARY MOE PATTERSON, is a Registered Nurse holding license number 672024, which is in current status at the time of this pleading.**

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

#### **CHARGE I.**

**On or about November 30, 2001, while employed with Interim Healthcare, Waco, Texas, Respondent engaged in the intemperate use of alcohol as evidenced by her arrest for Driving While Intoxicated by the Rockdale Police Department while driving to a hospital assignment for Interim Healthcare. The use of Alcohol by a Registered Nurse, 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.**

**The above action constitutes a violation of Section 301.452(b)(9)&(10), Texas Occupations Code, and 22 TEX. ADMIN. CODE §217.12(1).**

#### **CHARGE II.**

**On or about November 30, 2001, while employed with Interim Healthcare, Waco, Texas, Respondent lacked fitness to practice professional nursing as evidenced by her impaired state of intoxication which resulted in her arrest for Driving While Intoxicated by the Rockdale Police Department while driving to a hospital assignment for Interim Healthcare. Respondent's conduct could have affected her ability to recognize subtle signs, symptoms or changes in the patient's condition, and could have affected her ability to make rational, accurate, and appropriate assessments, judgments, and decisions regarding patient care, thereby placing the patient in potential danger.**

**The above action constitutes a violation of Section 301.452(b)(10)&(12), Texas Occupations Code, and 22 TEX. ADMIN. CODE §217.12(1).**

**CHARGE III.**

On or about February 15, 2002, Respondent plead guilty and was convicted for the offense of Driving While Intoxicated, a Class B Misdemeanor, and sentenced to eighteen (18) months Community Supervision in the County Court of Milam County, Texas, cause #26069.

The above action constitutes a violation of Section 301.452(b)(10), Texas Occupations Code, and 22 TEX. ADMIN. CODE §217.12(1).

**CHARGE IV.**

On or about April 17, 2002, while employed with Interim Healthcare, Waco, Texas, and on duty with Madison St. Joseph Hospital, Madisonville, Texas, Respondent engaged in the intemperate use of Marijuana as evidenced by a positive drug screen. Possession of Marijuana is prohibited by Chapter 481 of the Texas Health & Safety Code (Controlled Substances Act). The use of Marijuana by a Registered Nurse, 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.

The above action constitutes a violation of Section 301.452(b)(9)&(10), Texas Occupations Code, and 22 TEX. ADMIN. CODE §217.12(1).

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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.

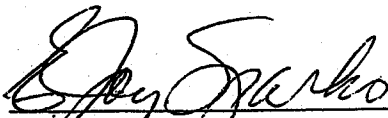
NOTICE IS GIVEN that all statutes and rules cited in these Charges are incorporated as part of this pleading and can be found at the Board's website, www.bne.state.tx.us.

Filed this 22<sup>nd</sup> day of July, 2003.

BOARD OF NURSE EXAMINERS  
FOR THE STATE OF TEXAS

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