BEFORE THE TEXAS BOARD OF NURSING

****

In the Matter of Registered Nurse	§	AGREED
License Number 603874	§	
issued to KEVIN RAY BREWER	§	ORDER

TEXAS BOARD OF NURSING
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

On this day the Texas Board of Nursing, hereinafter referred to as the Bc considered the matter of KEVIN RAY BREWER, Registered Nurse License Number 603 , hereinafter referred to as Respondent.

Information received by the Board produced evidence that Respondent may have violated Section 301.452(b)(10)&(13), Texas Occupations Code. Respondent waived informal proceedings, notice and hearing, and agreed to the entry of this Order offered on February 27, 2011, by Katherine A. Thomas, MN, RN, Executive Director, subject to ratification by the Board.

FINDINGS OF FACT

1. Prior to the institution of Agency proceedings, notice of the matters specified below in these Findings of Fact was served on Respondent and Respondent was given an opportunity to show compliance with all requirements of the law for retention of the license(s).

2. Respondent waived informal proceedings, notice and hearing, and agreed to the entry of this Order.

3. Respondent is currently licensed to practice professional nursing in the State of Texas.

4. Respondent received an Associate Degree in Nursing from Tarrant County Junior College, Ft. Worth, Texas, on May 9, 1994. Respondent was licensed to practice professional nursing in the State of Texas on June 6, 1994.

5. Respondent's nursing employment history includes:

6/94 - 5/95	Staff Nurse	Parkland Hospital Dallas, Texas
6/95 - 4/98	Staff Nurse	Abacus Home Healthcare Dallas, Texas

Respondent's nursing employment history continued:

5/98 - 8/00	Staff Nurse Emergency Room	Baylor Medical Center Irving, Texas
9/00 - 5/01	Staff Nurse	Nurse Stat Dallas, Texas
6/01 - 11/06	Manager Operating Room	Las Colinas Medical Center Irving, Texas
12/06 - 10/08	Staff Nurse Operating Room	North Hills Hospital North Richland Hills, Texas
11/08 - Present	Staff Nurse Operating Room	Baylor Medical Center at Trophy Club Trophy Club, Texas

6. On or about February 12, 2002, Respondent's license to practice professional nursing in the State of Texas was issued a Warning through an Agreed Order of the Board issued by the Board of Nurse Examiners for the State of Texas. A copy of the Findings of Fact, Conclusions of Law, Respondent's Statement of Agreement and Order dated February 12, 2002, is attached and incorporated herein by reference as part of this Order.

7. At the time of the incident in Finding of Fact Number Eight, Respondent was employed as a Manager in the Operating Room with Las Colinas Medical Center, Irving, Texas, and had been in this position for five (5) years.

8. On or about July 6, 2006, while employed as an Operating Room Manager, and assigned as a Circulating Nurse, with Las Colinas Medical Center, Irving, Texas, Respondent failed to maintain an accurate sponge count in order to ensure the removal of all raytec sponges used for Patient Medical Record Number AF00160861, a sixty-five (65) year old female admitted for vaginal vault suspension and repair of rectocele. As a result, a raytec sponge was retained which caused the patient to develop a postoperative infection and subsequently required the patient to undergo a second operation two (2) months later to remove the foreign body. Respondent's conduct exposed the patient unnecessarily to a risk of harm from medical complications which required a second operation to remove the retained sponge.

9. Respondent states that he accepts responsibility for the role he played in the incident but asserts that he and the surgeon were given inaccurate information by the scrub technician who was responsible for removing the sponges used in the procedure and who was counting them out loud. The scrub technician had performed a sponge count prior to surgery and stated afterwards that there were 10 raytec sponges and was recorded as such. However, due to the positioning of the patient, the physician and the scrub nurse, as well as the configuration of the room and the equipment, during the surgery, Respondent could hear the scrub technician count out the sponges and could see her motion to drop the sponges in the bucket near the scrub technician but was unable to visualize each sponge specifically though he could

