

6. On or about January 25, 1995, Respondent entered a plea of GUILTY and was CONVICTED for DRIVING WHILE INTOXICATED (a Class B Misdemeanor offense committed on January 29, 1994), in the County Court of Gillespie County, Texas under Cause No. 6511. As a result of the conviction, Respondent was placed on probation for a period of twelve (12) months and ordered to pay a fine and court costs.
7. In response to Finding of Fact Number Six (6), Respondent states, "She plead guilty to the offense and was placed probation. She did not disclose this because she believed that she was not required to disclose anything which took place more than 10 years before the date of her application."
8. On or about April 10, 2007, Respondent entered a plea of NOLO CONTENDERE and was CONVICTED for DRIVING WHILE INTOXICATED/OPEN ALC CONTAINER (a Class B Misdemeanor offense committed on July 29, 2006), in the County Court of Gillespie County, Texas, under Cause No. CC12277. As a result of the conviction, Respondent was placed on probation for a period of eighteen (18) months and ordered to pay a fine and court costs.
9. In response to Finding of Fact Number Eight (8), Respondent stated she entered a plea of nolo contendere, she was placed on probation for a period of 18 months. That probation was successfully completed.

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 Article 4528c, Sec. 10(a)(9), TEX. REV. CIV. STAT. ANN. (eff. 9/1/1993), Section 301.452(b)(10), Texas Occupations Code, 22 TEX. ADMIN. CODE §239.11(28)(M)(eff. 9/1/1993), and 22 TEX. ADMIN. CODE §217.12(13).

ORDER

IT IS THEREFORE AGREED and ORDERED, subject to ratification by the Texas Board of Nursing, that RESPONDENT SHALL receive the sanction of REMEDIAL EDUCATION,

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 multistate licensure privilege, 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 multistate licensure 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 deliver the wallet-sized license issued to to the office of the Texas Board of Nursing within ten (10) days of the date of ratification of this Order.

(2) RESPONDENT SHALL, within one (1) year of entry of this Order successfully complete a course in Texas nursing jurisprudence and ethics. 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. It shall be a minimum of six (6) contact hours in length. The course's content shall include the Nursing Practice Act, standards of practice, documentation of care, principles of nursing ethics, confidentiality, professional boundaries, and the Board's Disciplinary Sanction Policies regarding: Sexual Misconduct; Fraud, Theft and Deception; Nurses with Substance Abuse, Misuse, Substance Dependency, or other Substance Use Disorder; and Lying and Falsification. Courses focusing on malpractice issues will not be accepted.

RESPONDENT SHALL CAUSE the sponsoring institution to submit a Verification of Course Completion form, provided by the Board, to the Office of the Board 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>.

IT IS FURTHER AGREED, that upon full compliance with the terms of this Order, all encumbrances will be removed from RESPONDENT's license and RESPONDENT shall be eligible for multistate licensure privileges, if any, to practice nursing in the State of Texas.

BALANCE OF THIS PAGE INTENTIONALLY LEFT BLANK.

CONTINUED ON NEXT PAGE.

RESPONDENT'S CERTIFICATION

I understand that I have the right to legal counsel prior to signing this Agreed Order. I waive representation by counsel. 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 avoid further disciplinary action in this matter. 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 to practice vocational nursing in the State of Texas, as a consequence of my noncompliance.

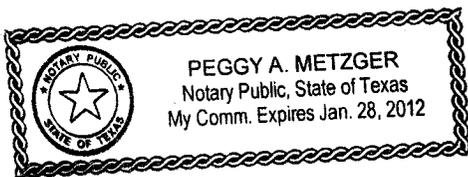
Signed this 25th day of Oct, 2010.

Audrey Ann Allen
AUDREY ANN ALLEN, Respondent

Sworn to and subscribed before me this 25 day of October, 2010.

SEAL

Peggy A Metzger
Notary Public in and for the State of Texas



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 25th day of October, 2010, by AUDREY ANN ALLEN, Vocational Nurse License Number 91073, and said Order is final.



Effective this 27th day of October, 2010.

