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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

BOARD OF VOCATIONAL NURSE
EXAMINERS

STATE OF TEXAS

VS.

TERESA B SALDANA

COUNTY OF TRAVIS

COMPLAINT

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

As an Investigator for the Board of Vocational Nurse Examiners, I, Lynda G. Pringle, do hereby present to the Executive Director of the Board of Vocational Nurse Examiners, the following complaint against TERESA B SALDANA, a practitioner of vocational nursing in Texas licensed by the Board of Vocational Nurse Examiners with license number 090788, hereinafter called Respondent.

I.

a. Respondent was employed as a Licensed Vocational Nurse with Sunglo Home Health in Harlingen, Texas from about February 3, 1998 through about March 25, 1998.

b. While so employed with said facility, from about March 10, 1998 through about March 16, 1998, Respondent was assigned to the care of Patient M.F. Physician's orders indicated the following medication dose: Humulin 70/30 30 U SQ QPM. While so assigned to said patient, Respondent failed to follow physician's orders, to-wit:

- 03/10/98 - Respondent administered Humulin 70/30 15 U instead of 30 U.
- 03/11/98 - Respondent administered Humulin 70/30 15 U instead of 30 U.
- 03/14/98 - Respondent administered Humulin 70/30 15 U instead of 30 U.
- 03/15/98 - Respondent administered Humulin 70/30 15 U instead of 30 U.
- 03/16/98 - Respondent administered Humulin 70/30 15 U instead of 30 U.

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c. From about March 11, 1998 through about March 18, 1998, Respondent was assigned to the care of Patient G.F. Physician's orders indicated the following medication dose: Humulin N 75 U Q AM SQ, Humulin N 50 U Q PM SQ. While so assigned to said patient, Respondent failed to follow physician's orders, to-wit:

03/11/98 - Respondent administered Novolin 70/30 instead of Humulin N.
03/14/98 - Respondent administered Humulin N 70 U instead of 75 U.
03/15/98 - Respondent administered Humulin N 70 U instead of 75 U.
03/18/98 - Respondent administered Humulin N 70 U instead of 75 U.

d. From about March 12, 1998 through about March 17, 1998, Respondent was assigned to the care of Patient M.Z. Physician's orders indicated the following medication dose: Humulin 70/30 40 U Q AM SQ. While so assigned to said patient, Respondent failed to follow physician's orders, to-wit:

03/12/98 - Respondent administered Humulin N instead of Humulin 70/30.
03/14/98 - Respondent administered Humulin N instead of Humulin 70/30.
03/15/98 - Respondent administered Humulin N instead of Humulin 70/30.
03/16/98 - Respondent administered Humulin N instead of Humulin 70/30.
03/17/98 - Respondent failed to document the type and amount of insulin administered.

e. On or about March 17, 1998, Respondent was assigned to the care of Patient G.G. Physician's orders indicated that Humulin R was to be administered according to a sliding scale. While so assigned to said patient, Respondent failed to follow physician's orders, to-wit:

03/17/98 - Respondent did not administer Humulin R although the patient had blood sugar of 185. Physician's orders stated that 2 units of Humulin R were to be administered for a blood sugar of 181-200.

II.

The foregoing acts constitute unprofessional or dishonorable conduct that, in the opinion of the Board, is likely to deceive, defraud, or injure the public, in violation of the Texas Occupations Code, Chapter 302, Section 302.402 (a) (10) and Rule 239.11 of the Rules and Regulations of the Board of Vocational Nurse Examiners, Title 22, Texas Administrative Code. Rule 239.11, provides in pertinent part: that "Unprofessional Conduct" shall include, but not be limited to:

(2) administering medications and treatments in a negligent manner;

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(27) failing to conform to the minimal standards of acceptable prevailing practice, regardless of whether of not actual injury to any person was sustained, including but not limited to:

- (A) failing to assess and evaluate a patient's/client's status or failing to institute nursing intervention, including but not limited to basic life support measures, such as CPR, which might be required to stabilize a patient's/client's condition or prevent complications;
- (K) negligently or intentionally violating a physician's order addressing patient care.

III.

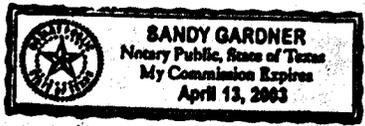
The foregoing acts constitute grounds for the Board of Vocational Nurse Examiners to take disciplinary action as provided under the Texas Occupations Code, Chapter 302, Licensed Vocational Nurse, Section 302.403 and Section 302.451, relief such as revocation, suspension, suspension with probation, reprimand, warning, denial of licensure and/or imposition of administrative penalties (fines), may be recommended by the Board. Pursuant to Board Rule 239.19 the Board may assess penalties (fines), in the minimum amount of two hundred fifty dollars (\$250.00), not to exceed two thousand dollars (\$2,000.00).

WHEREFORE, PREMISES CONSIDERED, I, Lynda G. Pringle, do hereby suggest and request the Board of Vocational Nurse Examiners take disciplinary action against TERESA B SALDANA, LVN # 090788, in accordance with the provisions of the laws of the State of Texas.

Lynda G. Pringle
AFFIANT

SUBSCRIBED AND SWORN TO BEFORE ME by the said Lynda G. Pringle, on this the 13th day of April, 2000.

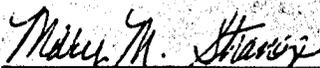
Sandy Gardner
NOTARY PUBLIC IN AND FOR



THE STATE OF TEXAS

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Filed with the Board of Vocational Nurse Examiners on the 13th day of April, 2000.



