APR 11 200

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.
Executive Director of the Board

BOARD OF VOCATIONAL NURSE EXAMINERS	§	STATE OF TEXAS
VS.	§	
SHEILA GAY ASHLEY	§	COUNTY OF TRAVIS

AGREED BOARD ORDER

On this day came to be considered by the Board of Vocational Nurse Examiners the matter of vocational nurse license number 151089 held by SHEILA GAY ASHLEY, hereinafter called Respondent.

By letter, the Board of Vocational Nurse Examiners sent preliminary notice to Respondent of its intent to take disciplinary action with respect to said license held by Respondent, as a result of a complaint and subsequent investigation. Said investigation produced evidence indicating that Respondent has engaged in unprofessional or dishonorable conduct that, in the board's opinion, is likely to deceive, defraud, or injure the public, in violation of the Texas Occupations Code, Chapter 302, Section 302.402 (a) (10) in the following manner:

I.

a. Respondent was employed as a Licensed Vocational Nurse with Terrell State Hospital in Terrell, Texas from about July 2, 1996 through about January 2, 2001.

b. While so employed with said facility, from about April 12, 1999 through about November 11, 1999, Respondent was responsible for failing to make entries in patients' records and failing to administer medications to patients per physicians' orders, to-wit:

04-07-99 and 04-12-99	Failure to administer Ativan 2mg to Patient #70054 per physician's orders;
04-12-99	Failure to administer Klonopin 1mg to Patient #79608 per physician's orders;

04-12-99	Failure to administer Ativan 2mg to Patient #51859 per physician's orders;
04-12-99	Failure to administer Ativan 1mg to Patient #86535 per physician's orders;
04-27-99	Failure to administer medications (Seroquil, Desmopressin, Docusate, Famotidine, Calcium , Ativan and Gabapentin) to Patient #080544 per physician's orders; said medications were found the next morning in the patient's drawer. Ativan had been signed out by Respondent on the Controlled Drug Register; however, the patient did not receive the medication nor was the Ativan returned to control lock box. Respondent also failed to document in the progress notes why the patient did not receive the medications.
09-28-99	Failure to transcribe physician's order for Amoxicillin for Patient #065997 onto the Medication Administration Records. Said medication was due to be administered prior to said patient's dental appointment. The patient did not receive the medication due to it not being on the Medication Administration Records.
10-12-99	Patient #041026's physician ordered that Ativan 2mg was to be administered should said patient refuse the Depakote medication. Respondent administered Ativan to the patient but failed to document this on the progress notes and on the Controlled Drug Register. Due to Respondent's failure to document the withdrawal of Ativan on the Controlled Drug Register, the narcotic count showed a discrepancy which was not resolved until the following day.
11-11-99 to 11-14-99	Failure to administer four doses of Clozaril HS to Patient #91572 per physician's orders;
11-19-99 and 11-22-99	Negligently administered 1.2 units of Bacillin to Patient #039187 instead of 2.4 units per physician's orders.

By Respondent's signature on this Order, Respondent neither admits nor denies the truth of the matters previously set out in this Order with respect to the above-mentioned investigation. By Respondent's signature on this Order, Respondent acknowledges that they have read and understood this Order and have approved it for consideration by the Board.

By their notarized signature on this Order, Respondent does hereby waive the right to a formal Complaint, Notice of Hearing and a Public Hearing held before an Administrative Law Judge with the State Office of Administrative Hearings, and to judicial review of this disciplinary action. Notice of this disciplinary action will appear in the Board's newsletter sent to Texas employers.

ORDER OF THE BOARD

NOW THEREFORE, IT IS ORDERED, subject to ratification by the Board of Vocational Nurse Examiners that License Number 151089 heretofore issued to SHEILA GAY ASHLEY, be, and the same is hereby suspended, with said suspension stayed and placed on probation for a period of eighteen (18) months.

The probation of said license is subject to the following stipulations, to wit:

1. That if Respondent's place of employment, name, address or telephone number changes, Respondent is to notify the Board office immediately, or no later than ten (10) days after said change has occurred. Said notification shall be in the form of a written letter or report.

2. That Respondent shall comply with Federal, State, and local laws, and all the provisions of the Texas Occupations Code and Rules and Regulations of the Board.

3. That by copy of this Board Order, Respondent shall provide notice of Board disciplinary action to his/her immediate nursing supervisor(s) and Director(s) of Nursing, throughout the term of probation.

4. That Respondent shall be responsible for causing his/her immediate nursing supervisor(s) to submit satisfactory reports directly to the Board office on a monthly basis for the first six (6) months of probation. Thereafter, and throughout the remainder of said probation, Respondent shall be responsible for causing his/her immediate nursing supervisor(s) to submit satisfactory reports directly to the Board office on a quarterly basis. The receipt of an unfavorable and/or untimely report shall be considered a violation of probation.

