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

BEFORE THE TEXAS BOARD OF NURSING

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| In the Matter of Registered Nurse | § |
| License Number 253319 | § |
| issued to CYNTHIA ANN TROUSDALE | § |

ORDER OF THE BOARD

On this day, the Texas Board of Nursing, hereinafter referred to as the Board, accepted the voluntary surrender of Registered Nurse License Number 253319, issued to CYNTHIA ANN TROUSDALE, hereinafter referred to as Respondent. This action was taken in accordance with Section 301.453(c), Texas Occupations Code.

Respondent waived representation by counsel, informal proceedings, notice and hearing.

The Board makes the following Findings of Fact and Conclusions of Law.

FINDINGS OF FACT

1. Respondent is currently licensed to practice professional nursing in the State of Texas.

2. Respondent waived representation by counsel, informal proceedings, notice and hearing.

3. Respondent received an Associate Degree in Nursing from College of the Mainland, Texas City, Texas, on May 1, 1979. Respondent was licensed to practice professional nursing in the State of Texas in September 4, 1980.

4. Respondent's nursing employment history includes:

| | | |
|---|---|---|
| 9/1980 - 8/1986 | Staff Nurse,<br>Relief Charge Nurse | Humana Hospital<br>Clear Lake, Texas |
| 9/1986 - 3/1988 | Charge Nurse | Baywood Hospital<br>Webster, Texas |

Respondent's nursing employment history continued:

| | | |
|---|---|---|
| 4/1988 - 5/1988 | | Unknown |
| 6/1988 - 6/1991 | Charge Nurse | Memorial Southeast Hospital<br>Houston, Texas |
| 7/1991 - 11/1991 | Agency Nurse | Nurse Finder's<br>Houston, Texas |
| 12/1991 - 9/1992 | Charge Nurse | The University of Texas Medical Branch, Surgical Units<br>Galveston, Texas |
| 10/1992 - 12/2007 | Charge Nurse | Mainland Medical Center<br>Texas City, Texas |
| 1/2008 - Present | | Not employed in nursing |

5. At the time of the incidents in Findings of Fact Numbers Six (6) and Seven (7), Respondent was employed as a Charge Nurse with Mainland Medical Center, Texas City, Texas, and had been in that position for fifteen (15) years and two (2) months.

6. On or about December 14, 2007, while employed with Mainland Medical Center, Texas City, Texas, Respondent failed to report the critically elevated bilirubin lab values of Patient Medical Record Number E000133835 to the physician, as required. After Respondent's end of shift report, the oncoming nurse noticed that the patient appeared jaundiced, which is caused by excess bilirubin and which had not been included in Respondent's report of the patient. When the oncoming nurse reviewed the patient's lab results, she detected the critically elevated bilirubin level and reported it to the physician one (1) hour and fifteen (15) minutes after the results had been called to Respondent. Respondent's conduct was likely to injure the patient from progression of untreated disease processes.

7. On or about December 14, 2007, while employed with Mainland Medical Center, Texas City, Texas, Respondent erroneously documented in the medical record that her assessment of Patient Medical Record Number E000133835 was performed at 8:27 am, after her shift had ended, instead of at 2:00 am, when it had actually been completed. Respondent's conduct resulted in an inaccurate medical record and was likely to injure the patient in that subsequent care givers would not have accurate information on which to base their care decisions.

8. On or about February 26, 2008, Respondent was issued the sanction of a Remedial Education through an Agreed Order by the Board. A copy of the Findings of Fact, Conclusions of Law and Order, dated February 26, 2008, is attached and incorporated herein by reference as part of this Order.

9. On or about July 16, 2010, Respondent informed the Board that she has been unable to practice nursing since the incidents in December 2007 due to her declining health status and medical condition. Accordingly, Respondent states that she would prefer to surrender her license rather than agreeing to any remediation that the Board might require, which she understands could include both classes and some period of monitored nursing practice.

