

IN THE MATTER OF  
PERMANENT CERTIFICATE  
NUMBER 108726  
ISSUED TO  
TERRI LYNN COBURN

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§

BEFORE THE ELIGIBIL  
AND DISCIPLINARY  
COMMITTEE  
OF THE 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.  
*Patricia P. Thomas*  
Executive Director of the Board

**ORDER OF THE BOARD**

TO: Terri Lynn Coburn  
272 Crockett Rd.  
Weatherford, TX 76088

During open meeting held in Austin, Texas, on Tuesday, March 23, 2010, the Eligibility and Disciplinary Committee (hereinafter "Committee") heard the above-styled case. This case was heard, and based on the failure of the Respondent to appear as required by 22 TEX. ADMIN. CODE Ch. 213.

The Committee of the Texas Board of Nursing finds that notice of the facts or conduct alleged to warrant disciplinary action has been provided to Respondent in accordance with Texas Government Code § 2001.054(c) and Respondent has been given an opportunity to show compliance with all the requirements of the Nursing Practice Act, chapter 301 of the Texas Occupations Code, for retention of Respondent's license to practice vocational nursing in the State of Texas.

The Committee finds that the Formal Charges were properly initiated and filed in accordance with section 301.458, Texas Occupations Code.

The Committee finds that after proper and timely Notice regarding the violations alleged in the Formal Charges was given to Respondent in this matter, Respondent has failed to appear in accordance with 22 TEX. ADMIN. CODE Ch. 213.

The Committee finds that the Board is authorized to enter a default order pursuant to Texas Government Code § 2001.056.

The Eligibility and Disciplinary Committee, after review and due consideration, adopts the proposed findings of fact and conclusions of law as stated in the Formal Charges which are attached hereto and incorporated by reference for all purposes and the Staff's recommended sanction of revocation by default. This Order will be properly served on all parties and all parties will be given an opportunity to file a motion for rehearing (22 TEX. ADMIN.CODE § 213.2(j)). All parties have a right to judicial review of this Order.

All proposed findings of fact and conclusions of law filed by any party not specifically adopted herein are hereby denied.

NOW, THEREFORE, IT IS ORDERED that Permanent Certificate Number 108726, previously issued to TERRI LYNN COBURN, to practice vocational nursing in the State of Texas be, and the same is hereby, REVOKED.

IT IS FURTHER ORDERED that Permanent Certificate Number 108726, previously issued to TERRI LYNN COBURN, upon receipt of this Order, be immediately delivered to the office of the Texas Board of Nursing.

IT IS FURTHER ORDERED that this Order SHALL be applicable to Respondent's multi-state privilege, if any, to practice vocational nursing in the State of Texas.

Entered this 23rd day of March, 2010.

TEXAS BOARD OF NURSING

BY:

  
\_\_\_\_\_  
KATHERINE A. THOMAS, MN, RN  
EXECUTIVE DIRECTOR ON BEHALF OF SAID BOARD

Re: Permanent Certificate Number 108726  
Issued to Terri Lynn Coburn  
DEFAULT ORDER -REVOKE

CERTIFICATE OF SERVICE

I hereby certify that on the 24<sup>th</sup> day of March, 20 10, a true and correct copy of the foregoing DEFAULT ORDER was served by placement in the U.S. Mail via certified mail, and addressed to the following person(s):

Terri Lynn Coburn  
272 Crockett Rd.  
Weatherford, TX 76088



BY: Katherine A. Thomas  
KATHERINE A. THOMAS, MN, RN  
EXECUTIVE DIRECTOR ON BEHALF OF SAID BOARD

**In the Matter of Permanent License** § **BEFORE THE TEXAS**  
**Number 108726, Issued to** §  
**TERRI LYNN COBURN, Respondent** § **BOARD OF NURSING**

### **FORMAL CHARGES**

This is a disciplinary proceeding under Section 301.452(b), Texas Occupations Code. Respondent, TERRI LYNN COBURN, is a Vocational Nurse holding license number 108726, which is in delinquent 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 September 15, 1993, Respondent entered a plea of Guilty to THEFT >=\$20 BUT \$200 (a Class B misdemeanor offense), in the County Court at Law No. 1, Parker County, Texas, under Cause No. CCL91835. As a result of the plea, the proceedings against Respondent were deferred without entering an adjudication of guilt and Respondent was placed on probation for a period of twelve (12) months. Additionally, Respondent was ordered to pay a fine and court costs.

The above action constitutes grounds for disciplinary action in accordance with Article 4528(c), sec. 10(3)&(9), TEX. REV. CIV. STAT. ANN.(eff. date 09/01/1993), and is a violation of 22 TEX. ADMIN. CODE §239.11(29)(A).

#### **CHARGE II.**

On or about March 10, 2000, Respondent entered a plea of Guilty to THEFT PROP>=\$50 <\$500 (a Class B misdemeanor offense), in the County Court at Law No. 1, Parker County, Texas, under Cause No. CCL981818. As a result of the plea, the proceedings against Respondent were deferred without entering an adjudication of guilt and Respondent was placed on probation for a period of twelve (12) months. Additionally, Respondent was ordered to pay a fine and court costs.