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



BOARD OF VOCATIONAL NURSE EXAMINERS

9101 BURNET ROAD - SUITE 105

AUSTIN, TEXAS 78758

TELEPHONE 512/835-2071

91013

January 14, 1991

Audrey Allen (Hohmann)
Route 2, Box 111C
Fredericksburg, Texas 78624

Dear Ms. Allen:

This office is in receipt of information alleging that on or about February 12, 1990, you plead guilty to the felony offense of Possession of a Controlled Substance, i.e., Methamphetamine, in the 331st Judicial District Court of Travis County, Texas, under cause number 99,390. As a result of said plea, you were placed on deferred adjudication probation for a period of four (4) years and fined \$500.00

It is further alleged that you elected not to participate in Texas Peer Assistance Program for Impaired Nurses (TPAPIN).

You are afforded this opportunity to respond to the allegations that have been made and to show that you have complied with all requirements of the Vocational Nurse Act of Texas (Article 4528c, V.A.C.S.) for the retention of your license to practice vocational nursing in Texas.

In the event the allegations are true, you may be interested in a provision of the Vocational Nurse Act for the Voluntary Surrender of a license. The return of the license along with your notarized statement that you no longer wish to practice vocational nursing will enable the Board to revoke your license without formal charges, Notice or a hearing. We are enclosing such an affidavit form for your consideration.

Thank you for your attention. If you have any questions concerning this matter, please contact the Investigation Division.

Sincerely,

Cynthia ...
Investigator

CK/ec
Enclosure

(Certified Mail - RRR)

P 335 696 612

RECEIPT FOR CERTIFIED MAIL

NO INSURANCE COVERAGE PROVIDED
NOT FOR INTERNATIONAL MAIL
(See Reverse)

Sent to Audrey Allen	
Street and No. Box 111C	
Fredericksburg, Tx. 78624	
P.O. State and ZIP Code	
Postage	S
Certified Fee	
Special Delivery Fee	
Restricted Delivery Fee	
Return Receipt showing to whom and Date Delivered	
Return Receipt showing to whom, Date, and Address of Delivery	
TOTAL Postage and Fees	S
Postmark or Date	

91073

AFFIDAVIT

Before me, the undersigned authority, personally appeared AUDREY ANN ALLEN, who being by me duly sworn, deposes as follows:

My name is AUDREY ANN ALLEN, I am over 18 years of age, of sound mind, capable of making this affidavit, and personally acquainted with the facts herein stated:

I am a Licensed Vocational Nurse in the State of Texas and I am voluntarily surrendering my license to the Board of Vocational Nurse Examiners because I no longer desire to be licensed.

I understand that through this action the Board of Vocational Nurse Examiners may revoke my license without formal charges, Notice, or a hearing.

I hereby waive my right to appeal or complain of any Order entered by the Board of Vocational Nurse Examiners accepting the voluntary surrender of my license.

Affiant

Current Address

City, State and Zip

/ Telephone Number

SWORN AND SUBSCRIBED to before me, the undersigned authority, on the ____ day of _____, A.M. 19____.

NOTARY PUBLIC IN AND FOR
THE STATE OF TEXAS
My Commission Expires _____

41073



BOARD O

March 29, 1991

AUDREY ANN ALLEN (HOHMANN)
ROUTE 2, BOX 111C
FREDERICKSBURG, TEXAS 78624

Certified Mail No. P 369 486 61

Dear Ms. Allen:

Enclosed please find a sworn Complaint which has this day been filed against you alleging one or more statutory violations or grounds to take disciplinary action against you as a vocational nurse licensed under the Vocational Nurse Act, Tex. Rev. Civ. Stat. Ann., Art. 4528c.

Pursuant to the Board of Vocational Nurse Examiners Rules, you have been scheduled to appear at a prehearing conference on April 30, 1991 at or after 8:30 a.m., to be conducted at the Board's office to discuss possible agreed resolution of this matter, in whole or in part. You may be represented by an attorney at the prehearing conference, or you may appear without an attorney.

Should you choose not to appear at the prehearing conference, the enclosed Complaint will be presented to the Board of Vocational Nurse Examiners at a regularly scheduled public meeting, for which you will receive advance notification.