10. Formal Charges were filed on August 10, 2010.

11. Formal Charges were mailed to Respondent on August 10, 2010.

12. On or about August 19, 2010, Respondent submitted a notarized statement to the Board voluntarily surrendering the right to practice professional nursing in Texas. A copy of Respondent's notarized statement, dated August 19, 2010, is attached and incorporated herein by reference as part 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)(13), Texas Occupations Code, and 22 TEX. ADMIN. CODE §217.11(1)(B),(1)(D),(1)(M), (1)(P)&(3)(A).

4. Under Section 301.453(c), Texas Occupations Code, the Board has the authority to accept the voluntary surrender of a license.

5. Under Section 301.453(d), Texas Occupations Code, the Board may impose conditions for reinstatement of licensure.

6. Any subsequent reinstatement of this license will be controlled by Section 301.452 (b), Texas Occupations Code, and 22 TEX. ADMIN. CODE §§213.26-.29, and any amendments thereof in effect at the time of the reinstatement.

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## ORDER

NOW, THEREFORE, IT IS ORDERED that the voluntary surrender of Registered Nurse License Number 253319, heretofore issued to CYNTHIA ANN TROUSDALE, to practice professional nursing in the State of Texas, is accepted by the Executive Director on behalf of the Texas Board of Nursing. In connection with this acceptance, the Board imposes the following conditions:

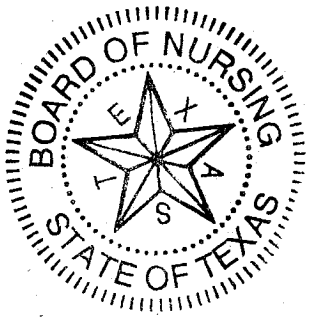
1. RESPONDENT SHALL NOT practice professional nursing, use the title of Registered Nurse or the abbreviation RN, or wear any insignia identifying herself as a registered nurse or use any designation which, directly or indirectly, would lead any person to believe that RESPONDENT is a registered nurse during the period in which the license is surrendered.

2. RESPONDENT SHALL NOT petition for reinstatement of licensure until: one (1) year has elapsed from the date of this Order.

3. Upon petitioning for reinstatement, RESPONDENT SHALL satisfy all then existing requirements for relicensure.

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

Effective this 24th day of August, 2010.




TEXAS BOARD OF NURSING

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

BEFORE THE TEXAS BOARD OF NURSING

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|---|---|---|
| In the Matter of Registered Nurse License Number 253319 issued to CYNTHIA ANN TROUSDALE | § § | AGREED ORDER |

On this day the Texas Board of Nursing, hereinafter referred to as the Board, considered the matter of CYNTHIA ANN TROUSDALE, Registered Nurse License Number 253319, hereinafter referred to as Respondent.

Information received by the Board produced evidence that Respondent may have violated Section 301.452(b)(13), Texas Occupations Code. Respondent waived representation by counsel, informal conference, notice and hearing, and agreed to the entry of this Order offered on January 23, 2008, 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 representation by counsel, informal conference, 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 College of the Mainland, Texas City, Texas, on May 1, 1979. Respondent was licensed to practice professional nursing in the State of Texas on September 4, 1980.

5. Respondent's professional nursing employment history includes:

| | | |
|---|---|---|
| 09/80 - 08/86 | RN | Humana Hospital<br>Clear Lake, Texas |
| 09/86 - 03/88 | RN | Baywood Hospital<br>Webster, Texas |

Respondent's professional nursing employment history continued:

| | | |
|---|---|---|
| 04/88 - 05/88 | Unknown | |
| 06/88 - 06/91 | RN | Memorial Southeast Hospital<br>Houston, Texas |
| 07/91 - 11/91 | Unknown | |
| 12/91 - 09/92 | RN | University of Texas Medical Branch<br>Galveston, Texas |
| 10/92 - present | RN | Mainland Medical Center<br>Texas City, Texas |

6. At the time of the initial incident, Respondent was employed as Registered Nurse with Mainland Medical Center, Texas City, Texas, and had been in this position for approximately thirteen (13) years, six (6) months.

