

IN THE MATTER OF  
PERMANENT REGISTERED  
CERTIFICATE NUMBER 535021  
AND PERMANENT VOCATIONAL  
CERTIFICATE NUMBER 81388  
ISSUED TO  
DEIDRE D. WATSON a/k/a  
DEIDRE DIANE WATSON

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BEFORE THE ELIGIBILITY  
AND DISCIPLINARY  
COMMITTEE  
OF THE 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.  
*Patricia P. Roman*  
Executive Director of the Board

**ORDER OF THE BOARD**

TO: Deidre D. Watson  
3422 Goodhope  
Houston, TX 77021

During open meeting held in Austin, Texas, on March 8, 2011, the Eligibility and Disciplinary Committee (hereinafter "Committee") heard the above-styled case, based on the failure of the Respondent to appear as required by 22 TEX. ADMIN. CODE Ch. 213.

The Committee of the Texas Board of Nursing finds that notice of the facts or conduct alleged to warrant disciplinary action has been provided to Respondent in accordance with Texas Government Code § 2001.054(c) and Respondent has been given an opportunity to show compliance with all the requirements of the Nursing Practice Act, Chapter 301 of the Texas Occupations Code, for retention of Respondent's license to practice nursing in the State of Texas.

The Committee finds that the Formal Charges were properly initiated and filed in accordance with section 301.458, Texas Occupations Code.

The Committee finds that after proper and timely Notice regarding the violations alleged in the Formal Charges was given to Respondent in this matter, Respondent has failed to appear in accordance with 22 TEX. ADMIN. CODE Ch. 213.

The Committee finds that the Board is authorized to enter a default order pursuant to Texas Government Code § 2001.056.

The Eligibility and Disciplinary Committee, after review and due consideration, adopts the proposed findings of fact and conclusions of law as stated in the Formal Charges which are attached hereto and incorporated by reference for all purposes and the Staff's recommended sanction of revocation by default. This Order will be properly served on all parties and all parties will be given an opportunity to file a motion for rehearing [22 TEX. ADMIN.CODE § 213.16(j)]. All parties have a right to judicial review of this Order.

All proposed findings of fact and conclusions of law filed by any party not specifically adopted herein are hereby denied.

The professional nursing license of DEIDRE D. WATSON a/k/a DEIDRE DIANE WATSON was revoked by the Board on April 25, 2003. The April 25, 2003, Board Order is attached hereto and incorporated by reference for all purposes.

NOW, THEREFORE, IT IS ORDERED that Permanent Certificate Number 81388, previously issued to DEIDRE D. WATSON, to practice vocational nursing in the State of Texas be, and the same is hereby, REVOKED.

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

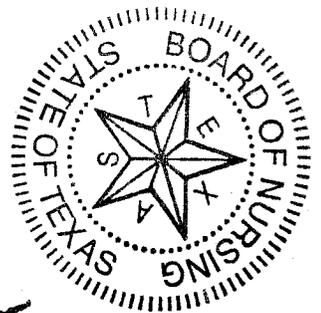
Entered this 8th day of March, 2011.

TEXAS BOARD OF NURSING



BY:

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KATHERINE A. THOMAS, MN, RN  
EXECUTIVE DIRECTOR ON BEHALF OF SAID BOARD



Re: Permanent Certificate Number 535021 & 81388  
Issued to Deidre D. Watson  
DEFAULT ORDER -REVOKE

CERTIFICATE OF SERVICE

I hereby certify that on the 11<sup>th</sup> day of March, 2011, a true and correct copy of the foregoing DEFAULT ORDER was served by placement in the U.S. Mail via certified mail, and addressed to the following person(s):

Deidre D. Watson  
3422 Goodhope  
Houston, TX 77021

BY:



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KATHERINE A. THOMAS, MN, RN  
EXECUTIVE DIRECTOR ON BEHALF OF SAID BOARD

**In the Matter of Registered License** § **BEFORE THE TEXAS**  
**Number 535021, and Vocational Nurse License** §  
**Number 81388, Issued to** §  
**DEIDRE D. WATSON, Respondent** §  
**a/k/a DEIDRE DIANE WATSON** § **BOARD OF NURSING**

### FORMAL CHARGES

This is a disciplinary proceeding under Section 301.452(b), Texas Occupations Code. Respondent, DEIDRE D. WATSON, is a Registered Nurse holding license number 535021, which is in revoked status at the time of this pleading, and a Vocational Nurse holding license number 81388, 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 20, 2000, Respondent entered a plea of Guilty and was convicted of THEFT \$50-\$500 (a Class B misdemeanor offense committed on November 28, 2000), in the County Criminal Court at Law No. 3, Harris County, Texas, under Cause No. 1033009. As a result of the conviction, Respondent was sentenced to confinement in the Harris County Jail for a period of ten (10) days. Additionally, Respondent was ordered to pay court costs.