A copy of the Board's rules pertaining to prehearing conferences is enclosed. The proceedings relating to the prehearing conference are confidential and your statements made at the hearing will not be offered as evidence to support the allegations in the Complaint. If an Agreed Order is proposed as a result of the prehearing conference, however, it will become a public record if accepted and endorsed by the Board of Vocational Nurse Examiners.

Please complete the enclosed "Intent Sheet" and return it to this office upon receipt of this correspondence. Should you have questions regarding the prehearing conference procedure, please contact the Investigation Division.

Sincerely,

Marjorie A Bronk, R.N.

Marjorie A. Bronk, R.N.
Executive Director

MAB/db

Enclosure
cc: Regular Mail

P 369 486 618

RECEIPT FOR CERTIFIED MAIL
NO INSURANCE COVERAGE PROVIDED
NOT FOR INTERNATIONAL MAIL
(See Reverse)

PS Form 3800, June 1985	* U.S.P.O. 1989-234-558
Special Delivery Fee	
Restricted Delivery Fee	
Return Receipt showing to whom and Date Delivered	
Return Receipt showing to whom, Date, and Address of Delivery	
TOTAL Postage and Fees	\$
Postmark or Date	

Sent to: Audrey A. Hohmann
 Street and No.: Route 2, Box 111C
 P.O. State and ZIP Code: Fredericksburg, TX 78624
 Postage: \$

41093

BOARD OF VOCATIONAL NURSE EXAMINERS

STATE OF TEXAS

VS.

AUDREY ANN ALLEN
aka AUDREY HOHMANN

*
*
*
*
*
*

COUNTY OF TRAVIS

COMPLAINT

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

As an Investigator for the Board of Vocational Nurse Examiners, I, Cynthia Kinton, do hereby present to the Executive Director of the Board of Vocational Nurse Examiners, the following complaint against AUDREY ANN ALLEN, aka AUDREY HOHMANN, a practitioner of vocational nursing in Texas licensed by the Board of Vocational Nurse Examiners with license number 091073, hereinafter called Respondent.

I.

a. By letter dated January 2, 1991, the Board of Vocational Nurse Examiners received a written referral from the Texas Peer Assistance Program for Impaired Nurses (TPAPIN) alleging that Respondent elected not to participate in the TPAPIN program.

b. On or about February 12, 1990, Respondent pled guilty to the offense of Possession of a Controlled Substance, namely Methamphetamine, a 2nd degree felony, in the 331st Judicial District court of Travis County, Texas, under Cause Number 99,390. As a result of said plea, Respondent was placed on Deferred Adjudication probation for a period of four (4) years, and fined \$500.00.

c. The Indictment to which Respondent pled guilty alleged that on or about May 6, 1989, Respondent knowingly and intentionally possessed a controlled substance namely: Methamphetamine (aka - Desoxyn), in the amount of less than 28 grams by aggregate weight, including and adulterants and dilutants.

COMPLAINTS

RE: AUDREY ANN ALLEN
aka AUDREY HOHMANN, LVN #091073
PAGE 2

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II.

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 Article 4528c, Section 10 (a) (9), Revised Civil Statutes of Texas and Rule 231.81 of the Rules and Regulations of the Board of Vocational Nurse Examiners, Title 22, Texas Administrative Code. Rule 231.81, provides in pertinent part: that "Unprofessional Conduct" shall include, but not be limited to:

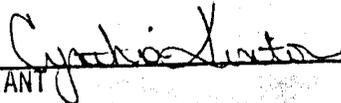
(L) Violating state or federal laws relative to drugs, to wit:

(i) The Texas Controlled Substance Act, Tx. Civ. St., Article 4476-15.

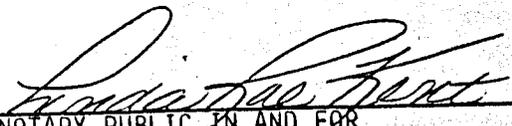
III.

The foregoing acts constitute grounds for the Board of Vocational Nurse Examiners to take disciplinary action as provided under Article 4528c, Revised Civil Statutes of Texas, 1951, as amended.