The above action constitutes grounds for disciplinary action in accordance with Section 302.402(a)(3)(B)&(10), Texas Occupations Code (eff. date 09/01/1999), and is a violation of 22 TEX. ADMIN. CODE §239.11(29)(A).

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### **CHARGE III.**

On or about May 3, 2002, Respondent entered a plea of Guilty and was convicted of THEFT PROP>=\$20 <\$500-COUNT 3 (a Class B misdemeanor offense), in the County Court at Law No. 1, Parker County, Texas, under Cause No. CCL11366. As a result of the conviction, Respondent was sentenced to confinement in the Parker County Jail for a period of one hundred eighty (180) days; however, the imposition of sentence of confinement was suspended, and Respondent was placed on probation for a period of twenty-four (24) months. Additionally, Respondent was ordered to pay a fine and court costs. On or about August 16, 2002, Respondent's probation granted under Cause No. CCL11366 was revoked and Respondent was sentenced to confinement in the Potter County Jail for a period of one hundred eighty (180) days, to run concurrent with the sentence of confinement in Cause No. CCL11364.

The above action constitutes grounds for disciplinary action in accordance with Section 302.402(a)(3)(B)&(10), Texas Occupations Code (eff. date 09/01/2001), and is a violation of 22 TEX. ADMIN. CODE §239.11(29)(A).

### **CHARGE IV.**

On or about January 21, 2003, Respondent entered a plea of Guilty and was convicted of POSSESSION OF A CONTROLLED SUBSTANCE, NAMELY METHAMPHETAMINE, OF LESS THAN 1 GRAM (a State Jail felony offense committed on May 4, 2002), in the 43rd Judicial District Court of Parker County, Texas, under Cause No. 14989. As a result of the conviction, Respondent was sentenced to confinement in the State Jail Division of the Texas Department of Criminal Justice for a period of twenty-four (24) months; however, the imposition of sentence of confinement was suspended, and Respondent was placed on probation for a period of five (5) years. Additionally, Respondent was ordered to pay a fine and court costs. On January 3, 2006, an Order of Additional Condition of Community Supervision - SAFP was entered in the 415th Judicial District Court of Parker County, Texas. On or about January 7, 2009, Respondent's probation granted under Cause No. 14989 was revoked and Respondent was sentenced to confinement in the State Jail Division of the Texas Department of Criminal Justice for a period of twenty-four (24) months.

The above action constitutes grounds for disciplinary action in accordance with Section 302.402(a)(3)(B)&(10), Texas Occupations Code (eff. date 09/01/2001), and is a violation of 22 TEX. ADMIN. CODE §239.11(29)(A). Moreover, the above offense mandates revocation of Respondent's license to practice nursing in accordance with Chapter 53.021 of the Texas Occupations Code.

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### CHARGE V.

On or about August 23, 2002, Respondent entered a plea of Guilty and was convicted of POSSESSION OF MARIJUANA (a Class B misdemeanor offense committed on June 16, 2002), in the County Court at Law of Parker County, Texas, under Cause No. 02-1506. As a result of the conviction, Respondent was sentenced to confinement in the Parker County Jail for a period of eighteen (18) days (with eighteen (18) days credit given for time already served). Additionally, Respondent was ordered to pay a fine and court costs.

The above action constitutes grounds for disciplinary action in accordance with Section 302.402(a)(10), Texas Occupations Code (eff. date 09/01/2001), and is a violation of 22 TEX. ADMIN. CODE §239.11(29)(A).

### CHARGE VI.

On or about March 5, 2009, Respondent entered a plea of Guilty and was convicted of POSSESSION OF A CONTROLLED SUBSTANCE (a 3rd Degree felony offense committed on May 17, 2008), in the 71st District Court, Harrison County, Texas, under Cause No. 08-0370X. As a result of the conviction, Respondent was sentenced to confinement in the Institutional Division of the Texas Department of Criminal Justice for a period of three (3) 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(11)(B)&(13). Moreover, the above offense mandates revocation of Respondent's license to practice nursing in accordance with Chapter 53.021 of the Texas Occupations Code.

NOTICE IS GIVEN that staff will present evidence in support of the recommended disposition of 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 § 301.461, TEX. OCC. CODE ANN. 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](http://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 Nurses with Substance Abuse, Misuse, Substance Dependency, and Fraud, Theft & Deception, which can be found at the Board's website, [www.bon.state.tx.us](http://www.bon.state.tx.us).

NOTICE IS ALSO GIVEN that Respondent's past disciplinary history, as set out below and described in the Orders which are attached and incorporated by reference as part of these charges, will be offered in support of the disposition recommended by staff: Agreed Order dated July 19, 1985; Agreed Order dated May 19, 1987; and Agreed Order dated May 20, 1992.

Filed this 22<sup>nd</sup> day of January, 2010.

TEXAS BOARD OF NURSING

*R. Kyle Hensley*

James W. Johnston, General Counsel  
Board Certified - Administrative Law  
Texas Board of Legal Specialization  
State Bar No. 10838300

Jena Renee Koslan Abel, Assistant General Counsel  
State Bar No. 24036103

Robert Kyle Hensley, Assistant General Counsel  
State Bar No. 50511847

John F. Legris, Assistant General Counsel  
State Bar No. 00785533

TEXAS BOARD OF NURSING

333 Guadalupe, Tower III, Suite 460  
Austin, Texas 78701

P: (512) 305-6824

F: (512) 305-8101 or (512)305-7401



Attachments: Order of the Board dated July 19, 1985.  
Order of the Board dated May 19, 1987.  
Order of the Board dated May 20, 1992.

