BEFORE THE TEXAS BOARD OF NURSING

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In the Matter of Registered Nurse	§	AGREED
License Number 738863	§	
issued to PATRICIA CALDWELL PEDINI	§	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 Bo considered the matter of PATRICIA CALDWELL PEDINI, Registered Nurse License Number 738863, 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 December 31, 2010, 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.

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 El Centro College, Dallas, Texas, on December 14, 2006. Respondent was licensed to practice professional nursing in the State of Texas on February 22, 2007.

5. Respondent's nursing employment history includes:

02/2007 - 06/2008	Staff Nurse	Medical Center of Plano Plano, Texas

5. Respondent's nursing employment history continued:

06/2008 - Present	PRN Agency Nurse	Nurse Finders Dallas, Texas
08/2008 - Present	PRN Staff Nurse	Reliant Rehabilitation Hospital Richardson, Texas
08/2008 - Present	Float Pool RN	Baylor Health Medical Center Dallas, Texas

6. At the time of the incident, Respondent was employed as a Staff Nurse with the Medical Center of Plano, Plano, Texas, and had been in this position for one (1) year and five (5) months.

7. On or about May 21, 2008, while employed with the Medical Center of Plano, Plano, Texas, Respondent failed to clarify an incomplete physician's order to administer Valium to Patient Medical Record Number E0097794850 and then changed the order from one (1) milligram Valium intravenously to ten (10) milligram Valium intravenously, without further clarification and authorization by the physician. Respondent's conduct exposed the patient unnecessarily to a risk of harm in that administration of Valium in excess dosage of the physician's order could have resulted in over sedation of the patient and possible respiratory depression.

8. In response to Finding of Fact Number Seven (7) Respondent states that:
   - Patient Medical Record Number E0097794850 was having "uncontrolled body twitching and jerking."
   - She called the On-Call physician and was given an order for Valium intravenous every four (4) hours as needed for severe muscle jerking, with the dose described as "however it comes."
   - She asked the Charge Nurse what dosage the Valium was dispensensed in, and the Charge Nurse didn't know either.
   - She wrote a Telephone Order for one (1) milligram.
   - Pharmacy sent Valium as ten (10) milligrams per two (2) milliliters.
   - She rewrote the order to read: "Valium ten (10) milligrams intravenously every four (4) hours as needed for twitching and anxiety."
   - "What I should have done was to check how the drug came and call the doctor back before I wrote down anything so I would have a complete order that covered the five (5) rights. In my mind at that time, 'give it how it comes' was an order for an ampule/dose."
   - "I have taken responsibility for my actions on this day and previously. I am aware of my knowledge deficits and am actively working to improve my nursing knowledge and skill set."
   - Respondent's work history and employment evaluations since the event have been consistently good, and Respondent has learned a lot since the events at issue.

9. On June 9, 2009, Respondent successfully completed a nursing jurisprudence course entitled "Protecting Your Patients and Your Practice" presented by the Texas Board of Nursing, which would have been a requirement of this order.

10. On July 4, 2008, Respondent successfully completed a course entitled "Sharpening Critical Thinking Skills" a 3.6 contact hour online program provided by the National Council of State Boards of Nursing (NCSBN) Learning Extension, which would have been a requirement 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 violations of Section 301.452(b)(10)&(13), Texas Occupations Code, and 22 TEX. ADMIN. CODE §§217.11(1)(A),(1)(C),(1)(D),(1)(M),(1)(N),(1)(P)&(3)(A) and 217.12(1)(A)&(1)(B).

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 738863, heretofore issued to PATRICIA CALDWELL PEDINI, 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 sanctions 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 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 is 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 medication administration. 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. The didactic portion of this course shall be a minimum of six (6) hours in length. The course shall contain a minimum twenty-four (24) hour clinical component which is to be provided by the same Registered Nurse who provides the didactic portion of this course. The clinical component SHALL focus on tasks of medication administration only.

(2) RESPONDENT SHALL, within one (1) year of entry of this Order, successfully complete a course in nursing documentation. 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. The course shall be a minimum of six (6) hours in length of classroom time. In order for the course to be approved, the target audience shall include Nurses. The course shall include content on the following: nursing standards related to accurate and complete documentation; legal guidelines for recording; methods and processes of recording; methods of alternative record-keeping; and computerized documentation.

RESPONDENT SHALL cause the instructor to submit a Verification of Course Completion form, provided by the Board, to the Board's office 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.*

(3) RESPONDENT SHALL pay a monetary fine in the amount of two-hundred and fifty dollars ($250.00). 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 to practice nursing in the State of Texas and RESPONDENT shall be eligible for nurse licensure compact privileges, if any.

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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 settle this matter in accordance with 301.463 Texas Occupations Code. 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 2 day of March, 2011.

Patricia Pedini

PATRICIA CALDWELL PEDINI, Respondent

Sworn to and subscribed before me this 2nd day of March, 2011.

SEAL

SUNDAY WILLIS
Notary Public
STATE OF TEXAS
My Comm. Exp. 12-29-14

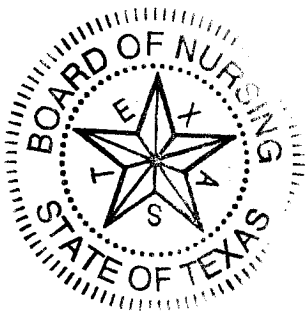
Notary Public in and for the State of Texas

Approved as to form ~~and substance~~.

Elizabeth L. Higginbotham, RN, JD Attorney for Respondent

Signed this 14th day of March, 2011.

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 2nd day of March, 2011, by PATRICIA CALDWELL PEDINI, Registered Nurse License Number 738863, and said Order is final.



Effective this 18th day of March, 2011.

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