7. On or about April 30, 2006, while employed with Mainland Medical Center, Texas City, Texas, Respondent failed to institute appropriate nursing interventions, including notifying the physician when Patient Number E00021879's Troponin and cardiac enzyme levels were at a critically high level, as indicated by lab results. Respondent's conduct unnecessarily exposed the patient to a risk of harm in that elevated Troponin and cardiac enzyme levels indicate possible myocardial damage. Subsequently, Patient Number E00021879 was transferred to the Intensive Care Unit.

8. As required by the Peer Review Committee, Respondent successfully completed corrective counseling, subsequent to her error. Respondent researched information about cardiac enzymes and presented her information to the Peer Review committee and other staff members on July 26, 2006.

## 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 violation of Section 301.452(b)(13), Texas Occupations Code, and 22 TEX. ADMIN. CODE §217.11(1)(A)(B)(D)(M).

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 253319, heretofore issued to CYNTHIA ANN TROUSDALE, including revocation of Respondent's license to practice professional 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 sanction of REMEDIAL EDUCATION, and RESPONDENT SHALL comply in all respects with the Nursing Practice Act, Revised Civil Statutes of Texas as amended, Texas Occupations Code §§301.001 *et seq.*, the Rules and Regulations Relating to Nurse Education, Licensure and Practice, 22 TEX. ADMIN. CODE §211.01 *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 professional 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 CYNTHIA ANN TROUSDALE to the office of the Texas Board of Nursing within ten (10) days of the date of ratification of this Order for appropriate notation.

(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 <u>not</u> 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 Chemical Dependency, 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/about/stipscourses.html.*

(3) RESPONDENT SHALL, within one (1) year of entry of this Order, successfully complete the course "Sharpening Critical Thinking Skills," a 3.6 contact hour online program provided by the National Council of State Boards of Nursing (NCSBN) Learning Extension. In order to receive credit for completion of this program, RESPONDENT SHALL SUBMIT the continuing education certificate of completion for this program to the Board's office, to the attention of Monitoring. This course is to be taken in addition to any continuing education requirements the Board may have for relicensure. *Information regarding this workshop may be found at the following web address: http://www.learningext.com/products/generalce/critical/ctabout.asp.*

IT IS FURTHER AGREED, that upon full compliance with the terms of this Order, RESPONDENT SHALL be issued an unencumbered license and multistate licensure privileges, if any, to practice professional nursing in the State of Texas.

## 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 failure 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 professional nursing in the State of Texas, as a consequence of my noncompliance.

Signed this 26th day of February 2008.

CYNTHIA ANN TROUSDALE, Respondent

Sworn to and subscribed before me this 26th day of February, 2008.

SEAL

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 26th day of February, 20 08, by CYNTHIA ANN TROUSDALE, Registered Nurse License Number 253319, and said Order is final.

Effective this 26th day of February, 20 08.

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

Cynthia Ann Trousdale
~~Rt 2, Box 431~~ 1018 Ave Q (J)
Dickinson, TX 77539

Texas RN License #253319

Voluntary Surrender Statement

July 16, 2010

Dear Texas Board of Nursing:

I no longer desire to be licensed as a professional nurse. Accordingly, I voluntarily surrender my license to practice in Texas. I waive representation by counsel and consent to the entry of an Order which outlines requirements for reinstatement of my license. I understand that I will be required to comply with the Board's Rules and Regulations in effect at the time I submit any petition for reinstatement.

Signature Cynthia Ann Trousdale

Date 8-19-10

Texas Nursing License Number/s 253319

The State of Texas

Before me, the undersigned authority, on this date personally appeared CYNTHIA ANN TROUSDALE who, being duly sworn by me, stated that she executed the above for the purpose therein contained and that she understood same.

Sworn to before me the 19 day of August, 2010.

SEAL

Ana A. Lopez
Notary Public in and for the State of Texas

ANA ALICIA LOPEZ
NOTARY PUBLIC
STATE OF TEXAS
MY COMMISSION EXPIRES
APRIL 13, 2013