0999/D

104726

BOARD OF VOCATIONAL NURSE EXAMINERS	*	STATE OF TEXAS
	*	
VS.	*	
	*	
TERRY LYNN PARKER	*	COUNTY OF TRAVIS

COMPLAINT

BEFORE ME, the undersigned authority, a Notary Public in and for the State of Texas, on this day personally appeared Ferris Aldridge, who after being by me duly sworn, did depose and say:

As an Investigator for the Board of Vocational Nurse Examiners, I, Ferris Aldridge, do hereby present to the Executive Director of the Board of Vocational Nurse Examiners, the following complaint against TERRY LYNN PARKER, a practitioner of vocational nursing in Texas licensed by the Board of Vocational Nurse Examiners with license number 108726, hereinafter called Respondent.

I.

Respondent has engaged in the intemperate use of alcohol or drugs, in violation of Article 4528c, Section 10 (a) (8), Revised Civil Statutes of Texas, to-wit:

Respondent has engaged in the habitual and excessive use of alcohol.

II.

Respondent has engaged in unprofessional or dishonorable conduct that, in the opinion of the Board, is likely to deceive, defraud, or injure the public, in violation of Article 4528c, Section 10 (a) (9), Revised Civil Statutes of Texas.

107726

COMPLAINT  
RE: TERRY LYNN PARKER, LVN# 108726  
PAGE 2

Rule 231.81 of the Rules and Regulations of the Board of Vocational Nurse Examiners, states that "Unprofessional Conduct" shall include but not be limited to:

(F) practicing as a vocational nurse while the ability to practice is impaired by alcohol, drugs, or physical disability, to-wit:

- a. On or about February 18, 1985, Respondent was employed as a Licensed Vocational Nurse at Keeneland Nursing Home in Weatherford, Texas.
- b. While so employed Respondent reported for duty while under the influence of alcohol.

II.

The foregoing acts constitute grounds for the Board of Vocational Nurse Examiners to revoke, suspend or take other disciplinary action against the vocational nurse license of TERRY LYNN PARKER, license number 108726, as provided under Article 4528c, Revised Civil Statutes of Texas, 1951, as amended.

WHEREFORE, PREMISES CONSIDERED, I, Ferris Aldridge, do hereby suggest and request the Board of Vocational Nurse Examiners take disciplinary action against TERRY LYNN PARKER, LVN #108726, in accordance with the provisions of the laws of the State of Texas.

  
AFFIANT

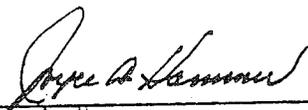
107726

COMPLAINT  
RE: TERRY LYNN PARKER, LVN# 108726  
PAGE 3

SUBSCRIBED AND SWORN TO BEFORE ME by the said Ferris Aldridge, on this the  
3rd day of June, 1985.

  
\_\_\_\_\_  
NOTARY PUBLIC IN AND FOR  
THE STATE OF TEXAS  
Linda Rae Kent  
My Commission Expires 10-24-85.

Filed with the Board of Vocational Nurse Examiners on the 3rd day of  
June, 1985.

  
\_\_\_\_\_  
Joyce A. Hammer  
Executive Director  
Board of Vocational Nurse Examiners

10726

BEFORE THE BOARD OF VOCATIONAL  
NURSE EXAMINERS IN AND FOR THE  
STATE OF TEXAS

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In the matter of Permanent  
License Number 108726  
issued to  
TERRI LYNN PARKER

ORDER OF THE BOARD

TO: Terri Lynn Parker  
1109 Jameson #31  
Weatherford, Texas 76086

The Board of Vocational Nurse Examiners in and for the State of Texas in a regularly scheduled meeting, having set a Hearing to be held on the 17th day of July, 1985, to determine whether cause exists under Article 4528c, V.A.C.S. to suspend or revoke license number 108726, heretofore issued to TERRI LYNN PARKER, pursuant to Texas law, said Hearing was held on July 17, 1985, pursuant to applicable Texas law.

At the Hearing, Mr. Ben McKibbens, President of the Board, presided and the following members were present:

Mrs. Dorothy Harris, LVN  
Mrs. Lola Marie Mills, LVN  
Mrs. Elizabeth Cooper, LVN  
Dr. Max E. Johnson  
Mrs. Bobbie Jo Golden, LVN  
Ms. Linda Savannah, LVN  
Ms. Adelia D. Miller, R.N.  
Ms. Lucille Behar

The Board of Vocational Nurse Examiners for the State of Texas was represented by Ms. Shawn Jamail, Attorney at Law. Testimony and other evidence was received by the Board and, as a result thereof, the Board makes the following Findings of Fact and Conclusions of Law.

