

IN THE MATTER OF
PERMANENT CERTIFICATE
NUMBER 122339
ISSUED TO
DEBORAH LYNN SAUNDERS

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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 A. Roman
Executive Director of the Board

ORDER OF THE BOARD

TO: Deborah Lynn Saunders
2421 Crews Street
Corpus Christi, Texas 78405

During open meeting held in Austin, Texas, on November 9, 2010, 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 vocational 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

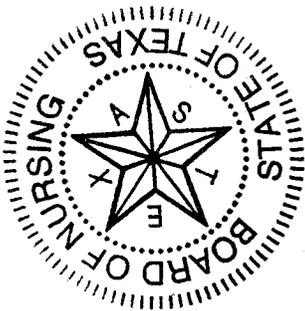
proposed findings of fact and conclusions of law as stated in the Formal Charges which are attached hereto and incorporated by reference for all purposes and the Staff's recommended sanction of revocation by default. This Order will be properly served on all parties and all parties will be given an opportunity 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.

NOW, THEREFORE, IT IS ORDERED that Permanent Certificate Number 122339, previously issued to DEBORAH LYNN SAUNDERS, 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 vocational nursing in the State of Texas.

Entered this 9th day of November, 2010.



TEXAS BOARD OF NURSING

BY:

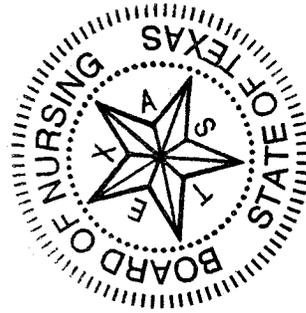
A handwritten signature in cursive script, appearing to read 'Katherine A. Thomas', is written over a horizontal line.

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

CERTIFICATE OF SERVICE

I hereby certify that on the 12th day of November, 2010, 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:

Deborah Lynn Saunders
2421 Crews Street
Corpus Christi, Texas 78405



BY:

Katherine A. Thomas

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

In the Matter of Permanent License § **BEFORE THE TEXAS**
Number 122339, Issued to §
DEBORAH LYNN SAUNDERS, Respondent § **BOARD OF NURSING**

FORMAL CHARGES

This is a disciplinary proceeding under Section 301.452(b), Texas Occupations Code. Respondent, DEBORAH LYNN SAUNDERS, is a Vocational Nurse holding license number 122339, which is in Current 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 November 25, 1986, Respondent entered a plea of Guilty and was convicted of the LESSER INCLUDED OFFENSE OF ISSUANCE OF A BAD CHECK (a misdemeanor offense), in the County Court At Law of Victoria County, Texas, under Cause No. 1-45-533. As a result of the conviction, Respondent was ordered to pay a fine and court costs.

The above action constitutes grounds for disciplinary action in accordance with Article 4528c, sec.10(a)(3), TEX. REV. CIV. STAT. ANN.(effective September 1, 1985), and is a violation of 22 TEX. ADMIN. CODE §231.81(3) (effective January 1, 1985).

CHARGE II.

On or about April 24, 1987, Respondent entered a plea of Guilty and was convicted of THEFT (a Class B Misdemeanor), in the County Court At Law of Victoria County, Texas, under Cause No. 1-47,065. As a result of the conviction, Respondent was ordered to pay a fine and court costs.

The above action constitutes grounds for disciplinary action in accordance with Article 4528c, sec.10(a)(3), TEX. REV. CIV. STAT. ANN.(effective September 1, 1985), and is a violation of 22 TEX. ADMIN. CODE §231.81(3) (effective January 1, 1985).

CHARGE III.

On or about July 21, 1988, Respondent submitted an Application for Licensure By Examination to the Texas Board of Vocational Nurse Examiners for the State of Texas in which Respondent provided false, deceptive, and/or misleading information, in that Respondent answered "No" to the question:

"Have you been convicted of a felony or misdemeanor other than a minor traffic violation?"

