

IN THE MATTER OF  
PERMANENT CERTIFICATE  
NUMBER 75376  
ISSUED TO  
REBECCA JOSLYN WILKINSON

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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. Plummer*  
Executive Director of the Board

**ORDER OF THE BOARD**

TO: Rebecca Joslyn Wilkinson  
7510 Arnim  
Houston, TX 77087

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 75376, previously issued to REBECCA JOSLYN WILKINSON, 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

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

BY:

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

CERTIFICATE OF SERVICE

I hereby certify that on the 15<sup>th</sup> 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(s):

Rebecca Joslyn Wilkinson  
7510 Arnim  
Houston, TX 77087



BY:

*Katherine A. Thomas*

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

In the Matter of Permanent License  
Number 75376, Issued to  
REBECCA JOSLYN WILKINSON, Respondent

§ BEFORE THE TEXAS  
§ BOARD OF NURSING  
§

### FORMAL CHARGES

This is a disciplinary proceeding under Section 301.452(b), Texas Occupations Code. Respondent, REBECCA JOSLYN WILKINSON, is a Vocational Nurse holding license number 75376, 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 June 4, 2007 through June 5, 2007, while employed with Memorial Hermann The Woodlands, The Woodlands, Texas, Respondent removed Morphine, Phenergan and Ambien from the Pyxis medication dispensing system for patients but failed to accurately and/or completely document the administration of the medication in the patients' Medication Administration Records (MAR) as follows.

Date/Time	Patient Acct.#	Medication pulled & qty.	Physician's Order	MAR documentation	Wastage
6/4/07 2040	383401937156	Morphine 10mg syringe (1)	Morphine 2-4mg IVP Q2H prn	None	None
6/4/07 2341	383401937156	Morphine 4mg syringe (1)	Morphine 2-4mg IVP Q2H prn	None	None
6/4/07 2355	382805107142	Ambien 5mg tablet (2)	Ambien 10mg PO QHS prn	None	None
6/5/07 0059	383401937156	Morphine 4mg syringe (1)	Morphine 2-4mg IVP Q2H prn	None	None
6/5/07 0220	375033487155	Morphine 4mg syringe (1)	Morphine 4mg IVP Q4H prn	None	None
6/5/07 0220	375033487155	Phenergan 25mg Inj. (1)	Phenergan 25mg Q4H prn	None	None

6/5/07 0341	383401937156	Morphine 4mg syringe (1)	Morphine 2-4mg IVP Q2H prn	None	None
6/5/07 0341	383401937156	Phenergan 25mg Inj. (1)	Phenergan 25mg Q4-6H prn	None	None
6/5/07 0549	375033487155	Morphine 4mg syringe (1)	Morphine 4mg IVP Q4H prn	None	None
6/5/07 0549	375033487155	Phenergan 25mg Inj. (1)	Phenergan 25mg Q4H prn	None	None
6/5/07 0550	383401937156	Morphine 4mg syringe (1)	Morphine 2-4mg IVP Q2H prn	None	None

Respondent's conduct was likely to injure the patients in that subsequent care givers would rely on her documentation to further medicate the patient which could result in an overdose.

The above action constitutes grounds for disciplinary action in accordance with Section 301.452(b)(10)&(13), Texas Occupations Code, and is a violation of 22 TEX. ADMIN. CODE §217.11(1)(D), and 22 TEX. ADMIN. CODE §217.12(1)(A)&(4).

### CHARGE II.

On or about June 4, 2007 through June 5, 2007, while employed with Memorial Hermann The Woodlands, The Woodlands, Texas, Respondent removed Morphine, Phenergan and Ambien from the Pyxis medication dispensing system for patients but failed to follow facility policy and procedure in place for the wastage of the unused portions of the medications. Respondent's conduct was likely to deceive the hospital pharmacy and placed them in violation of Chapters 481 (Controlled Substances Act) and 483 (Dangerous Drugs Act) of the Texas Health and Safety Code.

The above action constitutes grounds for disciplinary action in accordance with Section 301.452(b)(10), Texas Occupations Code, and is a violation of 22 TEX. ADMIN. CODE §217.12(10)(C)&(11)(B).

### CHARGE III.

On or about June 4, 2007 through June 5, 2007, while employed with Memorial Hermann The Woodlands, The Woodlands, Texas, Respondent misappropriated Morphine, Phenergan and Ambien belonging to the facility and patients thereof, or failed to take precautions to prevent such misappropriation. Respondent's conduct was likely to defraud the facility and patients of the cost of the medications.

The above action constitutes grounds for disciplinary action in accordance with Section ~~301.452(b)(10), Texas Occupations Code, and is a violation of 22 TEX. ADMIN. CODE~~ §217.12(6)(G)&(11)(B).

#### CHARGE IV.

On or about June 5, 2007, while employed with Memorial Hermann The Woodlands, The Woodlands, Texas, Respondent may have lacked fitness to practice vocational nursing in that she was observed sleeping while on duty. Respondent was also observed as having slurred speech and droopy eyes, and she also gave a complete report on the wrong patient to the oncoming nurse. Respondent's condition could have affected her ability to recognize subtle signs, symptoms or changes in patients' conditions, and could have affected her ability to make rational, accurate, and appropriate assessments, judgments, and decisions regarding patient care, thereby placing the patients in potential danger.

The above action constitutes grounds for disciplinary action in accordance with Section 301.452(b)(10)&(12), Texas Occupations Code, and is a violation of 22 TEX. ADMIN. CODE §217.12(5).

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](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 Sanction Policies for Nurses with Substance Abuse, Misuse, Substance Dependency, or other Substance Use Disorder, for Lying and Falsification, 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).

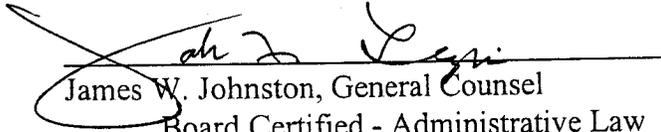
NOTICE IS GIVEN that, based on the Formal Charges, the Board will rely on the Disciplinary Matrix, which can be found at [www.bon.state.tx.us/disciplinaryaction/discp-matrix.html](http://www.bon.state.tx.us/disciplinaryaction/discp-matrix.html).

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Filed this 2nd day of September, 2010.

TEXAS BOARD OF NURSING

  
James W. Johnston, General Counsel

Board Certified - Administrative Law  
Texas Board of Legal Specialization  
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