FINDINGS OF FACT

1. That TERRY LYNN PARKER is a vocational nurse licensed by the State of Texas and holds license number 108726.
2. That a sworn complaint was filed with the Board of Vocational Nurse Examiners for the State of Texas in accordance with Article 4528c, Section 10 (d) of the Vocational Nurse Act.
3. That Notice of Hearing and Complaint were sent to TERRY LYNN PARKER in accordance with Article 6252-13a, of the Administrative Procedure Act, as amended.
4. That TERRY LYNN PARKER was present before the Board and was not represented by counsel.
5. That TERRY LYNN PARKER has engaged in the habitual and excessive use of alcohol.
6. That on or about February 18, 1985, TERRY LYNN PARKER was employed as a Licensed Vocational Nurse at Keeneland Nursing Home in Weatherford, Texas.
7. That while so employed TERRY LYNN PARKER reported for duty while under the influence of alcohol.
8. That as a result of the foregoing findings, TERRY LYNN PARKER represents an imminent peril to the public health, safety or welfare which requires immediate effect of the order rendered in this case.

CONCLUSIONS OF LAW

1. That TERRY LYNN PARKER has engaged in the intemperate use of alcohol or drugs, in violation of Article 4528c, Section 10 (a) (8), Revised Civil Statutes of Texas.
2. That TERRY LYNN PARKER practiced as a vocational nurse while the ability to practice is impaired by alcohol, drugs or physical disability, in violation of Board Rule 231.81 (6) (f).
3. That TERRY LYNN PARKER has engaged in unprofessional or dishonorable conduct that, in the opinion of the Board, is likely to deceive, defraud, or injure the public, in violation of Article 4528c, Section 10 (a) (9), Revised Civil Statutes of Texas.
4. That TERRY LYNN PARKER presents an imminent peril to the public health, safety or welfare, as specified by Article 6152-13a, 16 (c), Revised Civil Statutes of Texas, and therefore this order is final and effective on this 17th day of July, 1985.

104726

ORDER OF THE BOARD  
RE: TERRI LYNN PARKER  
PAGE 3

ORDER

NOW, THEREFORE, IT IS ORDERED that License Number 108726, heretofore issued to TERRI LYNN PARKER, to practice vocational nursing in the State of Texas be and same is hereby suspended, suspension stayed and placed on probation for a period of two (2) years.

The probation of said license with the Board of Vocational Nurse Examiners for the State of Texas is subject to the following, to-wit:

1. That TERRI LYNN PARKER must continue in Alcoholics Anonymous.
2. That TERRI LYNN PARKER shall cause her employer and her counselor at Alcoholics Anonymous to submit satisfactory reports to the Board office on a quarterly basis for the term of probation.

That said quarterly reports will be due on the following dates:

- October 17, 1985
- January 17, 1986
- April 17, 1986
- July 17, 1986
- October 17, 1986
- January 17, 1987
- April 17, 1987
- July 17, 1987

3. That TERRI LYNN PARKER must submit a current psychiatric evaluation and a final report from Alcoholics Anonymous counselor at the end of her probationary period.
4. That TERRI LYNN PARKER must appear before the Board for full reinstatement at the end of her probationary period.

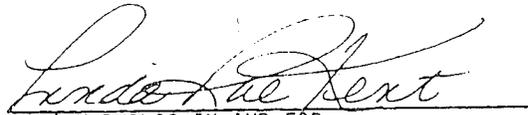
Entered this the 19th day of July, 1985.

  
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 JOYCE A. HAMMER  
 Agent for the Board  
 of Vocational Nurse Examiners

104726

ORDER OF THE BOARD  
RE: TERRI LYNN PARKER  
PAGE 4

SWORN AND SUBSCRIBED to before me, the undersigned authority, on this the 19th day of July, 1985.



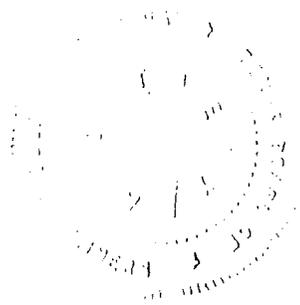
NOTARY PUBLIC IN AND FOR  
THE STATE OF TEXAS  
Linda Rae Kent  
My Commission Expires 10-24-85.

101726

Certificate to Order of the Board  
In the matter of Vocational Nurse  
License No. 108726  
Issued to TERRI LYNN PARKER

The aforementioned Findings of Fact, Conclusions of Law and Order of the Board represent a final decision or Order duly made by the Board of Vocational Nurse Examiners in and for the State of Texas on this the 17th day of July, 1985.

<u>Donald Harris, Esq.</u>	<u>Lucille Belcher</u>
<u>Robbie W. Golden, L.N.</u>	<u>Lola Marie Miller, Esq.</u>
<u>Adela S. Miller, R.N.</u>	<u>ISM M. Kibben</u>
<u>Delight Cooper, L.N.</u>	_____
<u>Mark E. Green, M.D.</u>	_____
<u>Lucy B. Swain, Esq.</u>	_____



108726

BOARD OF VOCATIONAL NURSE EXAMINERS	*	STATE OF TEXAS
	*	
VS.	*	
	*	
TERRI LYNN PARKER	*	
aka TERRI LYNN HOTZE	*	COUNTY OF TRAVIS

COMPLAINT

BEFORE ME, the undersigned authority, a Notary Public in and for the State of Texas, on this day personally appeared Patricia Cook, who after being by me duly sworn, did depose and say:

As an Investigator for the Board of Vocational Nurse Examiners, I, Patricia Cook, do hereby present to the Executive Director of the Board of Vocational Nurse Examiners, the following complaint against TERRI LYNN PARKER aka TERRI LYNN HOTZE, a practitioner of vocational nursing in Texas licensed by the Board of Vocational Nurse Examiners with license number 108726, hereinafter called Respondent.