visualize the technician's arm movements to remove and drop the sponges in the bucket. The scrub technician announced the count correct and the count matched the number of arm motions Respondent observed the technician make in removing the sponges as counting aloud. As the procedure neared completion, Respondent states he requested the sharps and sponge count, and "she counted aloud that she had 10 raytec sponges, which was the initial and correct count." The physician noted in his operative report that the count was correct; unfortunately, the count was in error, which directly resulted in the occurrence of the retained sponge. After the incident, Respondent was educated on how to avoid another similar patient incident in the future. Specifically, the education included the need for Respondent to "concurrently count" and visualize the sponges with the scrub tech and not simply rely on the scrub tech's verbal count and arm motions in removing the sponges and placing them in a bucket. Furthermore, Respondent received counseling that if he could not visualize the sponges as counted and removed then he must view the sponges in the bucket and count them to confirm the scrub tech's count. Since the incident in 2006, Respondent has: 1) sat for and passed the CNOR exam; 2) annually renewed his CNOR with hours in excess of the minimal continuing education requirements; 3) served as a perioperative nurse educator and preceptor, and has even used his experience in this case to assure that those he educates and precepts understand the importance of not relying solely on scrub technicians to make proper counts; and 4) participated in approximately one thousand (1000) surgeries per year without any known incident involving erroneous sponge counts resulting in retained foreign bodies. Regarding the Warning issued by the Board in 2002, Respondent points out that those issues are not the same or similar to those giving rise to this Agreed Order and that Respondent complied with, and successfully completed, the terms of the 2002 Agreed Order.

CONCLUSIONS OF LAW

1. Pursuant to Texas Occupations Code, Sections 301.451-301.555, the Board has jurisdiction over this matter.

2. Notice was served in accordance with law.

3. The evidence received is sufficient to prove violations of Section 301.452(b)(10)&(13), Texas Occupations Code, and 22 TEX. ADMIN. CODE §§217.11(1)(A),(1)(B),(1)(O)&(3)(A) 217.12(1)(A),(1)(B)&(4).

4. The evidence received is sufficient cause pursuant to Section 301.452(b), Texas Occupations Code, to take disciplinary action against Registered Nurse License Number 603874, heretofore issued to KEVIN RAY BREWER, including revocation of Respondent's license to practice nursing in the State of Texas.

ORDER

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

IT IS FURTHER AGREED and ORDERED that, while under the terms of this Order, this Order SHALL apply to any and all future licenses issued to Respondent to practice nursing in the State of Texas.

IT IS FURTHER AGREED and ORDERED that this Order SHALL be applicable to Respondent's nurse licensure compact privileges, if any, to practice nursing in the State of Texas.

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

IT IS FURTHER AGREED that:

(1) RESPONDENT SHALL, within one (1) year of entry of this Order, successfully complete a course in Texas nursing jurisprudence and ethics. RESPONDENT SHALL obtain Board approval of the course prior to enrollment only if the course is <u>not</u> being offered by a pre-approved provider. Home study courses and video programs will not be approved. In order for the course to be approved, the target audience shall include nurses. It 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. RESPONDENT SHALL CAUSE the sponsoring institution to submit a Verification of Course Completion form, provided by the Board, to the Office of the Board to verify RESPONDENT'S successful completion of the course. This course shall be taken in addition to any other courses stipulated in this Order, if any, and in addition to any continuing education requirements the Board has for relicensure. *Board-approved courses may be found at the following Board website address: http://www.bon.state.tx.us/disciplinaryaction/stipscourses.html.*

(2) RESPONDENT SHALL, within one (1) year of entry of this Order, successfully complete the course "Sharpening Critical Thinking Skills," a 3.6 contact hour online program provided by the National Council of State Boards of Nursing (NCSBN) Learning Extension. In order to receive credit for completion of this program, RESPONDENT SHALL SUBMIT the continuing education certificate of completion for this program to the Board's office, to the attention of Monitoring. This course is to be taken in addition to any continuing education requirements the Board may have for relicensure. *Information regarding this workshop may be found at the following web address: http://learningext.com/hives/a0f6f3e8a0/summary.*