Respondent failed to disclose that on or about November 25, 1986, Respondent entered a plea of Guilty and was convicted of the LESSER INCLUDED OFFENSE OF ISSUANCE OF A BAD CHECK, in Victoria County, Texas.

Additionally, Respondent failed to disclose that on or about April 24, 1987, Respondent entered a plea of Guilty and was convicted of THEFT in Victoria County, Texas.

The above action constitutes grounds for disciplinary action in accordance with Article 4528c, sec.10(a)(2), TEX. REV. CIV. STAT. ANN.(effective September 1, 1985), and is a violation of 22 TEX. ADMIN. CODE §231.81(2)(b) (effective date January 1, 1985).

CHARGE IV.

On or about October 5, 1988, Respondent entered a plea of Guilty and was convicted of THEFT (a Class B Misdemeanor), in the County Court At Law of Victoria County, Texas, under Cause No. 1-47,065. As a result of the conviction, Respondent was ordered to pay a fine and court costs.

The above action constitutes grounds for disciplinary action in accordance with Article 4528c, sec.10(a)(3), TEX. REV. CIV. STAT. ANN.(effective September 1, 1985), and is a violation of 22 TEX. ADMIN. CODE §231.81(3) (effective date January 1, 1985).

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. 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.

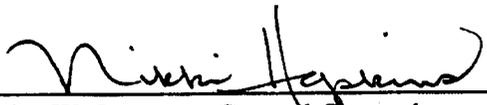
NOTICE IS GIVEN that to the extent applicable, based on the Formal Charges, the Board will rely on Adopted Disciplinary Guidelines for Criminal Conduct, for Lying and Falsification, and for Fraud, Theft & Deception, which can be found at the Board's website, www.bon.state.tx.us.

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.

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: Agreed Order dated December 4, 2000.

Filed this 7th day of May, 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 December 4, 2000.

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BOARD OF VOCATIONAL NURSE
EXAMINERS

STATE OF TEXAS

VS.

DEBORAH LYNN SAUNDERS

COUNTY OF TRAVIS

COMPLAINT

BEFORE ME, the undersigned authority, a Notary Public in and for the State of Texas, on this day personally appeared Carolyn Hudson, who after being by me duly sworn, did depose and say:

As an Investigator for the Board of Vocational Nurse Examiners, I, Carolyn Hudson, do hereby present to the Executive Director of the Board of Vocational Nurse Examiners, the following complaint against DEBORAH LYNN SAUNDERS, a practitioner of vocational nursing in Texas licensed by the Board of Vocational Nurse Examiners with license number 122339, hereinafter called Respondent:

I.

- a. Respondent is a vocational nurse, licensed by the State of Texas, and holds license number 143100.
- b. On or about August 18, 1999, Respondent submitted her license renewal form to the Board office. On said form Respondent inaccurately answered "yes" to the question "Have you acquired twenty (20) contact hours of continuing education in the renewal period just completed?".
- c. Respondent had failed to complete twenty (20) contact hours of continuing education between August 1, 1997 and July 31, 1999 as required by the Board of Vocational Nurse Examiners (Board) Rules and Regulations.
- d. Board Rule 237.14 states that twenty (20) contact hours of continuing education within the two (2) years immediately preceding renewal of licensure are required.

II.

Respondent has violated the Texas Occupations code, a rule or order issued under this code, contrary to the Texas Occupations Code, Chapter 302, Section 302.402 (a) (1).

COMPLAINT
RE: DEBORAH LYNN SAUNDERS, LVN #122339
PAGE 2

III.

