

BEFORE THE TEXAS BOARD OF NURSING

In the Matter of Registered Nurse §
License Number 559698 §
issued to RICHARD ALLEN LOCKE §



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. Roman
Executive Director of the Board

ORDER OF THE BOARD

On this day, the Texas Board of Nursing, hereinafter referred to as the Board, accepted the voluntary surrender of Registered Nurse License Number 559698, issued to RICHARD ALLEN LOCKE, hereinafter referred to as Respondent. This action was taken in accordance with Sections 301.453(c), 301.462, and 53.021(b), Texas Occupations Code.

Respondent waived representation by counsel, informal proceedings, notice and hearing.

The Board makes the following Findings of Fact and Conclusions of Law.

FINDINGS OF FACT

1. Respondent's license to practice professional nursing in the State of Texas is currently in delinquent status.
2. Respondent waived representation by counsel, informal proceedings, notice and hearing.
3. Respondent received an Associate Degree in Nursing from Oklahoma State University Technical Institute, Oklahoma City, Oklahoma, on May 1, 1980. Respondent was licensed to practice professional nursing in the State of Texas in March 23, 1990.
4. Respondent's professional nursing employment history is unknown.
5. Formal Charges were filed on February 22, 2011. A copy of the Formal Charges is attached and incorporated by reference as part of this Order.
6. Formal Charges were mailed to Respondent on February 23, 2011.
7. On March 11, 2011, the Board received a statement from Respondent. Respondent states

that he has not had a Texas license in twenty (20) years and has not lived nor practiced nursing in Texas since 1990. Respondent states that he thinks he has already revoked his license many years ago. Regarding the Formal Charges, Respondent states that it's "already public record." Respondent states that he's sure the Board's disciplinary action "won't have much effect" on him as it's already public information. Respondent adds that "there will be no further contact" from him on this matter. A copy of Respondent's statement, dated March 8, 2011, is attached and incorporated herein by reference as part of this 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 violation of Article 4525(a)(3)&(9), TEX. REV. CIV. STAT. ANN., and 22 TEX. ADMIN. CODE §217.13.
4. Under Sections 301.453(c), 301.462, and 53.021(b), Texas Occupations Code, the Board has the authority to revoke the license.
5. Any subsequent reinstatement of this license will be controlled by Section 301.452 (b) and 301.4535, Texas Occupations Code, and 22 TAC §§213.26-.29, and any amendments thereof in effect at the time of the reinstatement.

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ORDER

NOW, THEREFORE, IT IS ORDERED that the Registered Nurse License Number 559698, heretofore issued to RICHARD ALLEN LOCKE, to practice professional nursing in the State of Texas, is REVOKED.

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

Effective this 23rd day of May, 2011.

TEXAS BOARD OF NURSING



By:



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

In the Matter of Permanent License § BEFORE THE TEXAS
Number 559698, Issued to §
RICHARD ALLEN LOCKE, Respondent § BOARD OF NURSING

FORMAL CHARGES

This is a disciplinary proceeding under Section 301.452(b), Texas Occupations Code. Respondent, RICHARD ALLEN LOCKE, is a Registered Nurse holding license number 559698, 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 December 7, 1992, Respondent was convicted of two (2) counts of "Anal Sodomy," four (4) counts of "Oral Sodomy," four (4) counts of "Indecent Acts with a Minor," and two (2) counts of "Exhibiting Obscene Videos", all felonies, in the District Court of Oklahoma County, Oklahoma, under Cause Number CF-92-6264. Respondent was sentenced to confinement for a total of thirty (30) years in the Oklahoma Department of Corrections.

The above action constitutes grounds for disciplinary action in accordance with TEX. REV. CIV. STAT. ART. 4525(a)(3)&(9), and is a violation of 22 TEX. ADMIN. CODE §217.13.

NOTICE IS GIVEN that staff will present evidence in support of the recommended disposition of up to revocation of Respondent's license to practice nursing in the State of Texas pursuant to the Nursing Practice Act, Chapter 301, Texas Occupations Code and the Board's rules, 22 Tex. Admin. Code §§ 213.27 - 213.33 and TEX. OCC. CODE Ch. 53. Additionally, staff will seek to impose on Respondent the administrative costs of the proceeding pursuant to Section 301.461, Texas Occupations Code. The cost of proceedings shall include, but is not limited to, the cost paid by the Board to the State Office of Administrative Hearings and the Office of the Attorney General or other Board counsel for legal and investigative services, the cost of a court reporter and witnesses, reproduction of records, Board staff time, travel, and expenses. These shall be in an amount of at least one thousand two hundred dollars (\$1200.00).

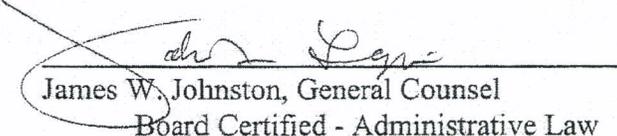
NOTICE IS GIVEN that all statutes and rules cited in these Charges are incorporated as part of this pleading and can be found at the Board's website, www.bon.state.tx.us.

NOTICE IS GIVEN that to the extent applicable, based on the Formal Charges, the Board will rely on Adopted Disciplinary Guidelines for Criminal Conduct and on Adopted Disciplinary Sanction Policies for Sexual Misconduct, which can be found at the Board's website, www.bon.state.tx.us.

NOTICE IS GIVEN that, based on the Formal Charges, the Board will rely on the Disciplinary Matrix, which can be found at www.bon.state.tx.us/disciplinaryaction/discp-matrix.html.

Filed this 22nd day of February, 20 11.

TEXAS BOARD OF NURSING


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D/2010.12.28

March 8, 2011

Sir:

This is in response to Kathrine Thomas letter of 2-23-11

Since I have not had a Texas license in twenty years, and have not lived, or practiced nursing in Texas since 1990. I think I have already revoked my license many years ago

As for the charges, its already public record, How can I deny your charges, Thomas seems to have it all listed out including date, case number and outcome.

I'm sure your boards "disciplinary action" won't have much effect on me as its already public information.

There will be no further contact from me on this matter.

Sincerely

Richard Lake