IT IS FURTHER AGREED, SHOULD RESPONDENT PRACTICE AS A NURSE IN THE STATE OF TEXAS, RESPONDENT WILL PROVIDE DIRECT PATIENT CARE AND PRACTICE IN A HOSPITAL, NURSING HOME, OR OTHER CLINICAL SETTING AND RESPONDENT MUST WORK IN SUCH SETTING A MINIMUM OF SIXTY-FOUR (64)

HOURS PER MONTH UNDER THE FOLLOWING STIPULATIONS FOR ONE (1) YEAR OF EMPLOYMENT. THE LENGTH OF THE STIPULATION PERIOD WILL BE EXTENDED UNTIL SUCH TWELVE (12) MONTHS HAVE ELAPSED. PERIODS OF UNEMPLOYMENT OR OF EMPLOYMENT THAT DO NOT REQUIRE THE USE OF A REGISTERED NURSE (RN) LICENSE WILL NOT APPLY TO THIS STIPULATION PERIOD:

(3) RESPONDENT SHALL notify each present employer in nursing of this Order of the Board and the stipulations on RESPONDENT'S license(s). RESPONDENT SHALL present a complete copy of this Order and all Proposals for Decision issued by the Administrative Law Judge, if any, to each present employer within five (5) days of receipt of this Order. While under the terms of this Order, RESPONDENT SHALL notify all future employers in nursing of this Order of the Board and the stipulations on RESPONDENT'S license(s) and RESPONDENT SHALL present a complete copy of this Order and all Proposals for Decision issued by the Administrative Law Judge, if any, to each future employer prior to accepting an offer of employment.

(4) RESPONDENT SHALL CAUSE each present employer in nursing to submit the Notification of Employment form, which is provided to the Respondent by the Board, to the Board's office within ten (10) days of receipt of this Order. While under the terms of this Order, RESPONDENT SHALL CAUSE each future employer to submit the Notification of Employment form, which is provided to the Respondent by the Board, to the Board's office within five (5) days of employment as a nurse.

(5) While under the terms of this Order, RESPONDENT SHALL be supervised by a Registered Nurse who is on the premises. The supervising nurse is not required to be on the same unit or ward as RESPONDENT, but should be on the facility grounds and readily available to

provide assistance and intervention if necessary. The supervising nurse shall have a minimum of two (2) years experience in the same or similar practice setting to which the Respondent is currently working. RESPONDENT SHALL work only regularly assigned, identified and predetermined unit(s). RESPONDENT SHALL NOT be employed by a nurse registry, temporary nurse employment agency, hospice, or home health agency. RESPONDENT SHALL NOT be self-employed or contract for services. Multiple employers are prohibited. Should RESPONDENT desire to seek employment by a nurse registry, temporary employment agency, hospice, or home health agency, or desire to be self-employed, contract for services, or have multiple employers, RESPONDENT SHALL first petition the Board and obtain prior approval.

(6) While under the terms of this Order, RESPONDENT SHALL CAUSE each employer to submit, on forms provided to the Respondent by the Board, periodic reports as to RESPONDENT'S capability to practice nursing. These reports shall be completed by the Registered Nurse who supervises the RESPONDENT. These reports shall be submitted by the supervising nurse to the office of the Board at the end of each three (3) month period for one (1) year [twelve (12) months] of employment as a nurse.

IT IS FURTHER AGREED, that upon full compliance with the terms of this Order, all encumbrances will be removed from RESPONDENT'S license(s) to practice nursing in the State of Texas and RESPONDENT shall be eligible for nurse licensure compact privileges, if any.

BALANCE OF THIS PAGE INTENTIONALLY LEFT BLANK.

CONTINUED ON NEXT PAGE.