The foregoing acts constitute unprofessional or dishonorable conduct that, in the opinion of the Board, is likely to deceive, defraud, or injure the public, in violation of the Texas Occupations Code, Chapter 302, Section 302.402 (a) (10), and Rule 239.11 of the Rules and Regulations of the Board of Vocational Nurse Examiners, Title 22, Texas Administrative Code. Rule 239.11, provides in pertinent part: that "Unprofessional Conduct" shall include, but not be limited to:

(8) providing information which was false, deceptive, or misleading in connection with the practice of vocational nursing or failing to answer specific questions that would have affected the decision to license, employ, certify or otherwise utilize a vocational nurse;

(26) failing to comply with board rules regarding continuing education, and/or knowingly providing false information regarding completion of educational programs.

IV.

The foregoing acts constitute grounds for the Board of Vocational Nurse Examiners to take disciplinary action as provided under the Texas Occupations Code Chapter 302, Licensed Vocational Nurse, Section 302.403 and Section 302.451, relief such as revocation, suspension, suspension with probation, reprimand, warning, denial of licensure and/or imposition of administrative penalties (fines), may be recommended by the Board. Pursuant to Board Rule 239.19 the Board may assess penalties (fines), in the minimum amount of two hundred fifty dollars (\$250.00), not to exceed two thousand dollars (\$2,000.00).

WHEREFORE, PREMISES CONSIDERED, I, Carolyn Hudson, do hereby suggest and request the Board of Vocational Nurse Examiners take disciplinary action against DEBORAH LYNN SAUNDERS, LVN # 122339, in accordance with the provisions of the laws of the State of Texas.

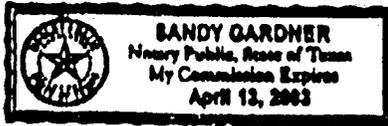


AFFIANT

00122333

COMPLAINT
RE: DEBORAH LYNN SAUNDERS, LVN #122339
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SUBSCRIBED AND SWORN TO BEFORE ME by the said Carolyn Hudson, on this the 13th day of July 2000.



Sandy Gardner

NOTARY PUBLIC IN AND FOR
THE STATE OF TEXAS

Filed with the Board of Vocational Nurse Examiners on the 13th day of July 2000.

Mary M. Strange

Mary M. Strange, BSN, RN, CNA
Executive Director
Board of Vocational Nurse Examiners

BOARD OF VOCATIONAL
NURSE EXAMINERS

VS.

DEBORAH LYNN SAUNDERS

STATE OF TEXAS

001 22339

COUNTY OF TRAVIS

AGREED BOARD ORDER

On this day came to be considered by the Board of Vocational Nurse Examiners the matter of vocational nurse license number 122339 held by DEBORAH LYNN SAUNDERS, hereinafter called Respondent.

By letter, the Board of Vocational Nurse Examiners sent preliminary notice to Respondent of its intent to take disciplinary action with respect to said license held by Respondent, as a result of a complaint and subsequent investigation. Said investigation produced evidence indicating that Respondent has engaged in unprofessional or dishonorable conduct that, in the opinion of the Board, is likely to deceive, defraud, or injure the public, in violation of the Health Occupations Code, Chapter 302, contrary to Section 302.402 (a) (10), in the following manner:

- a. Respondent is a vocational nurse, licensed by the State of Texas, and holds license number 122339.
- b. On or about August 18, 1999, Respondent submitted her license renewal form to the Board office. On said form Respondent falsely answered "yes" to the question "Have you acquired twenty (20) contact hours of continuing education in the renewal period just completed?".
- c. Respondent had failed to complete twenty (20) contact hours of continuing education between August 1, 1997, and July 31, 1999, as required by the Board of vocational Nurse Examiners (Board) Rules and Regulations.
- d. Board Rule 237.14 states that twenty (20) contact hours of continuing education within the two (2) years immediately preceding renewal of licensure are required.

By Respondent's signature on this Order, Respondent neither admits nor denies the truth of the matters previously set out in this Order with respect to the above-mentioned investigation. By

AGREED BOARD ORDER
RE: DEBORAH LYNN SAUNDERS, LVN #122339
PAGE 2

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fine
SEP 08 2000

Respondent's signature on this Order, Respondent acknowledges that they have read and understood this Order and have approved it for consideration by the Board.

