



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 Vocational Nurse § AGREED
License Number 151089 §
issued to SHEILA G. ASHLEY § ORDER

On this day the Texas Board of Nursing, hereinafter referred to as the Board, considered the matter of SHEILA G. ASHLEY, Vocational Nurse License Number 151089, hereinafter referred to as Respondent.

Information received by the Board produced evidence that Respondent may have violated Section 301.452(b)(2)&(10), Texas Occupations Code. Respondent waived representation by counsel, informal proceedings, notice and hearing, and agreed to the entry of this Order offered on March 25, 2011, by Katherine A. Thomas, MN, RN, Executive Director.

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 representation by counsel, informal proceedings, notice and hearing, and agreed to the entry of this Order.
3. Respondent is currently licensed to practice vocational nursing in the State of Texas.
4. Respondent received a Certificate in Vocational Nursing from Trinity Valley Community College, Kaufman, Texas, on December 9, 1994. Respondent was licensed to practice vocational nursing in the State of Texas on January 25, 1995.
5. Respondent's vocational nursing employment history is unknown.

6. On or about June 12, 2001, Respondent was issued an Order of SUSPENSION with SUSPENSION STAYED and placed on PROBATION by the Texas Board of Nursing. A copy of the Findings of Fact, Conclusions of Law, and Agreed Order dated June 12, 2001, is attached and incorporated, by reference, as a part of this Order.
7. On or about August 30, 2009, Respondent submitted a License Renewal Form to the Texas Board of Nursing in which Respondent provided false, deceptive, and/or misleading information, in that Respondent answered "No" to the question: "Have you, within the past 24 months or since your last renewal, for any criminal offense, including those pending appeal:
 - A. been convicted of a misdemeanor?
 - B. been convicted of a felony?
 - C. pled nolo contendere, no contest, or guilty?
 - D. received deferred adjudication?
 - E. been placed on community supervision or court-ordered probation, whether or not adjudicated guilty?
 - F. been sentenced to serve jail or prison time? court-ordered confinement?
 - G. been granted pre-trial diversion?
 - H. been arrested or have any pending criminal charges?
 - I. been cited or charged with any violation of the law?
 - J. been subject of a court-martial; Article 15 violation; or received any form of military judgment/punishment/action?"
8. Respondent failed to disclose that on or about April 4, 2007, Respondent entered a plea of Nolo Contendere to THEFT PROPERTY >= \$20<\$500 BY CHECK (a misdemeanor offense committed on April 4, 2007), in the County Court, Henderson County, Texas, under Cause No. 2007-0861CC. As a result of the plea, the proceedings against Respondent were deferred without entering an adjudication of guilt and Respondent was placed on deferred non-reporting probation for a period of nine (9) months. Additionally, Respondent was ordered to pay a fine and court costs.
9. In response to Findings of Fact Number Seven (7), Respondent stated on the day she renewed her LVN license she did not have memory of the date in question and she did not intentionally mark the wrong answer. Respondent further stated she did recall a family member taking a check without her knowledge and when she was approached about this check she promptly took care of the situation.

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 of Section 301.452(b)(2)&(10), Texas Occupations Code, and 22 TEX. ADMIN. CODE §217.12(6)(H)&(I).
4. The evidence received is sufficient cause pursuant to Section 301.452(b), Texas Occupations Code, to take disciplinary action against Vocational Nurse License Number 151089, heretofore issued to SHEILA G. ASHLEY, including revocation of Respondent's license(s) to practice nursing in the State of Texas.

ORDER

IT IS THEREFORE AGREED and ORDERED that RESPONDENT SHALL receive the sanction of REMEDIAL EDUCATION AND A FINE, 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 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, 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 not 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 pay a monetary fine in the amount of two hundred fifty dollars (\$250). RESPONDENT SHALL pay this fine within forty-five (45) days of entry 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.

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.

IT IS FURTHER AGREED, that upon full compliance with the terms of this Order, RESPONDENT shall be eligible for nurse licensure compact privileges, if any.

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CONTINUED ON NEXT PAGE.

RESPONDENT'S CERTIFICATION

I understand that I have the right to legal counsel prior to signing this Agreed Order. I waive representation by counsel. 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 when this Order becomes final and the terms of this Order become effective, 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.

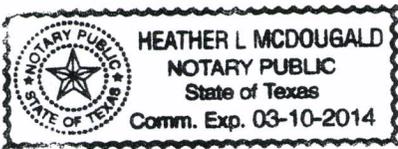
Signed this ^{4th} 06 day of May, 2011.
Sheila G Ashley
SHEILA G. ASHLEY, Respondent

Sworn to and subscribed before me this 16 day of May, 2011.

SEAL

Heather L. McDougald

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 16th day of May, 2011, by SHEILA G. ASHLEY, Vocational Nurse License Number 151089, and said Order is final.



Effective this 19th day of May, 2011.

