



Respondent's professional nursing employment history continued:

12/2002 - 03/2003	Employment history unknown
03/2003 - 05/2004	RN Campbell Health System Weatherford, Texas
06/2004 - 06/2005	RN Auxi Health Care
06/2005 - 03/2009	RN Kindred Health Care Ft. Worth and Southwest
12/2008 - 6/2009	RN Baylor Surgicare of Granbury Granbury, Texas
06/2009 - 09/2009	Employment history unknown
09/2009 - Present	RN John Peter Smith Hospital Ft. Worth, Texas

6. At the time of the incidents, Respondent was employed as a Registered Nurse with Baylor Surgicare of Granbury, Granbury, Texas, and had been in this position for six (6) months.
7. On or about June 15, 2009, while employed as a Registered Nurse with Baylor Surgicare at Granbury, Granbury, Texas, Respondent misappropriated Demerol from the facility and patients thereof, or failed to take the precautions to prevent such misappropriation. Possession of Demerol, without a valid prescription, is prohibited by Chapter 481 of the Texas Health and Safety Code (Controlled Substances Act). Respondent's conduct was likely to defraud the facility and patients of the cost of medications.
8. On or about June 15, 2009, while employed as a Registered Nurse with Baylor Surgicare at Granbury, Granbury, Texas, Respondent lacked fitness to practice professional nursing, in that she admitted to misappropriating Demerol with the intent of harming herself. Respondent's condition could have affected her ability to recognize subtle signs, symptoms or changes in patients' conditions, and could have affected her ability to make rational, accurate, and appropriate assessments, judgements, and decisions regarding patient care, thereby placing the patients in potential danger.
9. In response to Findings of Fact Numbers Seven (7) and Eight (8), Respondent states: The allegations are true. On June 14, 2009, after several days of terrible sadness and severe depression, I decided everyone was better off without me. I would not have to deal with all the pain and sadness. I now know that I am battling severe depression, that at the time, almost pushed me over the edge. On June 14, 2009, I went to the center knowing that no

one would be there, I removed the Demerol from the lock box and drew it all up, and fully intended to go to sleep peacefully and forever. By the grace of God I took a look in the mirror and knew I had to do something, but not die. I squirted out the medication immediately and called my pastor. I disclosed what had occurred to my boss on Monday morning. I was ashamed and afraid. I took two months off from working, sought spiritual counseling, and started seeing a Licensed Counselor. I pray that I will be allowed to continued counseling and that the Board consider a peer assistance program. for nurses with mental health issues.”

9. The Respondent's conduct described in the preceding Finding of Fact was reportable under the provisions of Sections 301.401-301.419, Texas Occupations Code.
10. The Board finds that there exists serious risks to public health and safety as a result of impaired nursing care due chemical dependency.
11. Respondent's conduct described in Findings of Fact Numbers Seven (7) and Eight (8) resulted from was significantly influenced by Respondent's mental illness.
12. Respondent's compliance with the terms of a Board approved peer assistance program should be sufficient to protect patients and the public.

#### CONCLUSIONS OF LAW

1. Pursuant to Texas Occupations Code, Sections 301.451-301.455, 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)(10)&(12), Texas Occupations Code, and 22 TEX. ADMIN. CODE §217.12(1)(A),(E),(4),(5),(6)(G),(8), (10)(E)&(11)(B).
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 669624, heretofore issued to DAWN MARIE SANCHEZ, including revocation of Respondent's license to practice nursing in the State of Texas.
5. The Board may, in its discretion, order a nurse to participate in a peer assistance program approved by the Board if the nurse would otherwise have been eligible for referral to peer assistance pursuant to Section 301.410, Texas Occupations Code.

ORDER

IT IS THEREFORE AGREED and ORDERED that RESPONDENT, in lieu of the sanction of Revocation under Section 301.453, Texas Occupations Code, SHALL comply with the following conditions for such a time as is required for RESPONDENT to successfully complete the Texas Peer Assistance Program for Nurses (TPAPN):

(1) RESPONDENT SHALL, within forty-five (45) days following the date of entry of this final Order, apply to TPAPN and SHALL, within ninety (90) days following the date of entry of this final Order, sign and execute the TPAPN participation agreement, which SHALL include payment of a non-refundable participation fee in the amount of five hundred dollars (\$500.00) payable to TPAPN.

(2) Upon acceptance into the TPAPN, RESPONDENT SHALL waive confidentiality and provide a copy of the executed TPAPN participation agreement to the Texas Board of Nursing.

(3) RESPONDENT SHALL comply with all requirements of the TPAPN participation agreement during its term and SHALL keep her license to practice nursing in the State of Texas current.

(4) RESPONDENT SHALL CAUSE the TPAPN to notify the Texas Board of Nursing of any violation of the TPAPN participation agreement.

IT IS FURTHER AGREED and ORDERED, RESPONDENT SHALL comply in all respects with the Nursing Practice Act, Texas Occupations Code, Section §§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 multistate licensure 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, SHOULD RESPONDENT fail to comply with this Order or the terms of the participation agreement with the TPAPN, such noncompliance will result in further disciplinary action including EMERGENCY SUSPENSION pursuant to Section 301.4551, Texas Occupations Code, or REVOCATION of Respondent's license and nurse licensure compact privileges, if any, to practice nursing in the State of Texas.

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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. I do acknowledge possessing a diagnosis that deems me eligible to participate in the Texas Peer Assistance Program for Nurses. By my signature on this Order, I agree to the Findings of Fact, Conclusions of Law, and Conditions One (1) through Four (4) of this Order to obtain disposition of the allegations through peer assistance and to avoid further disciplinary action in this matter. I waive judicial review of this Order. I understand that this Order becomes effective upon acceptance by the Executive Director on behalf of the Texas Board of Nursing, 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.

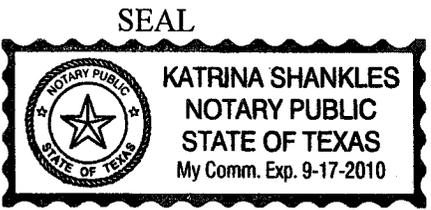
Signed this 13 day of April, 2010.

Dawn Marie Sanchez  
DAWN MARIE SANCHEZ, Respondent

Sworn to and subscribed before me this 13 day of April, 2010.

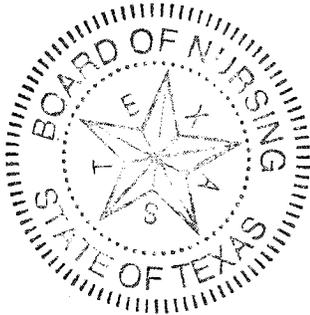
Katrina Shankles

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 accept and enter the Agreed Order that was signed on the 13<sup>th</sup> day of April, 2010, by DAWN MARIE SANCHEZ, Registered Nurse License Number 669624, and said Order is final.

Entered and effective this 28<sup>th</sup> day of April, 2010.



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