The above action constitutes grounds for disciplinary action in accordance with TEX. REV. CIV. STAT. ART. 4528(c)sec. 10(3)&(10) (eff. date 09/01/1999), and is a violation of 22 TEX. ADMIN. CODE §239.11(29)(A) (eff. date 09/01/1999).

#### CHARGE II.

On or about February 21, 2001, Respondent entered a plea of Guilty and was convicted of POSS OF COCAINE IN THE AMOUNT OF LESS THAN 1 GRAM (a State Jail felony offense committed on February 20, 2001, sentenced under TEX. PEN. CODE §12.44(a) as a Class A misdemeanor offense), in the 208th District Court of Harris County, Texas, under Cause No. 869511. As a result of the conviction, Respondent was sentenced to confinement in the Harris County Jail for a period of one hundred eighty (180) days. Additionally, Respondent was ordered to pay court costs.

The above action constitutes grounds for disciplinary action in accordance with Section 302.402(a)(3)&(10), Texas Occupations Code, (eff. date 09/01/1999) and is a violation of 22 TEX. ADMIN. CODE §239.11(29)(A) (eff. date 09/01/1999).

### CHARGE III.

On or about March 25, 2003, Respondent entered a plea of Guilty and was convicted of POSS OF COCAINE LESS THAN ONE GRAM (a State Jail felony offense committed on February 1, 2003), in the 339th District Court of Harris County, Texas, under Cause No. 938167. As a result of the conviction, Respondent was sentenced to confinement in the State Jail Division of the Texas Department of Criminal Justice for a period of eight (8) months. Additionally, Respondent was ordered to pay court costs.

The above action constitutes grounds for disciplinary action in accordance with Section 302.402(a)(3)&(10), Texas Occupations Code, (eff. date 09/01/2001) and is a violation of 22 TEX. ADMIN. CODE §239.11(28)&(29)(A) (eff. date 09/01/2001).

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 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](http://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 Nurses with Substance Abuse, Misuse, Substance Dependency, or other Substance Use Disorder, and for Fraud, Theft & Deception, which can be found at the Board's website, [www.bon.state.tx.us](http://www.bon.state.tx.us).

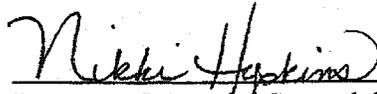
NOTICE IS GIVEN that, based on the Formal Charges, the Board will rely on the Disciplinary Matrix, which can be found at [www.bon.state.tx.us/disciplinaryaction/discp-matrix.html](http://www.bon.state.tx.us/disciplinaryaction/discp-matrix.html).

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CONTINUED ON NEXT PAGE.

NOTICE IS ALSO GIVEN that Respondent's past disciplinary history, as set out below and described in the Order which is attached and incorporated by reference as part of these charges, will be offered in support of the disposition recommended by staff: Order of the Board dated April 25, 2003.

Filed this 30<sup>th</sup> day of December, 2010.

TEXAS BOARD OF NURSING



James W. Johnston, General Counsel

Board Certified - Administrative Law

Texas Board of Legal Specialization

State Bar No. 10838300

Jena Renee Koslan Abel, Assistant General Counsel

State Bar No. 24036103

Lance Robert Brenton, Assistant General Counsel

State Bar No. 24066924

Robert Kyle Hensley, Assistant General Counsel

State Bar No. 50511847

Nikki Hopkins, Assistant General Counsel

State Bar No. 24052269

John F. Legris, Assistant General Counsel

State Bar No. 00785533

TEXAS BOARD OF NURSING

333 Guadalupe, Tower III, Suite 460

Austin, Texas 78701

P: (512) 305-6824

F: (512) 305-8101 or (512)305-7401

Attachments: Order of the Board dated April 25, 2003

0999/D

DOCKET NUMBER 507-03-0966

IN THE MATTER OF  
PERMANENT CERTIFICATE  
NUMBER 535021  
ISSUED TO  
DEIDRE D. WATSON

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BEFORE THE STATE OFFICE  
OF  
ADMINISTRATIVE HEARINGS

ORDER OF THE BOARD

TO: Deidre D. Watson  
3422 Goodhope Street  
Houston, Texas 77021

During open meeting held in Austin, Texas, the Board of Nurse Examiners finds that after proper and timely notice was given, the above-styled case was heard by an Administrative Law Judge who made and filed a proposal for decision containing the Administrative Law Judge's findings of fact and conclusions of law. The proposal for decision was properly served on all parties and all parties were given an opportunity to file exceptions and replies as part of the record herein.