WHEREFORE, PREMISES CONSIDERED, I, Cynthia Kinton, do hereby suggest and request the Board of Vocational Nurse Examiners take disciplinary action against AUDREY ANN ALLEN, aka AUDREY HOHMANN, LVN #091073, in accordance with the provisions of the laws of the State of Texas.


AFFIANT

SUBSCRIBED AND SWORN TO BEFORE ME by the said Cynthia Kinton, on this the 27th day of March, 1991.


NOTARY PUBLIC IN AND FOR
THE STATE OF TEXAS
Linda Rae Kent
My Commission Expires 10-24-93.

COMPLAINTS

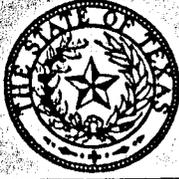
RE: AUDREY ANN ALLEN
aka AUDREY HOHMANN, LVN #091073

PAGE 3

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Filed with the Board of Vocational Nurse Examiners on the 29th day of
March, 1991.

Marjorie A. Bronk, R.N.
Marjorie A. Bronk, R.N.
Executive Director
Board of Vocational Nurse Examiners



41075

BOARD OF VOCATIONAL NURSE EXAMINERS
9101 BURNET ROAD - SUITE 105
AUSTIN, TEXAS 78758
TELEPHONE 512/835-2071

May 24, 1991

AUDREY ALLEN (HOHMANN)
ROUTE 2, BOX 111C
FREDERICKSBURG, TEXAS 78624

Dear Ms. Allen:

On May 21, 1991, the Board of Vocational Nurse Examiners endorsed the enclosed Agreed Board Order, and it is now in effect.

As a result of this action your license has been suspended, suspension stayed and placed on probation for a period of two (2) years. Your probation is subject to certain conditions as outlined in the Agreed Board Order. The reports that are due from your nursing employers, A.A. or N.A. sponsor, and probation officer are due on the following dates, to-wit:

August 21, 1991, 1992
November 21, 1991, 1992
February 21, 1992, 1993
May 21, 1992, 1993

Any period(s) of unemployment must be documented in writing and submitted directly to the Board office on a quarterly basis throughout the term of probation. Future non-compliance with the Vocational Nurse Act may result in a more severe sanction.

If you have any questions concerning this matter, please contact the Investigation Division.

Sincerely,

Marjorie A Bronk, R.N.
Marjorie A. Bronk, R.N.
Executive Director

MAB/db
Enclosure

41673

BOARD OF VOCATIONAL NURSE EXAMINERS	*	STATE OF TEXAS
	*	
VS.	*	
	*	
AUDREY ANN ALLEN	*	
aka AUDREY HOHMANN	*	COUNTY OF TRAVIS

AGREED BOARD ORDER

On this day came to be considered by the Board of Vocational Nurse Examiners for the State of Texas, hereinafter referred to as the Board, the matter of vocational nurse license number 091073, held by AUDREY ANN ALLEN aka AUDREY HOHMANN, hereinafter called Respondent.

A sworn Complaint dated March 29, 1991 has been filed and served on the Respondent, which alleges violations of the Vocational Nurse Act, Texas Revised Civil Statutes Annotated, Article 4528c, and grounds to take disciplinary action against Respondent.

A prehearing conference was held on April 30, 1991, at the office of the Board of Vocational Nurse Examiners. The conference was conducted by Marjorie A. Bronk, R.N., Executive Director of the Board, assisted by Betty Fox McLemore, member of the Board of Vocational Nurse Examiners. Respondent was present and was not represented by counsel.

The conference was attended by Cynthia Kinton, Investigator for the Board. By her notarized signature on this Order, Respondent does hereby waive the right to Notice of Formal Hearing and a Formal Hearing of the Complaint before the Board, and to judicial review of this disciplinary action after this Order is endorsed by the Board.

After reviewing the Complaint and information provided at the prehearing conference, Respondent agrees to the entry of an Order dispensing with the need for further proceedings on the Complaint. By Respondent's signature on this Order, Respondent neither admits nor denies the truth of the allegations stated in the Complaint. By Respondent's signature on this Order, Respondent acknowledges that she has read and understood this Order and has approved it for consideration by the Board. Notice of this disciplinary action will appear in the Board's newsletter sent to Texas employers.

