



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 Nurse § AGREE
License Number 567048 §
issued to ANNUNCIATA CHINYERE NNAMADIM § ORDER

On this day the Texas Board of Nursing, hereinafter referred to as the considered the matter of ANNUNCIATA CHINYERE NNAMADIM, Registered Nurse License Number 567048, hereinafter referred to as Respondent.

Information received by the Board produced evidence that Respondent may have violated Section 301.452(b)(2), (10)&(13), Texas Occupations Code. Respondent waived representation by counsel, informal proceedings, notice and hearing, and agreed to the entry of this Order offered on June 6, 2010, by Katherine A. Thomas, MN, RN, Executive Director, subject to ratification by the Board.

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 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.
4. Respondent received an Associate Degree in Nursing from Lincoln University, Jefferson, Missouri on May 1, 1978. Respondent was licensed to practice professional nursing in the State of Texas on March 7, 1991.
5. Respondent's complete nursing employment history is unknown.

6. At the time of the initial incident in Finding of Fact Number Seven (7), Respondent was employed as a Registered Nurse with Administaff, Kingwood, Texas, and assigned to Sugar Land Rehabilitation Hospital, Sugar Land, Texas, and had been in this position for one (1) year.
7. On or about January 29, 2008, while employed with Administaff, Kingwood, Texas and assigned to Sugar Land Rehabilitation Hospital, Sugar Land, Texas, Respondent failed to initiate Intravenous (IV) therapy for a patient in a timely manner, as ordered. Respondent's conduct placed the patient at risk of non-efficacious treatment, which may have delayed the patient's recovery.
8. In response to Finding of Fact Number Seven (7), Respondent denies that she failed to initiate therapy to this patient and stated that she tried to set up an IV therapy in a timely manner. Respondent states that the cannula was in with the first stick, but before she could secure it with tape to the patient's arm, the cannula dislodged and the patient would not allow her to stick him again.
9. On or about March 24, 2008, while employed with Administaff, Kingwood, Texas and assigned to Sugar Land Rehabilitation Hospital, Sugar Land, Texas, Respondent failed to provide a safe environment for Patient #0001467, in that she discharged the patient to another facility, without a physician's order for transfer and prior to the patient being accepted for transfer by the other facility. Respondent's conduct failed to promote a safe environment and deprived subsequent caregivers of essential information from the physician, which would have been required to institute the appropriate medical care.
10. In response to Finding of Fact Number Nine (9), Respondent denies this allegation and states she was advised in morning report by the night nurse that the patient had been discharged and they were waiting for the patient's wife to pick him up. Later that morning, Respondent reports that when the patient's wife came to pick up the patient, she rechecked the chart to confirm discharge and took the discharge paper to her supervisor, who then signed the transfer note before the patient was discharged. Respondent concludes that it was not her duty to call the other facility to make sure that the patient would be accepted for transfer and believed this had been done by the case manager at the time the physician discharged the patient.
11. On or about March 30, 2008, while employed with Administaff, Kingwood, Texas and assigned to Sugar Land Rehabilitation Hospital, Sugar Land, Texas, Respondent failed to properly document and fax physicians' orders for "Rocephine 1gm IV daily X 7 days" to the pharmacy in a timely manner for Patient #001517. Respondent conduct resulted in a delay in the administration of antibiotic therapy until March 31, 2008, which may have resulted in non-efficacious treatment and prolonged the patient's recovery.

12. In response to Finding of Fact Number Eleven (11), Respondent asserts that she received a written order in the evening before the end of her shift, faxed the order to the pharmacy before the end of her shift and contacted the pharmacist, who advised her that she needed to check the refrigerator on the first or second floor for the medication. Respondent states that both refrigerators did not contain the medication, so she notified the pharmacist, however, the medication was not received before she went off duty.
13. On or about April 3, 2008, while employed with Administaff, Kingwood, Texas and assigned to Sugar Land Rehabilitation Hospital, Sugar Land, Texas, Respondent failed to care adequately for Patient #0001505, in that she was unable to obtain the patient's blood pressure, establish an IV access site, or change the patient's surgical dressing in a timely manner, as ordered. Respondent's conduct deprived the patient of timely detection and medical intervention in the event of a change in the patient's status. Additionally, Respondent's failure to establish an IV access site or change the patient's surgical dressing, placed the patient at risk of non-efficacious treatment, which may have prolonged the patient's recovery.
14. In response to Finding of Fact Number Thirteen (13), Respondent asserts that she tried to check the patient's blood pressure, but the automatic vital signs machine was not well charged and would not register. Respondent denies any knowledge of her failure to access the IV site or change the patient's surgical dressings and states that she always changes the surgical dressings of her patients after they come back from morning physical therapy.
15. On or about April 8, 2008, while employed with Administaff, Kingwood, Texas and assigned to Sugar Land Rehabilitation Hospital, Sugar Land, Texas, Respondent administered Colace to Patient #0001524 orally instead of "per J-tube" as ordered by the physician. Patient #0001524 had difficulty swallowing due to a stroke and Respondent's conduct placed the patient at risk of aspiration.
16. On or about April 8, 2008, while employed with Administaff, Kingwood, Texas and assigned to Sugar Land Rehabilitation Hospital, Sugar Land, Texas, Respondent failed to accurately document the administration of Colace to Patient #0001524. Respondent removed Colace from the Pyxis at 09:15, and documented that she administered it 09:00 am and failed to document the route of administration. Respondent's conduct deprived subsequent caregivers of essential information on which to rely on to provide ongoing medical care.