I.

- a. On July 17, 1985, by Order of the Board of Vocational Nurse Examiners, Respondent's license to practice vocational nursing in the State of Texas was suspended, suspension stayed and placed on probation for a period of two (2) years.
- b. Said Order stipulated that Respondent shall cause her employer and Alcoholic's Anonymous Counselor to submit satisfactory reports to the Board Office on a quarterly basis for the term of probation.
- c. Respondent failed to submit said reports, due on April 17, 1986, in a timely manner.
- d. Respondent failed to cause subsequent reports to be submitted to the Board Office on a quarterly basis as stipulated by said Order.

COMPLAINANT

RE: TERRI LYNN PARKER aka TERRI LYNN HOTZE

PAGE 2

104726

II.

Respondent has violated the Vocational Nurse Act or rule, regulation or order issued under the Act, contrary to Article 4528c, Section 10 (a) (1), Revised Civil Statutes of Texas.

III.

The foregoing acts constitute grounds for the Board of Vocational Nurse Examiners to take disciplinary action as provided under Article 4528c, Revised Civil Statutes of Texas, 1951, as amended.

WHEREFORE, PREMISES CONSIDERED, I, Patricia Cook, do hereby suggest and request the Board of Vocational Nurse Examiners take disciplinary action against TERRI LYNN PARKER aka TERRI LYNN HOTZE, LVN #108726, in accordance with the provisions of the laws of the State of Texas.

*Patricia Cook*

AFFIANT

SUBSCRIBED AND SWORN TO BEFORE ME by the said Patricia Cook, on this the 16th day of April, 1987.

*Linda Rae Kent*

NOTARY PUBLIC IN AND FOR  
THE STATE OF TEXAS

Linda Rae Kent

My Commission Expires 10-24-89.

Filed with the Board of Vocational Nurse Examiners on the 16th day of April, 1987.

*Joyce A. Hammer, R.N.*

Joyce A. Hammer, R.N.

Executive Director

Board of Vocational Nurse Examiners

108726

BEFORE THE BOARD OF VOCATIONAL  
NURSE EXAMINERS IN AND FOR THE  
STATE OF TEXAS  
\*\*\*\*\*

In the matter of Permanent  
License Number 108726  
issued to  
TERRY LYNN PARKER aka TERRI LYNN HOTZE

ORDER OF THE BOARD

TO: Terri Lynn Parker  
533 Annapolis  
Fort Worth, Texas 76108

The Board of Vocational Nurse Examiners in and for the State of Texas, held a scheduled hearing on the 19th day of May, 1987, to determine whether cause exists under Article 4528c, V.A.C.S., to suspend or revoke license number 108726, heretofore issued to TERRI LYNN PARKER aka TERRI LYNN HOTZE.

At the Hearing, Mrs. Linda Savannah, LVN, President of the Board, presided and the following members were present:

- Mrs. Dorothy Harris, LVN
- Mrs. Lola Marie Mills, LVN
- Mrs. Sharon Johnson, LVN
- Mrs. Kathleen Hardy, LVN
- Mrs. Annie Mae Parker, LVN
- Mrs. Adelia D. Miller, R.N.
- Mr. Victor W. Rhoads

The Board of Vocational Nurse Examiners for the State of Texas was represented by Ms. Susan Henricks, Attorney at Law. Testimony and other evidence was received by the Board and, as a result thereof, the Board makes the following Findings of Fact and Conclusions of Law.

FINDINGS OF FACT

1. That TERRI LYNN PARKER aka TERRI LYNN HOTZE is a vocational nurse licensed by the State of Texas and holds license number 108726.

2. That a sworn complaint was filed with the Board of Vocational Nurse Examiners for the State of Texas in accordance with Article 4528c, Section 10 (d) of the Vocational Nurse Act.
3. That Notice of Hearing and Complaint were sent to TERRI LYNN PARKER aka TERRI LYNN HOTZE in accordance with Article 6252-13a, of the Administrative Procedure Act, as amended.
4. That TERRI LYNN PARKER aka TERRI LYNN HOTZE was present before the Board.
5. That TERRI LYNN PARKER aka TERRI LYNN HOTZE was not represented by counsel.
6. That on July 17, 1985, by Order of the Board of Vocational Nurse Examiners, TERRI LYNN PARKER aka TERRI LYNN HOTZE's license to practice vocational nursing in the State of Texas was suspended, suspension stayed and placed on probation for a period of two (2) years.
7. That said Order stipulated that TERRI LYNN PARKER aka TERRI LYNN HOTZE shall cause her employer and Alcoholic's Anonymous Counselor to submit satisfactory reports to the Board Office on a quarterly basis for the term of probation.
8. That TERRI LYNN PARKER aka TERRI LYNN HOTZE failed to submit said reports, due on April 17, 1986, in a timely manner.
9. That TERRI LYNN PARKER aka TERRI LYNN HOTZE failed to cause subsequent reports to be submitted to the Board Office on a quarterly basis as stipulated by said Order.

