

BEFORE THE TEXAS BOARD OF NURSING

In the Matter of Registered Nurse §
License Number 658665 §
issued to KRISTY DAWN ANDERS §



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 P. Thomas
Executive Director of the Board

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 658665, issued to KRISTY DAWN ANDERS, 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 a Diploma from Baptist Health System, San Antonio, Texas, on December 1, 1998. Respondent was licensed to practice professional nursing in the State of Texas in March 2, 1999.
4. Respondent's professional nursing employment history is unknown.
5. Formal Charges were filed on September 2, 2010. A copy of the Formal Charges is attached and incorporated by reference as part of this Order.
6. Formal Charges were mailed to Respondent on September 7, 2010.

7. On April 26, 2011, the Board received a statement from Respondent voluntarily surrendering the right to practice nursing in Texas. A copy of Respondent's statement, dated April 26, 2011, 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)(3) & (10), Texas Occupations Code, and 22 TEX. ADMIN. CODE §217.12(13).
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 TAC §§213.26-.29, and any amendments thereof in effect at the time of the reinstatement.

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ORDER

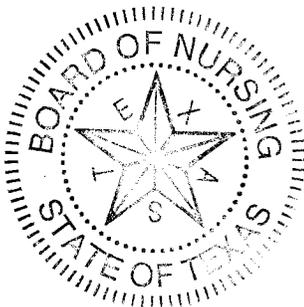
NOW, THEREFORE, IT IS ORDERED that the voluntary surrender of Registered Nurse License Number 658665, heretofore issued to KRISTY DAWN ANDERS, to practice professional nursing in the State of Texas, is accepted by the Executive Director on behalf of the Texas Board of Nursing. In connection with this 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 26th day of April, 2011.

TEXAS BOARD OF NURSING



By:



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

**In the Matter of Permanent License
Number 658665, Issued to
KRISTY DAWN ANDERS, Respondent**

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**BEFORE THE TEXAS
BOARD OF NURSING**

FORMAL CHARGES

This is a disciplinary proceeding under Section 301.452(b), Texas Occupations Code. Respondent, KRISTY DAWN ANDERS, is a Registered Nurse holding license number 658665, 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 April 13, 2006, Respondent entered a plea of Guilty to the offense of FORGERY (a State Jail Felony committed on March 6, 2006) in the District Court, 216th Judicial District, Gillespie County, Texas, under Cause No. 4513. As a result of the guilty plea, the proceedings against Respondent were deferred without entering an adjudication of guilt, and she was placed on probation for a period of five (5) years. Additionally, Respondent was ordered to pay Restitution in the amount of two thousand eight hundred fifty-five dollars and seventy-eight cents (\$2,855.78) and court costs. On May 8, 2008, Respondent was issued a Judgment Continuing Deferred Adjudication Probation for a period of five (5) years and she was assessed a fine of one hundred dollars (\$100).

The above action constitutes grounds for disciplinary action in accordance with Section 301.452(b)(3)&(10), Texas Occupations Code, and is a violation of 22 TEX. ADMIN. CODE §217.12(13).

CHARGE II.

On or about December 11, 2009, Respondent entered a plea of Guilty to THEFT OF A FIREARM (a State Jail felony offense committed on October 1, 2007) in the 198th Judicial District Court of Kerr County, Kerrville, Texas, under Cause No. B09-201-Count One. As a result of the guilty plea, the proceedings against Respondent were deferred without entering an adjudication of guilt, and she was placed on probation for a period of seven (7) years. Additionally, Respondent was ordered to pay Restitution in the amount of four hundred fifty dollars (\$450) and court costs.

The above action constitutes grounds for disciplinary action in accordance with Section 301.452(b)(3)&(10), Texas Occupations Code, and is a violation of 22 TEX. ADMIN. CODE §217.12(13).

CHARGE III.

On or about December 11, 2009, Respondent entered a plea of Guilty to POSSESSION OF A FIREARM BY FELON (a 3RD Degree felony offense committed on October 1, 2007) in the 198th Judicial District Court of Kerr County, Kerrville, Texas, under Cause No. B09-201-Count Two. As a result of the guilty plea, the proceedings against Respondent were deferred without entering an adjudication of guilt, and she was placed on probation for a period of seven (7) years.

The above action constitutes grounds for disciplinary action in accordance with Section 301.452(b)(3)&(10), Texas Occupations Code, and is a violation of 22 TEX. ADMIN. CODE §217.12(13).

CHARGE IV.

On or about December 11, 2009, Respondent entered a plea of Guilty to FRAUDULENT USE OR POSSESSION OF IDENTIFYING INFORMATION (a State Jail felony offense committed on June 1, 2007) in the 198th Judicial District Court of Kerr County, Kerrville, Texas, under Cause No. B09-313. As a result of the guilty plea, the proceedings against Respondent were deferred without entering an adjudication of guilt, and she was placed on probation for a period of seven (7) years. Respondent was ordered to pay Restitution in the amount of two thousand two hundred seventy eight dollars (\$2,278).

The above action constitutes grounds for disciplinary action in accordance with Section 301.452(b)(3)&(10), Texas Occupations Code, and is a violation of 22 TEX. ADMIN. CODE §217.12(13).

CHARGE V.