17. In response to Finding of Fact Number Fifteen (15), Respondent denies this incident and states that the patient's wife informed her about the J-tube feeding and medications and insisted that they feed and medicate the patient as she had been doing at home. Respondent reports that she and two other staff members made numerous unsuccessful attempts to flush the J-tube to administer medications, so she notified the physician, who instructed her to use coke to flush the J-tube, which eventually unclogged the J-tube. Respondent states that when she went to get the patient's medications, the wife informed her that somebody had given her husband the medication by mouth. In response to Finding of Fact Number Sixteen (16), Respondent states that as a rule, there is a one hour time frame to pass medications. Respondent asserts that she removed the patient's medications at 9:00 a.m. but due to the fact the patient's J-tube was clogged, she was unable to administer the medication at 9:00 a.m. as ordered. Respondent concludes that since she administered the medication within an hour of the scheduled time, she documented the administration of the medication at the scheduled time, as was the practice in the hospital.
18. On or about January 26, 2010, Respondent submitted an Registered Nurse Texas Board of Nursing Renewal Document to the Board of Nursing which she answered, "NO," to question number two (2)(H), which reads: "Have you within the past 24 months or since your last renewal, for any criminal offense, including those pending appeal, been arrested or have any pending criminal charges?"

On or about October 3, 2009, Respondent was arrested for a Misdemeanor-Class A; POSSESSION AND OPERATION OF SALVAGED MOTOR VEHICLE, by the Fort Bend Sheriff's Department, which was later referred to the Richmond District Attorney where the prosecutor altered the Offense to, WRONG FACTIOUS/ALTERED/OBSCURED VEHICLE REGISTRATION-MISDEMEANOR-CLASS B.

Respondent's conduct was deceiving to the Board and may have affected the Board's decision to license her.

19. In response to Finding of Fact Number Eighteen (18), Respondent states that she purchased a 2000 Misubishi Montero Sports from a Houston Auction and took the vehicle to EC United Auto Center, where the vehicle was repaired and reconditioned. After the vehicle was fixed, Respondent reports that she gave the money to the body Shop owner for the vehicle registration and was provided a paper license tag which was displayed on the vehicle, and she was driving on October 3, 2009, when she was arrested. Respondent reports that she appeared in court and thought that the cases were dismissed, however later discovered that the same case was still pending in Richmond. Respondent asserts that she answered "no" on her renewal because she believed these were traffic violations and not criminal offenses.

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)(2), (10) & (13), Texas Occupations Code, 22 TEX. ADMIN. CODE §§217.11(1)(A), (B), (C),(D),(M),(N) & (P) & (3)(A) and 217.12(1)(A) & (B), (4), (6)(A), (H), & (I).
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 567048, heretofore issued to ANNUNCIATA CHINYERE NNAMADIM, 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 a REPRIMAND WITH STIPULATIONS, 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 is 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 Texas Board of Nursing and the Board of Nursing in the party state where Respondent wishes to work.

IT IS FURTHER AGREED that:

- (1) 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) 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>.*

(2) RESPONDENT SHALL, within one (1) year of entry of this Order, successfully complete a course in medication administration. 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. The didactic portion of this course shall be a minimum of six (6) hours in length. The course shall contain a minimum twenty-four (24) hour clinical component which is to be provided by the same Registered Nurse who provides the didactic

portion of this course. The clinical component SHALL focus on tasks of medication administration only. In order for the course to be approved, the course's content shall include: a review of proper administration procedures for all standard routes; computation of drug dosages; the five (5) rights of medication administration; factors influencing the choice of route; and possible adverse effects resulting from improper administration. The course description shall indicate goals and objectives for the course, resources to be utilized, and the methods to be used to determine successful completion of the course. RESPONDENT SHALL successfully complete both the didactic and clinical portions of the course to satisfy this stipulation. RESPONDENT SHALL CAUSE the instructor 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>.

(3) RESPONDENT SHALL, within one (1) year of entry of this Order, successfully complete a course in nursing documentation. 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. The course shall be a minimum of six (6) hours in length of classroom time. In order for the course to be approved, the target audience shall include Nurses. The course shall include content on the following: nursing standards related to accurate and complete documentation; legal guidelines for recording; methods and processes of recording; methods of alternative record-keeping; and computerized documentation. RESPONDENT

SHALL cause the instructor to submit a Verification of Course Completion form, provided by the Board, to the Board's office 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>

(4). 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://ncsbn.hivelive.com/hives/a0f6f3e8a0/summary>.*

(5) RESPONDENT SHALL pay a monetary fine in the amount of two hundred fifty dollars (\$250.00). RESPONDENT SHALL pay this fine within forty-five 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.