RESPONDENT'S CERTIFICATION

I understand that I have the right to legal counsel prior to signing this Agreed Order. I have reviewed this Order. I neither admit nor deny the violations alleged herein. By my signature on this Order, I agree to the Findings of Fact, Conclusions of Law, Order, and any conditions of said Order, to avoid further disciplinary action in this matter. I waive judicial review of this Order. I understand that this Order is subject to ratification by the Board. When this Order is ratified, the terms of this Order become effective, and a copy will be mailed to me. I understand that if I fail to comply with all terms and conditions of this Order, I will be subject to investigation and disciplinary sanction, including revocation of my license(s) to practice nursing in the State of Texas, as a consequence of my noncompliance.

Signed this 21 day of April, 2011.

KEVIN RAY BREWER, Respondent

Sworn to and subscribed before me this 21 day of April, 2011

SEAL

Notary Public in and for the State of Texas

EILEEN PARZYCK
My Commission Expires
April 21, 2013

Approved as to form and substance.

Joel Steed, Attorney for Respondent

Signed this 21 day of April, 2011.

WHEREFORE, PREMISES CONSIDERED, the Texas Board of Nursing does hereby ratify and adopt the Agreed Order that was signed on the 21st day of April, 2011, by KEVIN RAY BREWER, Registered Nurse License Number 603874, and said Order is final.

Effective this 14th day of June, 2011.

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

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

In the Matter of License Number 603874	§	AGREED
issued to KEVIN RAY BREWER	§	ORDER

An investigation by the Board of Nurse Examiners for the State of Texas, hereinafter referred to as the Board, produced evidence indicating that KEVIN RAY BREWER, hereinafter referred to as Respondent, License Number 603874, may have violated Section 301.452(b)(10), Texas Occupations Code.

An informal conference was held on October 2, 2001, at the office of the Board of Nurse Examiners, in accordance with Section 301.464 of the Texas Occupations Code.

Respondent appeared in person. Respondent was represented by Kenda B. Dalrymple, Attorney at Law. In attendance were Katherine A. Thomas, MN, RN, Executive Director; Linda Rounds , PhD., RN, FNP, Board Member; James W. Johnston, General Counsel; Anthony L. Diggs, MSCJ, Director, Enforcement Division; and Kathy Metzger, BSN, RN, Investigator.

FINDINGS OF FACT

1. Prior to the institution of Agency proceedings, notice of the matters specified below in these Findings of Fact was served on Respondent and Respondent was given an opportunity to show compliance with all requirements of the law for retention of the license.

2. Respondent waived notice and hearing, and consented to the entry of this Order.

3. Respondent is currently licensed to practice professional nursing in the State of Texas.

4. Respondent received an Associate Degree in Nursing from Tarrant County Junior College, Fort Worth, Texas, in 1994. Respondent was licensed to practice professional nursing in the State of Texas in June 1994 .

5. Respondent's professional employment history includes:

1994-1995	Parkland Hospital Dallas, Texas	Registered Nurse
1995-1998	Abacus Home Healthcare Dallas, Texas	Assistant Director of Clinical Services
1998-2000	Baylor Medical Center Irving, Texas	Emergency Room
1999-2000	Emergency Services Associates Irving, Texas	Emergency Nurse Clinician
2000-2001	Nurses Stat Dallas, Texas	Emergency Room Nurse
2001-present	Las Colinas Medical Center Irving, Texas	Emergency Room Nurse

6. At the time of the incident, Respondent was employed as a Emergency Nurse Clinician with Emergency Services Associates of Irving, Irving, Texas, in the Emergency Department of Baylor Medical Center of Irving, Irving, Texas, and had been in this position for two (2) years and three (3) months .