5. That any period(s) of nursing unemployment must be documented in Respondent and submitted to the Board office, as provided in Stipulation No

6. That Respondent shall work only under the supervision of a licensed medical professional (M.D., R.N., L.V.N.) who is physically present on the work premises during Respondent's shift assignment(s), throughout the term of probation.

7. That Respondent shall not be employed by a nurse registry, temporary nurse employment agency, home health agency, or as a private duty nurse throughout the term of probation.

8. That Respondent shall not be the only licensed medical professional in the facility throughout the term of probation.

9. That Respondent shall successfully complete nursing program courses(s) encompassing the following areas of study: **Pharmacology** (to include Clinical and Medication Administration), and submit documentation of successful course completion to the Board office within the first year of probation. Respondent shall be responsible for locating said course(s) and obtaining prior written approval of Board staff prior to committing to said course(s). Said course(s) shall be through correspondence (through a recognized provider), in-house at a community college, university or nursing program, and/or tutored by a state approved, licensed nursing program faculty member. The expense of said course(s) shall be borne by Respondent. Failure to successfully complete said course(s) within the time frame stipulated, shall be considered a violation of probation.

10. That Respondent shall pay a Probation Monitoring fee in the amount of thirty ($30.00) dollars in the form of a cashier's check or money order, payable to the Board of Vocational Nurse Examiners. Said fee shall be paid quarterly, due on the 15th of each quarter commencing the quarter following the date of the Board's ratification of the Order, and continuing thereafter until the successful completion of Respondent's probation. Said fee shall be sent to the Board office, addressed to the "Board of Vocational Nurse Examiners", 333 Guadalupe, Suite 3-400, Austin, TX 787O1. Failure by Respondent to make any quarterly payment on time shall constitute a violation of probation.

This Agreed Order shall not be effective or take effect and become enforceable in accordance with its terms until endorsed by a majority of the Board present and voting, at its next regularly called session.

512 305 8100

Dated this the 5 day of April, 2001.

Sheila Ashley
Signature of Respondent

281 HARBOR DR
Current Address

Gunbarrel City TX 75147
City, State and Zip

903, 887 6993
Area Code and Telephone Number

The State of Texas
County of Henderson

Before me, the undersigned authority, on this day personally appeared SHEILA GAY ASHLEY, who being duly sworn by me stated that he or she executed the above for the purpose therein contained, and that he or she understood same.

SWORN TO AND SUBSCRIBED before me on this the 5 day of April, 2001.

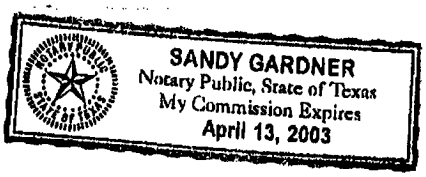
BENITA J. LITTLETON
NOTARY PUBLIC
STATE OF TEXAS
My Commission Expires 07-05-2003

Benita J. Littleton
NOTARY PUBLIC IN AND FOR
THE STATE OF TEXAS
My Commission Expires 7-5-2003

Mary M. Strange

Mary M. Strange, MSN, RN, CNA
Agent for the Board of
Vocational Nurse Examiners

SWORN TO AND SUBSCRIBED before me, the undersigned authority, on this the 25th day of April, ~~19~~2001.



Sandy Gardner

NOTARY PUBLIC IN AND FOR
THE STATE OF TEXAS

WHEREFORE, PREMISES CONSIDERED, the Board of Vocational Nurse Examiners for the State of Texas does hereby ratify and adopt the Agreed Board Order, notarized on the 5th day of April, 2001 by Respondent, license number 151089 and that Said Order is Final.

Effective this 12th day of June, 2001

Mary M. Strange

Mary M. Strange, R.N., M.S.N.
Executive Director
On Behalf of Said Board

CERTIFICATE OF SERVICE

I hereby certify that on the 15th day of June, 2001, a true and correct copy of the foregoing **BOARD ORDER** was served by placement in the U.S. Mail, first class, and addressed to the following person(s):

SHEILA GAY ASHLEY
281 HARBOR DR
GUNBARREL CITY, TX 75147

Mary M. Strange

Mary M. Strange, R.N., M.S.N.
Executive Director
Agent for the Board of Vocational Nurse Examiners

BOARD OF VOCATIONAL NURSE EXAMINERS

333 GUADALUPE STREET, SUITE 3-400
AUSTIN, TEXAS 78701
(512) 305-8100

December 18, 2002

SHEILA ASHLEY
281 HARBOR DR
GUNBARREL CITY TX 75147

Dear Ms. Ashley:

You have successfully completed your term of probation as stipulated by the Board of Vocational Nurse Examiners.

All pertinent information will remain in your permanent records. We urge you in the future to promote and uphold the ethical standards a Licensed Vocational Nurse should practice.

If you have any questions concerning this matter, please do not hesitate to contact our office.

Sincerely,

Carolyn Hudson

Carolyn Hudson
Probation Monitor, Enforcement Division

/ch