#### CONCLUSIONS OF LAW

That TERRI LYNN PARKER aka TERRI LYNN HOTZE has violated the Vocational Nurse Act or rule, regulation or order issued under the Act, contrary to Article 4528c, Section 10 (a) (1), Revised Civil Statutes of Texas.

#### PROCEDURES FOR REVIEW

Pursuant to Section 231.90 and Subsection 231.92 of the Rules and Regulations of the Board of Vocational Nurse Examiners, a motion for rehearing must be filed within 15 days after the date of rendition of a final decision or order. Replies to a motion for rehearing must be filed with the agency within 25 days after the date of rendition of the final decision or order, and agency action on the motion must be taken within 45 days after the date of rendition of the final decision or order. If agency action is not taken within 45 days, the motion for rehearing is overruled by operation of law 45 days after the date of rendition of the final decision or order.

ORDER OF THE BOARD, MAY 19, 1987  
RE: TERRI LYNN PARKER aka TERRI LYNN HOTZE  
PAGE 3

108726

A decision is final, in the absence of a timely motion for rehearing, on the expiration of the period for filing a motion for rehearing, and is final and appealable on the date of rendition of the order overruling the motion for rehearing, or the date the motion is overruled by operation of law. Proceedings for review are instituted by filing a petition in the district court within 30 days after the service of final and appealable decision of the Board.

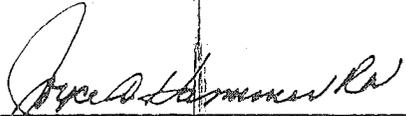
ORDER

NOW, THEREFORE, IT IS ORDERED that License Number 108726, heretofore issued to TERRI LYNN PARKER aka TERRI LYNN HOTZE, to practice vocational nursing in the State of Texas be and same is hereby suspended for a period of three (3) years. It is further ordered that upon proof of successful completion of a refresher course at a school that has been approved of by the Education Division for the Board of Vocational Nurse Examiners, that TERRI LYNN PARKER aka TERRI LYNN HOTZE'S license shall be automatically placed on probation for the remainder of the suspension period. The expense of said course shall be borne by Respondent.

The probation of said license shall be subject to the following, to-wit:

1. That Respondent shall cause her employer(s) and her Narcotic's Anonymous Counselor to submit satisfactory reports to the Board Office on a quarterly basis for term of probation.
2. That if Respondent's place of employment or her address or telephone number changes, she is to notify the Board Office immediately.
3. That Respondent shall conduct herself in conformity with this order, shall conform to all laws of the State of Texas, the Vocational Nurse Act and the Rules and Regulations of the Board of Vocational Nurse Examiners.
4. That failure to comply with conditions of probation will result in further disciplinary action by the Board.

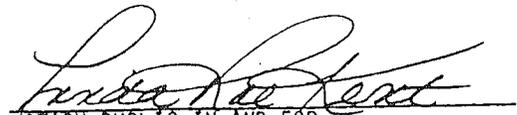
Entered this the 19th day of May, 1987.

  
JOYCE A. HAMMER, R.N.  
Executive Director  
Board of Vocational Nurse Examiners

ORDER OF THE COURT, M 19, 1987  
RE: TERRI LYNN PARKER aka TERRI LYNN HOTZE  
PAGE 4

107726

SWORN AND SUBSCRIBED to before me, the undersigned authority, on this the 19th day of May, 1987.



NOTARY PUBLIC IN AND FOR  
THE STATE OF TEXAS  
Linda Rae Kent  
My Commission Expires 10-24-89.

10Y726

Certificate to Order of the Board  
In the matter of Vocational Nurse  
License No. 108726  
Issued to TERRI LYNN PARKER aka TERRI LYNN HOTZE

The aforementioned Findings of Fact, Conclusions of Law and Order of the Board represent a final decision or Order duly made by the Board of Vocational Nurse Examiners in and for the State of Texas on this the 19 day of May 1987.

<u>Linda Savannah Luv</u>	<u>Haron Johnson</u>
<u>Annie Mae Parker Luv</u>	<u>Adelia D. Miller, R.N.</u>
<u>Kathleen Hardy Luv</u>	_____
<u>Joseph A. Harris Luv</u>	_____
<u>Viola W. Parks</u>	_____
<u>Lola Marie Miller Luv</u>	_____

108726

BOARD OF VOCATIONAL NURSE EXAMINERS

STATE OF TEXAS

VS.

TERRY LYNN PARKER  
aka TERRI LYNN HOTZE

COUNTY OF TRAVIS

COMPLAINT

BEFORE ME, the undersigned authority, a Notary Public in and for the State of Texas, on this day personally appeared Kathleen S. Davies, who after being by me duly sworn, did depose and say:

As an Investigator for the Board of Vocational Nurse Examiners, I, Kathleen S. Davies, do hereby present to the Executive Director of the Board of Vocational Nurse Examiners, the following complaint against TERRI LYNN PARKER, aka TERRI LYNN HOTZE, a practitioner of vocational nursing in Texas licensed by the Board of Vocational Nurse Examiners with license number 108726, hereinafter called Respondent.