7. On or about March 28, 2000, Respondent was employed as an Emergency Nurse Clinician (ENC) with Emergency Services Associates of Irving, Texas, and working in the Emergency Department of Baylor Medical Center of Irving , Irving, Texas. The Emergency Nurse Clinician (ENC) performs minor procedures to assist the physicians who are contracted from Emergency Services Associates of Irving to work in the Emergency Department. A Physician Assistant (PA) requested that the Respondent suture a laceration on the forehead of T. S., a three year old male who was in the minor emergency clinic. Staff placed T. S. in a papoose which had two restraints. A sheet was used as a third restraint for the patient's arms. Respondent placed a drape over the patient's face and injected two (2) milliliters (ml) of lidocaine and epinepherine into the wound margin prior to suturing the laceration. An Emergency Medical Technician (EMT) immobilized the patient's head. The patient fell asleep during the procedure. Approximately four (4) minutes before the procedure was completed the child began to snore. Respondent failed to lift the drape covering the patient's face to assess the patient's color and respiratory status. When the procedure was finished and the drape removed the patient was pale, not breathing, and unresponsive. Cardiopulmonary resuscitation (CPR) was initiated by Respondent. The patient was transferred to another facility and died.

CONCLUSIONS OF LAW

1. Pursuant to Texas Occupations Code, Sections 301.451-301.455, the Board has jurisdiction over this matter.

2. Notice was served in accordance with law.

3. The evidence received is sufficient to prove violation of Section 301.452(b)(10), Texas Occupations Code, and 22 TEX. ADMIN. CODE §217.12(2).

4. The evidence received is sufficient cause pursuant to Section 301.452(b), Texas Occupations Code, to take disciplinary action against License Number 603874, heretofore issued to KEVIN RAY BREWER, including revocation of Respondent's professional license to practice nursing in the State of Texas.

ORDER

IT IS THEREFORE AGREED and ORDERED, subject to ratification by the Board of Nurse Examiners, that RESPONDENT SHALL receive the sanction of a Warning with Stipulations, and RESPONDENT SHALL comply in all respects with the Nursing Practice Act, Revised Civil Statutes of Texas as amended, Texas Occupations Code §§301.001 *et seq.*, the Rules and Regulations Relating to Professional Nurse Education, Licensure and Practice, 22 TEX. ADMIN. CODE §211.01 *et seq.* and this Order.

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

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

IT IS FURTHER AGREED that:

(1) RESPONDENT SHALL deliver the wallet-size license issued to KEVIN RAY BREWER, to the office of the Board of Nurse Examiners within ten (10) days of the date of ratification of this Order for appropriate notation.

(2) RESPONDENT SHALL, within one (1) year of entry of this Order, successfully complete a course in nursing jurisprudence. RESPONDENT SHALL obtain Board approval of the course prior to enrollment. Home study courses and video programs will not be approved. In order for the course to be approved, the target audience shall include Registered Nurses. It shall be a minimum of six (6) contact hours in length. The course's content shall include the Nursing Practice Act, standards of practice, and documentation of care. Courses focusing on malpractice issues will not be accepted. RESPONDENT SHALL CAUSE the sponsoring institution to submit a Verification of Course Completion form, provided by the Board, to the Office of the Board to verify RESPONDENT's successful completion of the course. This course shall be taken in addition to any other courses stipulated in this Order, if any, and in addition to any continuing education requirements the Board has for relicensure.

(3) RESPONDENT SHALL, within one (1) year of entry of this Order, successfully complete a course in physical assessment which includes an emphasis on pediatric assessment. RESPONDENT SHALL obtain Board approval of the course prior to enrollment. Home study courses and video programs will not be approved. In order for the course to be approved, the target audience shall include Registered Nurses. The didactic portion of this course shall be a minimum of six (6) hours in length. RESPONDENT SHALL perform physical assessments on live patients in a clinical setting for a minimum of twenty-four (24) hours and shall be provided by the same Registered Nurse who provides the didactic portion of this course. The clinical component SHALL

focus on tasks of physical assessment only. To be approved, the course shall cover all systems of the body. Performing assessments on mock patients or mannequins WILL NOT be accepted. The course description shall indicate goals and objectives for the course, resources to be utilized, and the methods to be used to determine successful completion of the course. RESPONDENT SHALL successfully complete both the didactic and clinical portions of the course to satisfy this stipulation. RESPONDENT SHALL CAUSE the instructor to submit a Verification of Course Completion form, provided by the Board, to the office of the Board to verify RESPONDENT's successful completion of the course. This course shall be taken in addition to any other courses stipulated in this Order, if any, and in addition to any continuing education requirements the Board has for relicensure.