On or about December 11, 2009, Respondent entered a plea of Guilty to FRAUDULENT USE OR POSSESSION OF IDENTIFYING INFORMATION (a State Jail felony offense committed on June 1, 2007) in the 198th Judicial District Court of Kerr County, Kerrville, Texas, under Cause No. B09-314. As a result of the guilty plea, the proceedings against Respondent were deferred without entering an adjudication of guilt, and she was placed on probation for a period of seven (7) years. Respondent was ordered to pay Restitution in the amount of two thousand eight hundred twenty-eight dollars (\$2,828) and court costs.

The above action constitutes grounds for disciplinary action in accordance with Section 301.452(b)(3)&(10), Texas Occupations Code, and is a violation of 22 TEX. ADMIN. CODE §217.12(13).

CHARGE VI.

On or about December 11, 2009, Respondent entered a plea of Guilty to FRAUDULENT USE OR POSSESSION OF IDENTIFYING INFORMATION (a State Jail felony offense committed on June 1, 2007) in the 198th Judicial District Court of Kerr County, Kerrville, Texas, under Cause No. B09-315. As a result of the guilty plea, the proceedings against Respondent were deferred without entering an adjudication of guilt, and she was placed on probation for a period of seven (7) years. Respondent was ordered to pay court costs.

The above action constitutes grounds for disciplinary action in accordance with Section 301.452(b)(3)&(10), Texas Occupations Code, and is a violation of 22 TEX. ADMIN. CODE §217.12(13).

CHARGE VII.

On or about December 11, 2009, Respondent entered a plea of Guilty to FRAUDULENT USE OR POSSESSION OF IDENTIFYING INFORMATION (a State Jail felony offense committed on June 1, 2007) in the 198th Judicial District Court of Kerr County, Kerrville, Texas, under Cause No. B09-316. As a result of the guilty plea, the proceedings against Respondent were deferred without entering an adjudication of guilt, and she was placed on probation for a period of seven (7) years. Respondent was ordered to pay Restitution in the amount of six thousand nine hundred eighty-eight dollars (\$6,988) and court costs.

The above action constitutes grounds for disciplinary action in accordance with Section 301.452(b)(3)&(10), Texas Occupations Code, and is a violation of 22 TEX. ADMIN. CODE §217.12(13).

CHARGE VIII.

On or about December 11, 2009, Respondent entered a plea of Guilty to FRAUDULENT USE OR POSSESSION OF IDENTIFYING INFORMATION (a State Jail felony offense committed on June 1, 2007) in the 198th Judicial District Court of Kerr County, Kerrville, Texas, under Cause No. B09-317. As a result of the guilty plea, the proceedings against Respondent were deferred without entering an adjudication of guilt, and she was placed on probation for a period of seven (7) years. Respondent was ordered to pay Restitution in the amount of nine thousand three hundred seventy-seven dollars (\$9,377) and court costs.

The above action constitutes grounds for disciplinary action in accordance with Section 301.452(b)(3)&(10), Texas Occupations Code, and is a violation of 22 TEX. ADMIN. CODE §217.12(13).

CHARGE IX.

On or about December 11, 2009, Respondent entered a plea of Guilty to FRAUDULENT USE OR POSSESSION OF IDENTIFYING INFORMATION (a State Jail felony offense committed on June 1, 2007) in the 198th Judicial District Court of Kerr County, Kerrville, Texas, under Cause No. B09-318. As a result of the guilty plea, the proceedings against Respondent were deferred without entering an adjudication of guilt, and she was placed on probation for a period of seven (7) years. Respondent was ordered to pay Restitution in the amount of one thousand five hundred fourteen dollars (\$1,514) and court costs.

The above action constitutes grounds for disciplinary action in accordance with Section 301.452(b)(3)&(10), Texas Occupations Code, and is a violation of 22 TEX. ADMIN. CODE §217.12(13).

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 and TEX. OCC. CODE Ch. 53. 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.

NOTICE IS GIVEN that to the extent applicable, based on the Formal Charges, the Board will rely on Adopted Disciplinary Guidelines for Criminal Conduct and on Adopted Disciplinary Sanction Policies for Fraud, Theft & Deception, which can be found at the Board's website, www.bon.state.tx.us.

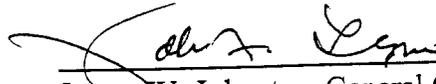
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NOTICE IS GIVEN that, based on the Formal Charges, the Board will rely on the Disciplinary Matrix, which can be found at www.bon.state.tx.us/disciplinaryaction/discp-matrix.html.

Filed this 2nd day of September, 20 10.

TEXAS BOARD OF NURSING



James W. Johnston, General Counsel

Board Certified - Administrative Law

Texas Board of Legal Specialization

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TEXAS BOARD OF NURSING

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KRISTY DAWN ANDERS
8904 Ballard Rd.
San Angelo, TX 76901
Texas RN License #658665

Voluntary Surrender Statement

April 26, 2011

Dear Texas Board of Nursing:

I no longer desire to be licensed as a professional nurse. Accordingly, I voluntarily surrender my license/licenses 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 K Anders

Date 4/24/2011

Texas Nursing License Number/s _____

The State of Texas

Before me, the undersigned authority, on this date personally appeared KRISTY DAWN ANDERS 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 _____ day of _____, 20____.

SEAL

Notary Public in and for the State of _____