

MEMORANDUM

TO: Bonnie Krznarich, Enforcement Department

FROM: Katherine A. Thomas, MN, RN
Executive Director

DATE: June 8, 2010

RE: Motion for Rehearing in the Matter of Registered Nurse
License No. **215415** Issued to **Denise Smith**.



Please change the licensure status of **Denise Smith**, LVN license No. **215415**, from Revoked to **CURRENT**. Please also update any and all licensure data bases with this information. The following is a chronology of events regarding Ms. Smith's license to practice as a vocational nurse in Texas:

- 04/16/10 Notice of Hearing sent to Denise Smith regarding formal charges filed against LVN license No. 215415.
- 05/11/10 Hearing before the Texas Board of Nursing Eligibility and Disciplinary Committee -Petitioner failed to appear and/or respond to the charges filed against her license and her license was REVOKED by default at this hearing.
- 05/28/10 Timely Motion for Rehearing filed by Petitioner.
- 06/08/10 Motion for Rehearing **GRANTED** by Katherine A. Thomas, MN, RN, Executive Director.
- 06/08/10 Order issued GRANTING the Motion for Rehearing thereby removing the Revoked status and placing LVN license No. 215415 in CURRENT, "single state" status. No multistate license.

cc: US Department of Health and Human Services
Texas Department of Health and Humans Services Commission



Texas Board of Nursing

333 Guadalupe Street, Ste. 3-460, Austin, Texas 78701
Phone: (512) 305-7400 Fax: (512) 305-7401 www.bon.state.tx.us

Katherine A. Thomas, MN, RN
Executive Director

June 7, 2010

Denise Smith
253 E. 250th Street
Euclid, OH 44132

Via First Class Mail

Re: Denise Smith, LVN# 215415
Motion for Rehearing - Default Revocation May 11, 2010

Re: FINAL ORDER OF THE BOARD

Dear Ms. Smith:

Enclosed is the entered *Order of the Board* regarding the Motion for Rehearing you filed with the Texas Board of Nursing.

The Board has granted your Motion for Rehearing and the Board's system has been updated to reflect that the default order has been set aside. **Please be advised that the formal charges against your license are still pending and the investigation regarding your license will continue until formally resolved.** Please contact Carolyn Hudson at (512) 305-7667 to resolve this matter.

PLEASE CONTACT THIS OFFICE AT (512) 305-7667 IF YOU HAVE ANY QUESTIONS OR DO NOT UNDERSTAND ANY PART OF THE ORDER.

Sincerely,

Katherine A. Thomas, MN, RN
Executive Director

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Enclosure: Order of the Board on Motion for Rehearing

Members of the Board

Linda Rounds, PhD, FNP, RN
Galveston, *President*

Deborah Bell, CLU, ChFC
Abilene

Kristin Benton, MSN, RN
Austin

Patricia Clapp, BA
Dallas

Tamara Cowen, MN, RN
Harlingen

Sheri Crosby, JD, SPHR
Dallas

Marilyn Davis, BSN, RN, MPA
Sugar Land

IN THE MATTER OF
PERMANENT CERTIFICATE
NUMBER **215415**
ISSUED TO
DENISE SMITH

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BEFORE THE

TEXAS BOARD

OF NURSING

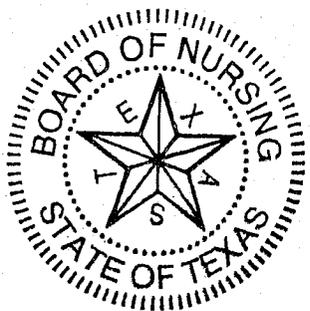
ORDER OF THE BOARD

TO: Denise Smith
253 E. 250th Street
Euclid, OH 44132

On this day the Texas Board of Nursing, hereinafter referred to as the Board, considered the Motion for Rehearing filed in the above-styled matter. The Eligibility and Disciplinary Committee of the Board approved an order on May 11, 2010, revoking License Number **215415** issued to **DENISE SMITH**. Respondent filed a timely Motion for Rehearing in this matter which complied with the requirements contained in 22 Tex. Admin. Code § 213.16(j). After review and due consideration of the filed Motion, the Executive Director of the Board **GRANTS** the Petitioner's Motion for Rehearing. The Default Order issued May 11, 2010, revoking License No. **215415** is set aside.

Entered this 7th day of June, 2010.

TEXAS BOARD OF NURSING



BY:


KATHERINE A. THOMAS, MN, RN
EXECUTIVE DIRECTOR