ORDER OF THE BOARD

THEREFORE, PREMISES CONSIDERED, The Board of Vocational Nurse Examiners does hereby order that license number 091073, heretofore issued to AUDREY ANN ALLEN aka AUDREY HOHMANN be suspended, suspension stayed and placed on probation for a period of two (2) years.

The probation of said license is subject to the following stipulations to wit:

1. That Respondent shall cause her nursing employer(s) to submit satisfactory reports to the Board office on a quarterly basis throughout the term of probation.
2. That Respondent shall attend A.A. or N.A. and shall cause her program sponsor/counselor to submit satisfactory quarterly reports to the Board office throughout the term of probation.
3. That Respondent shall submit to random periodic blood alcohol and urine drug screens upon demand of the Board staff. Said screens shall be properly monitored with adherence to chain of custody procedure. The results of said screens shall be submitted to the Board office by the laboratory. The expense of said screens shall be borne by Respondent.
4. That Respondent shall cause her probation officer to submit satisfactory reports directly to the Board office on a quarterly basis throughout the term of probation.
5. That upon discharge of court-ordered probation, Respondent shall cause her probation officer to submit final satisfactory report to the Board office.

1073

6. That any period(s) of unemployment must be documented in writing by Respondent and submitted directly to the Board office on a quarterly basis throughout the term of probation.

7. That if Respondent's place of employment, name, address or telephone number changes, Respondent is to notify the Board office immediately.

It is also ordered that AUDREY ANN ALLEN aka AUDREY HOHMANN shall comply with all the provisions of Article 4528c, Revised Civil Statutes of Texas.

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

Dated this the 30 day of April, 1991.

Audrey Allen
Signature of Respondent
10707 Lakewood Place #351
Current Address
Austin TX 78750
City, State and Zip
512 / WN 335-5028
Area Code and Telephone Number

The State of Texas
County of TARRANT

Before me, the undersigned authority, on this day personally appeared AUDREY ANN ALLEN aka AUDREY HOHMANN 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 this the 30th day of April, 1991.

Radha K. Kest
NOTARY PUBLIC IN AND FOR
THE STATE OF TEXAS
My Commission Expires 10-24-93

AGREED BOARD ORDER
RE: AUDREY ANN ALLEN
aka AUDREY HOHMANN, L #091073
PAGE 4

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Marjorie A Bronk
Marjorie A Bronk, R.N.
Agent for the Board of
Vocational Nurse Examiners

SWORN TO AND SUBSCRIBED before me, the undersigned authority, on this the 30th
day of April, 1991.

Linda Rae Kent
NOTARY PUBLIC IN AND FOR
THE STATE OF TEXAS
Linda Rae Kent
My Commission Expires 10-24-93

51015

CERTIFICATE OF SERVICE

I hereby certify that on the 24th day of May, 1991,
a true and correct copy of the foregoing Order was served by placement in the
U.S. Mail, first class, and addressed to the following person(s):

Audrey Ann Allen (Hohmann)
Route 2, Box 111C
Fredericksburg, Texas 78624

Marjorie A. Bronk
Marjorie A. Bronk, R.N.
Executive Director
Agent for the Board of Vocational Nurse Examiners



91073

BOARD OF VOCATIONAL NURSE EXAMINERS
9101 BURNET ROAD - SUITE 105
AUSTIN, TEXAS 78758
TELEPHONE 512/835-2071

July 28, 1993

Audrey Allen
268 Beverly Dr., #13
Fredericksburg, Tx. 78624

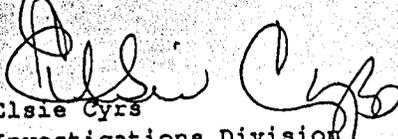
Dear Ms. Allen:

You have successfully completed your term of probation as stipulated by the Board of Vocational Nurse Examiners.

All pertinent information will remain in your permanent records. We urge you in the future to promote and uphold the ethical standards a Licensed Vocational Nurse should practice.

If you have any questions concerning this matter, please do not hesitate to contact our office.

Sincerely,


Elsie Cyrs
Investigations Division

/EC