IT IS FURTHER AGREED, SHOULD RESPONDENT CHOOSE TO PRACTICE AS A REGISTERED NURSE IN THE STATE OF TEXAS, RESPONDENT WILL PROVIDE DIRECT PATIENT CARE AND PRACTICE IN A HOSPITAL, NURSING HOME, OR OTHER CLINICAL SETTING, UNDER THE FOLLOWING STIPULATIONS FOR ONE (1) YEAR OF EMPLOYMENT:

(4) RESPONDENT SHALL notify each present employer in professional nursing of this Order of the Board and the stipulations on RESPONDENT's license. RESPONDENT SHALL present a complete copy of this Order and all Proposals for Decision issued by the Administrative Law Judge, if any, to each present employer within five (5) days of receipt of this Order. RESPONDENT SHALL notify all future employers in professional nursing of this Order of the Board and the stipulations on RESPONDENT's license during while this Order is in effect. RESPONDENT SHALL present a complete copy of this Order and all Proposals for Decision issued by the Administrative Law Judge, if any, to each future employer prior to accepting an offer of employment.

(5) RESPONDENT SHALL CAUSE each present employer in professional nursing to submit the Notification of Employment form, which is provided by the Board, to the Board's office within ten (10) days of receipt of this Order. RESPONDENT SHALL CAUSE each future employer to submit the Notification of Employment form to the Board's office within five (5) days of employment as a professional nurse.

(6) RESPONDENT SHALL CAUSE each employer to submit, on forms provided by the Board, periodic reports as to RESPONDENT's capability to practice professional nursing. These reports shall be completed by the Registered Nurse who supervises the RESPONDENT. These reports shall be submitted by the supervising Registered Nurse to the office of the Board at the end of each three (3) months for one (1) year of employment as a professional nurse.

IT IS FURTHER AGREED, that upon full compliance with the terms of this Order, RESPONDENT SHALL be issued an unencumbered license and multistate licensure privileges, if any, to practice professional nursing in the State of Texas.

BALANCE OF PAGE INTENTIONALLY LEFT BLANK.

CONTINUED ON NEXT PAGE.

RESPONDENT'S CERTIFICATION

I understand that I have the right to legal counsel prior to signing this Agreed Order. I have reviewed this Order. I neither admit nor deny the violation alleged herein. By my signature on this Order, I agree to the Findings of Fact, Conclusions of Law, Order, and any conditions of said Order, to avoid further disciplinary action in this matter. I waive judicial review of this Order. I understand that this Order is subject to ratification by the Board. When this Order is ratified, the terms of this Order become effective, and a copy will be mailed to me. I understand that if I fail to comply with all terms and conditions of this Order, I will be subject to investigation and disciplinary sanction, including revocation of my license to practice professional nursing in the State of Texas, as a consequence of my noncompliance.

Signed this 3 day of December, 2001.

KEVIN RAY BREWER, Respondent

Sworn to and subscribed before me this 03 day of December, 2001.

SEAL

NANCY SCHNEIDER
NOTARY PUBLIC
STATE OF TEXAS
My Comm. Exp. 03-12-05

Notary Public in and for the State of TX

Approved as to form and substance.

Kenda B. Dalrymple

Kenda B. Dalrymple, Attorney for Respondent

Signed this 18th day of December, 2001.

WHEREFORE, PREMISES CONSIDERED, the Board of Nurse Examiners for the State of Texas does hereby ratify and adopt the Agreed Order that was signed on the 3rd day of December, 20 01, by KEVIN RAY BREWER, License Number 603874, and said Order is final.

Effective this 12th day of February, 20 02.

Katherine A. Thomas

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