I.

- a. By Order of the Board of Vocational Nurse Examiners dated May 19, 1987, Respondent's license to practice Vocational Nursing in the State of Texas was suspended for a period of three (3) years and that upon proof of successful completion of a refresher course, Respondent's license be automatically placed on probation for the remainder of the suspension period.
- b. Respondent has failed to submit documentation on or before the due date for the successful completion of said required refresher course.
- c. By said conduct, Respondent has violated the terms of her Board Order.

II.

Respondent has violated the Vocational Nurse Act or rule, regulation or order issued under the Act, contrary to Article 4528c, Section 10 (a) (1), Revised Civil Statutes of Texas.

105726

COMPLAINT

RE: TERRI LYNN PARKER, aka TERRI LYNN HOTZE, LVN #108726

PAGE 2

III.

The foregoing acts constitute grounds for the Board of Vocational Nurse Examiners to take disciplinary action as provided under Article 4528c, Revised Civil Statutes of Texas, 1951, as amended.

WHEREFORE, PREMISES CONSIDERED, I, Kathleen S. Davies, do hereby suggest and request the Board of Vocational Nurse Examiners take disciplinary action against TERRI LYNN PARKER, aka TERRI LYNN HOTZE, LVN #108726, in accordance with the provisions of the laws of the State of Texas.

Kathleen S. Davies  
AFFIANT

SUBSCRIBED AND SWORN TO BEFORE ME by the said Kathleen S. Davies, on this the 24th day of April, 1992.

Robert B. Reynolds  
NOTARY PUBLIC IN AND FOR  
THE STATE OF TEXAS

Filed with the Board of Vocational Nurse Examiners on the 24th day of April, 1992.

Marjorie A. Bronk, R.N.  
Executive Director  
Board of Vocational Nurse Examiners

10726

BOARD OF VOCATIONAL NURSE EXAMINERS      \*      STATE OF TEXAS  
 VS.      \*  
 \*  
 \*  
 \*  
 \*  
 \*  
 \*  
 \*      COUNTY OF TRAVIS  
AGREED BOARD ORDER

On this day came to be considered by the Board of Vocational Nurse Examiners for the State of Texas, hereinafter referred to as the Board, the matter of vocational nurse license number 108726, previously held by TERRI LYNN PARKER, aka TERRY LYNN HOTZE, hereinafter called Applicant.

Applicant has requested for reinstatement of said previously held license. By Order dated May 19, 1987, the Board of Vocational Nurse Examiners found that Applicant had violated the Vocational Nurse Act, or a rule, regulation or Order issued under the Vocational Nurse Act, Texas Revised Civil Statutes Annotated, Article 4528c.

A prehearing conference was held on May 19, 1992, at the office of the Board of Vocational Nurse Examiners. The conference was conducted by Marjorie A. Bronk, R.N., Executive Director of the Board, assisted by Virginia Bauman, member of the Board of Vocational Nurse Examiners. Applicant was present and was represented by counsel.

The conference was attended by Kathleen S. Davies, Investigator for the Board, and Debbie Leach, Assistant Attorney General. By her notarized signature on this Order, Applicant does hereby waive the right to Notice of Formal Hearing and a Formal Hearing on the Application for Reinstatement before the Board, and to judicial review thereof, after this Order is endorsed by the Board.

10778

AGREED BOARD ORDER  
RE: TERRI LYNN PARKER, aka TERRY LYNN HOTZE, LVN #108726  
PAGE 2

After reviewing the matters relative to the Application for Reinstatement at the prehearing conference, Applicant agrees to the entry of an Order dispensing with the need for further action on this application. By Applicant's signature on this Order, Applicant acknowledges that she has read and understood this Order and has approved it for consideration by the Board. Notice of this reinstatement will appear in the Board's newsletter sent to Texas Employers.

ORDER OF THE BOARD

THEREFORE, PREMISES CONSIDERED, the Board of Vocational Nurse Examiners does hereby order that license number 108726, previously issued to TERRI LYNN PARKER, aka TERRY LYNN HOTZE be reinstated, suspended, with said suspension stayed and placed on probation for a period of one (1) year, with no additional Board review necessary or required at the completion of the probation period.

The probation of said license is subject to the following stipulations to wit:

1. That by copy of this Board Order Applicant shall provide notice of this Board action to her nursing employer(s), throughout the term of probation.
2. That Applicant shall cause her nursing employer(s) to submit satisfactory reports that will include supportive documentation regarding medication administration to the Board office on a monthly basis for the first six (6) months of probation. Thereafter, and throughout the remainder of said probation, Applicant shall cause her nursing employer(s) to submit satisfactory reports to the Board office on a quarterly basis.
3. That Applicant shall work only under the direct supervision of a licensed medical professional throughout the term of probation.
4. That Applicant shall not be employed by a nurse registry/temporary nurse agency or as a private duty nurse throughout the term of probation.
5. That Applicant shall not work in an autonomous nursing position throughout the term of probation.

