



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.
Katherine A. Thomas
Executive Director of the Board

BEFORE THE TEXAS BOARD OF NURSING

In the Matter of Registered License § BEFORE THE TEXAS
Number 665201, and Vocational Nurse License §
Number 53487, Issued to §
CHARLES ETTA JOSHUA, Respondent § BOARD OF NURSING

On this day the Texas Board of Nursing, hereinafter referred to as the Bo... considered the matter of CHARLES ETTA JOSHUA, Registered Nurse License Number 665201 and Vocational Nurse License Number 53487, hereinafter referred to as Respondent.

Information received by the Board produced evidence that Respondent may have violated Section 301.452(b)(2)&(10), Texas Occupations Code. Respondent waived representation by counsel, informal proceedings, notice and hearing, and agreed to the entry of this Order offered on September 13, 2010, 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(s).
2. Respondent waived representation by counsel, informal proceedings, 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. Respondent holds a license to practice vocational nursing in the State of Texas, which is in delinquent status.
4. Respondent received a Certificate in Vocational Nursing from St. Philips College, San Antonio, Texas, on June 1, 1971, and an Associate Degree in Nursing from San Antonio College, San Antonio, Texas, on October 1, 1999. Respondent was licensed to practice vocational nursing in the State of Texas on October 18, 1972, and Respondent was licensed to practice professional nursing in the State of Texas on November 29, 1999.

5. Respondent's nursing employment history includes:

November 1973 to May 1984	Staff Nurse OB Gyn Metropolitan General Hospital San Antonio, Texas
June 1984 to July 1988	Not employed in Nursing
July 1988 to August 1997	Staff Nurse Trauma/ICU Brooke Army Medical Center Ft. Sam Houston, Texas
October 1997 to July 2003	Staff Nurse ER Christus Santa Rosa Hospital San Antonio, Texas
July 2003 to January 2009	Not employed in Nursing
January 2009 to Present	Clinical Instructor Career Point College San Antonio, Texas

6. On or about October 15, 1999, Respondent submitted an Application for Initial Licensure by Examination to the Board of Nurse Examiners for the State of Texas in that she attested to the truth of the statement: (I) "have never been convicted of any crime other than a minor traffic violation." Respondent failed to disclose that:

- A. On or about June 12, 1972, Respondent entered a plea of Guilty and was convicted of PASSING AS TRUE A FORGED INSTRUMENT (a felony offense committed on December 16, 1971), in the 144th Judicial District Court, Bexar County, Texas, under Cause No.72-280. As a result of the conviction, Respondent was sentenced to confinement in the Texas Department of Corrections for a period of three (3) years; however, the imposition of sentence of confinement was suspended, and Respondent was placed on probation for a period of three (3) years. Additionally, Respondent was ordered to pay restitution in the amount of one thousand one hundred six dollars (\$1106), along with court costs. Respondent's probation was terminated on June 18, 1975.
- B. On or about July 8, 1986, Respondent entered a plea of Guilty and was convicted of CRIMINAL MISCHIEF (a Class B misdemeanor offense committed on June 16, 1984), in the County Court at Law No. 5, Bexar County, Texas, under Cause No. 326581. As a result of the conviction, Respondent was ordered to pay a fine and court costs.

7. In response to Finding of Fact Number Six (6), Respondent states that these offenses, to the best of her knowledge, were dismissed or settled through deferred adjudication with the end result of the offenses being dismissed and dismissed to her does not mean convicted. This is why she attested to the truth of the statement that she had never been convicted of any crime other than a minor traffic violation. She states that if the question she attested to in October of 1999 was also meant to include all dismissed offenses and offenses handled through deferred adjudication then she will have to admit that she answered the question wrong unintentionally.

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)(2)&(10), Texas Occupations Code, (effective September 1, 1999), and 22 TEX. ADMIN. CODE §217.12(23).
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 665201 and Vocational Nurse License Number 53487, heretofore issued to CHARLES ETTA JOSHUA, including revocation of Respondent's license(s) to practice nursing in the State of Texas.

ORDER

IT IS THEREFORE AGREED and ORDERED that RESPONDENT SHALL receive the sanction of REMEDIAL EDUCATION WITH A FINE, 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 nurse licensure compact privileges, if any, to practice nursing in the State of Texas.

IT IS FURTHER AGREED and ORDERED that while Respondent's license(s) is/are encumbered by this Order, Respondent may not work outside the State of Texas pursuant to a nurse licensure compact 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) (1) RESPONDENT SHALL pay a monetary fine in the amount of two hundred fifty dollars (\$250). RESPONDENT SHALL pay this fine within forty-five (45) days of entry of this Order. Payment is to be made directly to the Texas Board of Nursing in the form of cashier's check or U.S. money order. Partial payments will not be accepted.

(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(s) to practice nursing in the State of Texas and RESPONDENT shall be eligible for nurse licensure compact privileges, if any.

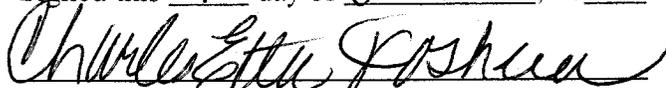
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RESPONDENT'S CERTIFICATION

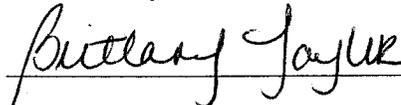
I understand that I have the right to legal counsel prior to signing this Agreed Order. I waive representation by counsel. I have reviewed this Order. I neither admit nor deny the violations alleged herein. By my signature on this Order, I agree to the Findings of Fact, Conclusions of Law, Order, and 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(s) to practice nursing in the State of Texas, as a consequence of my noncompliance.

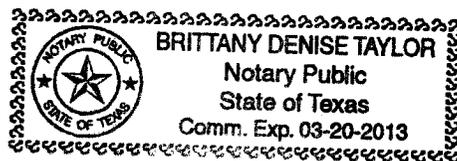
Signed this 9 day of October, 2010.


CHARLES ETTA JOSHUA, Respondent

Sworn to and subscribed before me this 9 day of October, 2010.

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 9th day of October, 2010, by CHARLES ETTA JOSHUA, Registered License Number 665201 and Vocational Nurse License Number 53487, and said Order is final.



Effective this 15th day of October, 2010.


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