The Board of Nurse Examiners, after review and due consideration of the proposal for decision, and exceptions and replies filed, if any, adopts the findings of fact and conclusions of law of the Administrative Law Judge as if fully set out and separately stated herein. All proposed findings of fact and conclusions of law filed by any party not specifically adopted herein are hereby denied.

NOW, THEREFORE, IT IS ORDERED that Permanent Certificate Number 535021, previously issued to DEIDRE D. WATSON, to practice professional nursing in the State of Texas be, and the same is hereby, REVOKED.

IT IS FURTHER ORDERED that Permanent Certificate Number 535021, previously issued to DEIDRE D. WATSON, upon receipt of this Order, be immediately delivered to the office of the Board of Nurse Examiners for the State of Texas.

IT IS FURTHER ORDERED that this Order SHALL be applicable to Respondent's multi-state privilege, if any, to practice professional nursing in the State of Texas.

Entered this 25<sup>th</sup> day of April, 2003.

BOARD OF NURSE EXAMINERS  
FOR THE STATE OF TEXAS

BY:   
KATHERINE A. THOMAS, MN, RN  
EXECUTIVE DIRECTOR ON BEHALF OF SAID BOARD

DOCKET NO. 507- 03-0966

IN THE MATTER OF  
PERMANENT CERTIFICATE  
NUMBER 535021  
ISSUED TO  
DEIDRE D. WATSON

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BEFORE THE STATE OFFICE  
OF  
ADMINISTRATIVE HEARINGS

PROPOSAL FOR DECISION

The Staff of the Board of Nurse Examiners (Staff) brought this case seeking revocation of the license of Deidre D. Watson (Respondent) because of her criminal convictions for Class B misdemeanor theft and felony possession of cocaine. Based on Respondent's failure to appear at the hearing, Staff's request for a default proposal for decision (PFD) recommending license revocation was granted.

I.  
PROCEDURAL HISTORY

The hearing convened February 13, 2003, before Administrative Law Judge (ALJ) Barbara C. Marquardt on the 4<sup>th</sup> floor of the William P. Clements Building, 300 West 15th Street, Austin, Texas. General Counsel James Johnston represented Staff. Respondent failed to appear and was not represented at the hearing. The record closed on the same day.

By order dated February 14, 2003, notice explaining Respondent's right to file a motion seeking reopening of the hearing under 1 TEX. ADMIN. CODE §155.55(e) was sent to Respondent. Respondent did not file such a motion.

II.  
DISCUSSION

Because this hearing proceeded on a default basis, the charges against Respondent were deemed admitted. Staff offered into evidence documentation proving receipt of proper notice as well as documents related to the level of sanctions appropriate in this case. Furthermore, the ALJ took official notice of the Board's policies on sanctions for offenses involving theft and chemical dependency. These matters are addressed in the Findings of Fact and Conclusions of Law.