104726

AGREED BOARD ORDER

RE: TERRI LYNN PARKER, aka TERRY LYNN HOTZE, LVN #108726

PAGE 3

6. That Applicant shall not work in the position of charge nurse throughout the term of probation.

7. That Applicant shall not be the only licensed medical professional person in the facility.

8. That Applicant shall pass only medications that have been checked and authenticated by another RN or LVN for the first six (6) weeks of employment.

9. That Applicant shall enroll in and successfully complete a Pharmacology course and submit documentation of successful course completion to the Board office by the end of December, 1992. Applicant shall be responsible for locating said course and obtaining approval of Board staff. Said course shall be in-house at a community college, university or nursing program, or tutored by a state approved, licensed nursing program faculty member. The expense of said course shall be borne by Respondent.

10. That this period of probation is Ordered so that the Applicant will have the necessary supervision during her period of re-entry into the practice of vocational nursing.

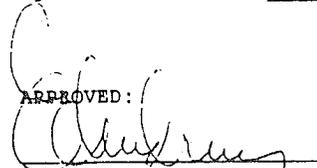
11. That any period(s) of unemployment must be documented in writing by Applicant and submitted directly to the Board office on a quarterly basis throughout the term of probation.

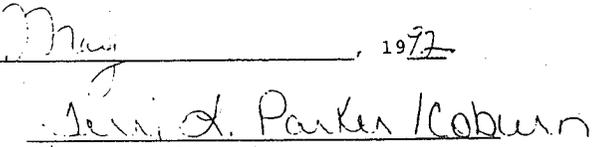
12. That if Applicant's place of employment, name, address or telephone number changes, Applicant is to notify the Board office immediately.

It is also ordered that TERRI LYNN PARKER, aka TERRY LYNN HOTZE shall comply with all the provisions of Article 4528c, Revised Civil Statutes of Texas.

This Agreed Order shall not be effective or take effect and become enforceable in accordance with its terms until endorsed by a majority of the Board present and voting, at its next regularly called session.

Agreed to this the 19<sup>th</sup> day of March, 1992

APPROVED:   
Eva King Andries  
Attorney at Law

  
Signature of Applicant  
702 E. 1<sup>st</sup>  
Current Address  
Weatherford, Tx 76086  
City, State and Zip  
817, 599-9983  
Area Code and Telephone Number

108726

AGREED BOARD ORDER

RE: TERRY LYNN PARKER, aka TERRY LYNN HOTZE, LVN #108726

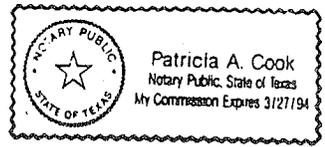
PAGE 4

The State of Texas

County of W Davis

Before me, the undersigned authority, on this day personally appeared TERRY LYNN PARKER, aka TERRY LYNN HOTZE who being duly sworn by me stated that he or she executed the above for the purpose therein contained, and that he or she understood same.

SWORN TO AND SUBSCRIBED before me this the 19<sup>th</sup> day of May, 1992



Patricia A. Cook  
NOTARY PUBLIC IN AND FOR  
THE STATE OF TEXAS  
My Commission Expires 3-27-94

Marjorie A. Bronk, R.N.  
Marjorie A. Bronk, R.N.  
Agent for the Board of  
Vocational Nurse Examiners

SWORN TO AND SUBSCRIBED before me, the undersigned authority, on this the 20<sup>th</sup> day of May, 1992.

Paula Lee Hart  
NOTARY PUBLIC IN AND FOR  
THE STATE OF TEXAS

108726

AGREED ORDER  
RE: TERRI LYNN PARKER, aka TERRY LYNN HOTZE, LVN #108726  
PAGE 5

ENDORSEMENT OF THE BOARD  
To The Agreed Board Order  
in the matter of Vocational Nurse  
License No. 108726  
Issued to TERRI LYNN PARKER  
aka TERRY LYNN HOTZE

At its regularly called session, 16th day of June, 1992, came on to be considered the indicated Agreed Board Order pertaining to TERRI LYNN PARKER, TERRY LYNN HOTZE. The Board having reviewed the contents of said Order, the Order should be, and is hereby, endorsed as an Order of the Board and made an official act of the Board of Vocational Nurse Examiners for the State of Texas.

Said Order is rendered this the 16th day of June, 1992.

David F. Darnell  
Archie MacParker  
Carroll M. Darnell  
Virginia M. Bauman  
Paul Robinson  
Charlotta F. Sappard

Scandia W. Knight  
Noris A. Larkins  
Man Speck  
Man - Gen Deal

107726

AGREED ORDER

RE: TERRI LYNN PARKER, aka TERRY LYNN HOTZE, LVN #108726

PAGE 6

CERTIFICATE OF SERVICE

I hereby certify that on the 19<sup>th</sup> day of June, 1992,  
a true and correct copy of the foregoing Order was served by placement in the  
U.S. Mail, first class, and addressed to the following person(s):

Terry L. Parker  
1214 Van Winkel  
Weatherford, Texas 76086

Eva King Andries  
Attorney at Law  
5909 Lookout Mt. Drive  
Austin, Texas, 78731

Marjorie A Bronk, RN

Marjorie Bronk, R.N.  
Executive Director  
Agent for the Board of Vocational Nurse Examiners