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

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



BOARD OF VOCATIONAL NURSE EXAMINERS

333 GUADALUPE STREET, SUITE 3-400

AUSTIN, TEXAS 78701

512/305-8100

October 2, 2000

Sheila Ashley
281 Harbor Drive
Gunbarrel City, Texas 75147

Dear Ms. Ashley:

This office is in receipt of information alleging that while employed as a Licensed Vocational Nurse with Terrell State Hospital in Terrell, Texas, from about April 12, 1999 through about November 11, 1999, you were responsible for failing to administer medications to patients per physicians' orders.

We have initiated an investigation into this matter to determine if you have violated any of the provisions of the Texas Occupations Code.

We are at this time affording you an opportunity to respond to the allegations that have been made. In doing this we are affording you an opportunity to show that you have complied with all requirements of law, i.e., the Texas Occupations Code, Chapter 302, for the retention of your license to practice vocational nursing in Texas.

We have enclosed Order Forms for a copy of the Texas Occupations Code and Rules and Regulations.

If you have any questions concerning this matter, please contact the Enforcement Division.

Sincerely,

A handwritten signature in cursive script that reads "Lynda Pringle".

LYNDA G. PRINGLE
Investigator

LGP/lgp

Enclosures: Order Forms



BOARD OF VOCATIONAL NURSE EXAMINERS
 333 GUADALUPE STREET, SUITE 3-400
 AUSTIN, TEXAS 78701
 512/305-8100

March 13, 2001

SHEILA GAY ASHLEY
 281 HARBOR DRIVE
 GUNBARREL CITY, TEXAS 75147

Dear Ms. Ashley:

You were previously advised that this office was investigating allegations contained in the enclosed Agreed Board Order.

The investigation has produced evidence of a violation of the Texas Occupations Code.

You are entitled to a formal Complaint, Notice of Hearing, and a Public Hearing held before an Administrative Law Judge with the State Office of Administrative Hearings in which you may present evidence and cross examine witnesses. You are also entitled to representation by an attorney. All hearings are held in Austin. However, at this time, you are offered an alternative to a formal hearing.

If the proposed Agreed Order is acceptable to you, please sign the Agreed Order before a Notary Public and return it (all pages) to our office as soon as possible. The Agreed Order does not become effective until it is accepted and endorsed by the Board of Vocational Nurse Examiners.

If it is not acceptable, or if we do not hear from you within twenty-one (21) days of the date of this letter, we will proceed with scheduling for a future hearing on this matter in Austin.

Sincerely,

Lynda Pringle

LYNDA G. PRINGLE
 Investigator

LGP/lgp
 Enclosure: Agreed Board Order

(Certified Mail - RRR)

Z 582 969 794

US Postal Service
Receipt for Certified Mail
 No Insurance Coverage Provided.
 Do not use for international Mail (See reverse)

Sent to	
SHEILA GAY ASHLEY	
Street & Number	
281 HARBOR DRIVE	
Post Office, State, & ZIP Code	
GUNBARREL CITY, TEXAS 755147	
Postage	\$
Certified Fee	



BOARD OF VOCATIONAL NURSE EXAMINERS

333 GUADALUPE STREET, SUITE 3-400

AUSTIN, TEXAS 78701

512/305-8100

June 15, 2001

SHEILA ASHLEY
281 HARBOR DR
GUNBARREL CITY TX 75147

Dear Ms. Ashley:

The enclosed Agreed Board Order has been ratified by the Board of Vocational Nurse Examiners, and it is now in effect. Your probation is subject to certain conditions as outlined in the Agreed Board Order.

The reports that are due from your nursing supervisor(s) on a monthly basis for the first six (6) months of probation are due on the following dates, to-wit:

July 11, 2001 – December 11, 2001

Thereafter and throughout the remainder of probation, reports are due by your nursing supervisor(s) on a quarterly basis on the following dates to-wit:

**March 11, 2002
June 11, 2002
September 11, 2002
December 11, 2002**

It is also stipulated that you pay a probation monitoring fee in the amount of thirty (\$30.00) dollars on a quarterly basis on the 15th of each quarter on the following dates to-wit:

**September 15, 2001, 2002
December 15, 2001, 2002
March 15, 2002
June 15, 2002**

It is **your responsibility** to insure that the required reports are submitted to the Board office, on time, and without reminders.

Any period(s) of unemployment must be documented in writing and submitted directly to the Board office as stipulated in the Board Order. Non-compliance with this Order, or violation of the Texas Occupations Code, may result in a more severe sanction.

If you have any questions concerning this matter, please contact the Enforcement Division.

Sincerely,

A handwritten signature in cursive script that reads "Mary M. Strange".

Mary M. Strange, R.N., M.S.N.
Executive Director

MMS/ch

Enclosure: Agreed order and Probation Documentation



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,

A handwritten signature in cursive script that reads "Carolyn Hudson".

Carolyn Hudson
Probation Monitor, Enforcement Division

/ch