BEFORE THE TEXAS BOARD OF NURSING

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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

In the Matter of Registered Nurse	§
License Number 677580, issued to	§
ABIGAIL ELIZABETH YOUNG	§

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 677580, issued to ABIGAIL ELIZABETH YOUNG, 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 Baccalaureate Degree in Nursing from The University of Texas, Medical Branch, Galveston, Texas, on April 27, 2001. Respondent was licensed to practice professional nursing in the State of Texas on June 12, 2001.

4. Respondent's nursing employment history includes:

06/01 - 07/09	Staff Nurse/L&D	Women's Hospital of Texas Houston, Texas
06/08 - 07/09	Clinical Educator	Healthy Connections Houston, Texas
07/09 - 08/09	Staff Nurse	Trinity Medical Center Brenham, Texas

5. Second Amended Formal Charges were filed on July 14, 2010. A copy of the Formal Charges is attached and incorporated by reference as part of this Order.

6. Second Amended Formal Charges were mailed to Respondent on July 14, 2010.

7. On August 11, 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 4, 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)(3)&(10) and Section 301.4535(a)(7), Texas Occupations Code, and 22 TEX. ADMIN. CODE §217.12 (6)(C)&(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 677580, heretofore issued to ABIGAIL ELIZABETH YOUNG, 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 immediately deliver the wallet-size license, heretofore issued to ABIGAIL ELIZABETH YOUNG, to the office of the Texas Board of Nursing.

2. 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.

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

4. 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 **16th** day of **August**, **2010**.

TEXAS BOARD OF NURSING

By: _____

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

In the Matter of Permanent License	§	**BEFORE THE TEXAS**
Number 677580, Issued to	§	
ABIGAIL ELIZABETH YOUNG, Respondent	§	**BOARD OF NURSING**

SECOND AMENDED FORMAL CHARGES

This is a disciplinary proceeding under Section 301.452(b), Texas Occupations Code. Respondent, ABIGAIL ELIZABETH YOUNG, is a Registered Nurse holding license number 677580, 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 October 29, 2009, Respondent was indicted on a state jail felony offense in the Harris County District Court No. 232, Harris County, Texas, in Cause Number 1227879, for intentionally and knowingly by omission causing SERIOUS BODILY INJURY to Emma Thompson, a child younger than fifteen years of age, by failing to provide adequate medical attention, protection, and adult supervision. Probable cause exists that Respondent's conduct was likely to harm patients or the public.

On July 12, 2010, Respondent was convicted of a lesser offense of RECKLESS SERIOUS BODILY INJURY TO A CHILD BY OMISSION, a 2nd Degree Felony in violation of TEX. PEN. CODE §22.04, in the District Court 232nd Judicial District, Harris County, Texas, cause number 1227879. Respondent was sentenced to twenty (20) years confinement and assessed a fine in the amount of ten thousand dollars ($10,000).

The above action constitutes grounds for disciplinary action in accordance with Section 301.452(b)(3)&(10) and 301.4535(a)(7), Texas Occupations Code, and is a violation of 22 TEX. ADMIN. CODE §217.12(6)(C)&(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).

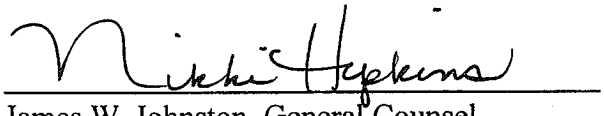
NOTICE IS GIVEN that all statutes and rules cited in these Charges are incorporated as part of this pleading and can be found at the Board's website, www.bon.state.tx.us.

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

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 14th day of July, 2010.

TEXAS BOARD OF NURSING



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0999/D

ABIGAIL ELIZABETH YOUNG
404 Sycamore
Brenham, Texas 77833
Texas Registered Nurse License #677580

Voluntary Surrender Statement

August 4, 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 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 _____

Date 8/4/2010

Texas Nursing License Number/s 677580

The State of Texas

Before me, the undersigned authority, on this date personally appeared Abigail Elizabeth Young 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 4th day of Aug, 2010.

SEAL KATHY STULL My Commission Expires February 4, 2012

Notary Public in and for the State of Texas