(6) IT IS FURTHER AGREED, SHOULD RESPONDENT be convicted of or receive a deferred order for the offense as outlined in Finding of Fact Number Eighteen (18), said judicial action will result in further disciplinary action including Revocation of Respondent's license to practice professional nursing in the State of Texas.

IT IS FURTHER AGREED, SHOULD RESPONDENT PRACTICE AS A NURSE IN THE STATE OF TEXAS, RESPONDENT WILL PROVIDE DIRECT PATIENT CARE AND PRACTICE IN A HOSPITAL, NURSING HOME, OR OTHER CLINICAL SETTING AND RESPONDENT MUST WORK IN SUCH SETTING A MINIMUM OF SIXTY-FOUR (64) HOURS PER MONTH UNDER THE FOLLOWING STIPULATIONS FOR TWO (2) YEARS OF EMPLOYMENT. THE LENGTH OF THE STIPULATION PERIOD WILL BE EXTENDED UNTIL SUCH TWENTY-FOUR (24) MONTHS HAVE ELAPSED. PERIODS OF UNEMPLOYMENT OR OF EMPLOYMENT THAT DO NOT REQUIRE THE USE OF A REGISTERED NURSE (RN) LICENSE WILL NOT APPLY TO THIS STIPULATION PERIOD:

(7) RESPONDENT SHALL notify each present employer in nursing of this Order of the Board and the stipulations on RESPONDENT'S license. RESPONDENT SHALL present a complete copy of this Order and all Proposals for Decision issued by the Administrative Law Judge, if any, to each present employer within five (5) days of receipt of this Order. RESPONDENT SHALL notify all future employers in nursing of this Order of the Board and the stipulations on RESPONDENT'S license. RESPONDENT SHALL present a complete copy of this Order and all Proposals for Decision issued by the Administrative Law Judge, if any, to each future employer prior to accepting an offer of employment.

(8) RESPONDENT SHALL CAUSE each present employer in nursing to submit the Notification of Employment form, which is provided to the Respondent by the Board, to the Board's office within ten (10) days of receipt of this Order. RESPONDENT SHALL CAUSE each future employer to submit the Notification of Employment form, which is provided to the Respondent by the

Board, to the Board's office within five (5) days of employment as a nurse.

(9) RESPONDENT SHALL be supervised by a Registered Nurse who is on the premises. The supervising nurse is not required to be on the same unit or ward as RESPONDENT, but should be on the facility grounds and readily available to provide assistance and intervention if necessary. The supervising nurse shall have a minimum of two (2) years experience in the same or similar practice setting to which the Respondent is currently working. RESPONDENT SHALL work only regularly assigned, identified and predetermined unit(s). RESPONDENT SHALL NOT be employed by a nurse registry, temporary nurse employment agency, hospice, or home health agency. RESPONDENT SHALL NOT be self-employed or contract for services. Multiple employers are prohibited.

(10) RESPONDENT SHALL CAUSE each employer to submit, on forms provided to the Respondent by the Board, periodic reports as to RESPONDENT'S capability to practice nursing. These reports shall be completed by the Registered Nurse who supervises the RESPONDENT. These reports shall be submitted by the supervising nurse to the office of the Board at the end of each three (3) month period for two (2) years of employment as a nurse

IT IS FURTHER AGREED, that upon full compliance with the terms of this Order, all encumbrances will be removed from RESPONDENT'S license 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 this Order is subject to ratification by the Board. When this Order is ratified, the terms of this Order become effective, and 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 professional nursing in the State of Texas, as a consequence of my noncompliance.

Signed this 29th day of June, 2010.

Annunciata Chinyere Nnamadim

ANNUNCIATA CHINYERE NNAMADIM, Respondent

Sworn to and subscribed before me this 29th day of June, 2010.

SEAL

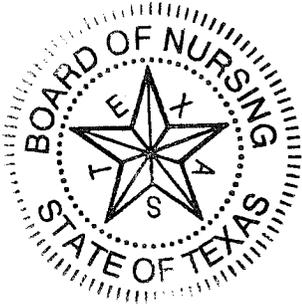
A A Desai

Notary Public in and for the State of TX



WHEREFORE, PREMISES CONSIDERED, the Texas Board of Nursing does hereby ratify and adopt the Agreed Order that was signed on the 29th day of June, 2010, by ANNUNCIATA CHINYERE NNAMADIM, Registered Nurse License Number 567048, and said Order is final.

Effective this 17th day of August, 2010.



A handwritten signature in black ink, appearing to read 'Katherine A. Thomas', is written over a horizontal line.

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