By their notarized signature on this Order, Respondent does hereby waive the right to a formal Complaint, Notice of Hearing and a Public Hearing held before an Administrative Law Judge with the State Office of Administrative Hearings, and to judicial review of this disciplinary action. Notice of this disciplinary action will appear in the Board's newsletter sent to Texas employers.

ORDER OF THE BOARD

NOW THEREFORE, IT IS ORDERED, subject to ratification by the Board of Vocational Nurse Examiners that License Number 122339, heretofore issued to DEBORAH LYNN SAUNDERS, to practice vocational nursing in the State of Texas be, and the same is hereby issued an administrative fine in the amount of \$250.00. Said fine shall be in the form of a cashier's check or money order, payable to the Board of Vocational Nurse Examiners, within thirty (30) days of the date of the Board's endorsement of this Order. Said fee shall be sent to the Board of Vocational Nurse Examiners, 333 Guadalupe, Suite 3-400, Austin, TX 78701.

Respondent shall successfully complete the required twenty (20) contact hours of Mandatory Continuing Education (CE) as defined in Board Rule 237.14 and submit documentation of successful completion of the CE requirements to the Board office within thirty (30) days of the endorsement of this Order.

This Agreed Order shall not be effective or take effect and become enforceable in accordance with its terms until ratified by a majority of the Board present and voting, at its next regularly called session.

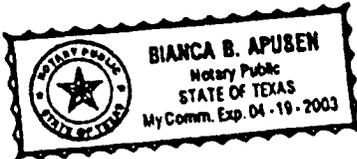
Dated this the 3rd day of August, 2000

[Signature]
Signature of Respondent
2421 Crews St.
Current Address
Corpus Christi, TX 78405
City, State and Zip
3611 882-4242
Area Code and Telephone Number

The State of Texas
County of Nueces

Before me, the undersigned authority, on this day personally appeared DEBORAH LYNN SAUNDERS, who being duly sworn by me stated that he or she executed the above for the purpose therein contained, and that he or she understood same.

SWORN TO AND SUBSCRIBED before me on this the 3rd day of August, 2000



[Signature]
NOTARY PUBLIC IN AND FOR
THE STATE OF TEXAS
My Commission Expires 4-19-2003

[Signature]
Agent for the Board of
Vocational Nurse Examiners

SWORN TO AND SUBSCRIBED before me, the undersigned authority, on this the 12th day of October, 2000



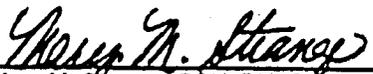
[Signature]
NOTARY PUBLIC IN AND FOR
THE STATE OF TEXAS

00122339

BOARD ORDER
RE: DEBORAH LYNN SAUNDERS, LVN #122339
PAGE: 4

WHEREFORE, PREMISES CONSIDERED, the Board of Vocational Nurse
Examiners for the State of Texas does hereby ratify and adopt the Agreed Board Order,
notarized on the 31st day of August, 2000 by Respondent, license number 122339 and that
Said Order is Final.

Effective this 4th day of December, 2000.



Mary M. Strange, BSN, RN, CNA
Executive Director
On Behalf of Said Board

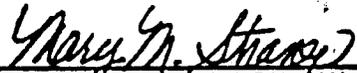
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BOARD ORDER
RE: DEBORAH LYNN SAUNDERS, LVN #122339
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CERTIFICATE OF SERVICE

I hereby certify that on the 8th day of December, 2000, a true and correct copy of the foregoing
BOARD ORDER was served by placement in the U.S. Mail, first class, and addressed to the
following person(s):

DEBORAH LYNN SAUNDERS
2421 CREWS ST
CORPUS CHRISTI, TX 78405



Mary M. Strange, BSN, RN, CNA
Executive Director
Agent for the Board of Vocational Nurse Examiners