III.  
FINDINGS OF FACT

1. Deidre D. Watson (Respondent), a nurse licensed by the State of Texas, holds permanent certificate number 535021.

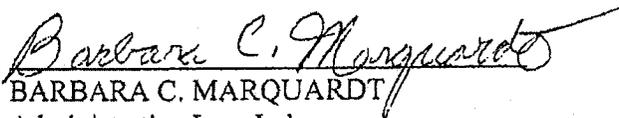
2. Proper notice of this proceeding was sent to Respondent.
  - a. On January 4, 2002, the Staff sent an investigatory letter to her, and she received it on January 10, 2002.
  - b. On July 16, 2002, the Staff sent formal charges to her, and she received them on July 25, 2002.
  - c. On December 18, 2002, the Staff sent a notice of hearing to her, and she received it on December 30, 2002.
    - (1) The notice included: a statement of the time, place and nature of the hearing, and Respondent's right to appear and present evidence; a statement of the legal authority and jurisdiction under which the hearing would be conducted; a reference to the particular sections of the statutes and rules involved; and a short, plain statement of the matters asserted.
    - (2) Also contained in the notice was a disclosure, in at least 12-point, bold-face type, of the fact that upon failure of Respondent to appear at the hearing, the factual allegations in the notice would be deemed as true, and the relief sought would be granted by default.
  - d. Respondent mailed answers to the Staff's allegations on January 18 and April 25, 2002, and on August 15, 2002, and on January 6, 2003.
3. The hearing convened on February 13, 2003, on the 4<sup>th</sup> floor of the William P. Clements Building, 300 West 15th Street, Austin, Texas.
  - a. Respondent failed to appear and was not represented at the hearing, and General Counsel James Johnston moved for a default.
  - b. By order dated February 14, 2003, a notice explaining Respondent's right to file a motion seeking reopening of the hearing was mailed to her address of record. Respondent did not file such a motion.
4. On or about December 20, 2000, Respondent was convicted of Class B misdemeanor theft (Cause No. 1033009) by the Harris County Court at Law No. 3 in Houston, Texas. She was sentenced to ten days confinement in the Harris County Jail.
5. On or about February 21, 2001, Respondent was convicted of a State Jail Felony, possession of cocaine in the amount of less than one gram (Cause No. 869511) by the 208<sup>th</sup> District Court of Harris County in Houston, Texas. She was sentenced to 180 days of confinement in the Harris County Jail.
6. On February 19, 2002, Respondent took a Substance Abuse Subtle Screening Inventory (SASSI-3), and it found a high probability she had a substance dependence disorder.

7. On July 26, 2002, the Texas Board of Nurse Examiners (Board) adopted a policy statement concerning sanctions for registered nurses with chemical dependency. Pertinent to this case, the Board stated if a nurse is imprisoned following a felony conviction involving drugs, the Board "shall revoke the nurse's license."

**IV.  
CONCLUSIONS OF LAW**

1. The Board has jurisdiction over this matter. TEX. OCC. CODE ANN. ch. 301.
2. The State Office of Administrative Hearings has jurisdiction over all matters relating to the conduct of a hearing in this proceeding, including the preparation of a proposal for decision with findings of fact and conclusions of law. TEX. GOV'T CODE ANN. ch. 2003
3. The Board provided notice of the hearing as required by the Administrative Procedure Act, TEX. GOV'T CODE ANN. §§2001.051 and 2001.052, and by 1 TEX. ADMIN. CODE §155.55.
4. Respondent's convictions referenced in Findings 4 and 5 are violations of TEX. OCC. CODE ANN. §301.452(b)(3).
5. Revocation of Respondent's license is proper under TEX. OCC. CODE ANN. §301.453 (6).

SIGNED this 6<sup>TH</sup> day of March, 2003.

  
BARBARA C. MARQUARDT  
Administrative Law Judge  
State Office of Administrative Hearings

# State Office of Administrative Hearings



Shelia Bailey Taylor  
Chief Administrative Law Judge

March 6, 2003

Katherine A. Thomas, M.N., R.N.  
Executive Director  
Board of Nurse Examiners for the State of Texas  
333 Guadalupe, Tower III, Suite 460  
Austin, Texas 78701

**HAND DELIVERY**

**RE: Docket No. 507-03-0966 DEIDRE D. WATSON**

Dear Ms. Thomas:

Enclosed please find a Proposal for Decision in the above-referenced cause for the consideration of the Board of Nurse Examiners for the State of Texas. A copy of the proposal is being sent to Joy E. Sparks, Board Of Nurse Examiners, and to Deidre D. Watson, Respondent in this matter. For reasons discussed in the proposal, I recommend license revocation be granted.

Pursuant to the Administrative Procedure Act, each party has the right to file exceptions to the proposal, accompanied by supporting briefs. Exceptions, replies to the exceptions, and supporting briefs must be filed with the Board according to the agency's rules, with a copy to the State Office of Administrative Hearings. A party filing exceptions, replies, and briefs must serve a copy on the other party hereto.

Sincerely,

A handwritten signature in cursive script that reads "Barbara C. Marquardt".

Barbara C. Marquardt  
Administrative Law Judge

BCM/bb  
Enclosures

XC: Docket Clerk, State Office of Administrative Hearings - **VIA HAND DELIVERY**  
Joy E. Sparks, Board of Nurse Examiners, Board of Nurse Examiners for the State of Texas, 333 Guadalupe, Ste 3-460,  
Austin, TX 78701 - **VIA HAND DELIVERY**  
Deidre D. Watson, Respondent, 3433 Goodhope, Houston, TX 77021 - **VIA REGULAR MAIL**