Mary M. Strange, BSN, RN, CNA
Executive Director
Board of Vocational Nurse Examiners

BOARD OF VOCATIONAL
NURSE EXAMINERS

STATE OF TEXAS

VS.

TERESA B. SALDANA

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 090788, held by TERESA B. SALDANA hereinafter called Respondent.

A sworn Complaint has been filed and served on the Respondent, which alleges violations of the Texas Occupations Code, Chapter 302, and grounds to take disciplinary action against Respondent.

A prehearing conference was held on May 10, 2000, at the office of the Board of Vocational Nurse Examiners. The conference was conducted by Mary M. Strange, R.N., Executive Director of the Board, assisted by Kathleen Powell, LVN, member of the Board of Vocational Nurse Examiners. Respondent was present and was not represented by counsel.

The conference was attended by Lynda G. Pringle Investigator for the Board, Joe Pitner, Assistant for the Attorney General. By their notarized signature on this Order, Respondent does hereby waive the right to Notice of Formal Hearing and a Formal Hearing of the Complaint before the Board, and to judicial review of this disciplinary action after this Order is ratified by the Board.

After reviewing the Complaint and information provided at the prehearing conference, Respondent agrees to the entry of an Order dispensing with the need for further proceedings on the Complaint. By Respondent's signature on this Order, Respondent neither admits nor denies the truth of the allegations stated in the Complaint. By Respondent's signature on this Order,

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RE: TERESA B. SALDANA, LVN #090788
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Respondent acknowledges that they have read and understood this Order and have approved it for consideration by the Board. Notice of this disciplinary action will appear in the Board's newsletter sent to Texas employers.

ORDER OF THE BOARD

NOW THEREFORE, IT IS ORDERED, that license number 090788, heretofore issued to TERESA B. SALDANA to practice vocational nursing in the State of Texas be, and the same is hereby suspended, with said suspension stayed and placed on probation for a period of six (6) months.

1. That if Respondent's place of employment, name, address or telephone number changes, Respondent is to notify the Board office immediately, or no later than ten (10) days after said change has occurred. Said notification shall be in the form of a written letter or report.
2. That Respondent shall comply with Federal, State, and local laws, and all the provisions of the Texas Occupations Code, Chapter 302 and Rules and Regulations of the Board.
3. That by copy of this Board Order, Respondent shall provide notice of Board disciplinary action to his/her immediate nursing supervisor(s) and Director(s) of Nursing, throughout the term of probation.
4. That Respondent shall be responsible for causing his/her immediate nursing supervisor(s) and mother of private care patient to submit satisfactory reports directly to the Board office on a monthly basis for the first three (3) months of probation. Thereafter, and throughout the remainder of said probation, Respondent shall be responsible for causing his/her immediate nursing supervisor(s) and mother of private care patient to submit satisfactory reports directly to the Board office on a quarterly basis. The receipt of an unfavorable and/or untimely report shall be considered a violation of probation.
5. That any period(s) of nursing unemployment must be documented in writing by Respondent and submitted to the Board office, as provided in Stipulation No. four (4).
6. That Respondent shall work only under the supervision of a licensed medical professional (MD, RN, LVN) who is physically present on the work premises during Respondent's shift assignment(s), throughout the term of the probation. The only exception allowed to this stipulation is Respondent's current private duty care of a 6 year old patient.

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7. That Respondent shall not be employed by a nurse registry, temporary nurse employment agency, home health agency, or as a private duty nurse, except for current care of 6 year old patient throughout the term of probation.

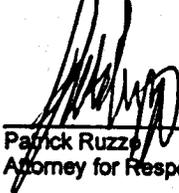
8. That Respondent shall successfully complete nursing program course(s) encompassing the following areas of study: Pharmacology (to include clinical and Medication Administration), and submit documentation of successful course completion to the Board office prior to the end of probation. Respondent shall be responsible for locating said course(s) and obtaining prior written approval of Board staff prior to committing to said course(s). Said course(s) shall be correspondence (through a recognized provider), in-house at a community college, university or nursing program, and/or tutored by a state approved, licensed nursing program faculty member. The expense of said course(s) shall be borne by Respondent. Failure to successfully complete said course(s) within the time frame stipulated, shall be considered a violation of probation.

9. That Respondent shall pay a Probation Monitoring fee in the amount of thirty (\$30.00) dollars in the form of a cashier's check or money order, payable to the Board of Vocational Nurse Examiners. Said fee shall be paid quarterly, due on the 15th of each quarter, commencing the quarter following the date of the Board's endorsement of the Order, and continuing thereafter until the successful completion of Respondent's probation. Said fee shall be sent to the Board office, addressed to the "Board of Vocational Nurse Examiners, 333 Guadalupe, Suite 3-400, Austin, TX 78701". Failure by Respondent to make any quarterly payment on time shall constitute a violation of probation.

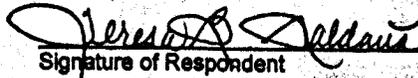
This Agreed Order shall not be effective or take effect and become enforceable in accordance with its terms until ratified by a majority of the Board present and voting, at its next regularly called session.

Dated this the 10 day of May, 2000.

APPROVED:



Patrick Ruzza
Attorney for Respondent



Signature of Respondent

5402 Renwick #797

Current Address

Houston, TX 77081

City, State and Zip

713 268-2998

Area Code and Telephone Number

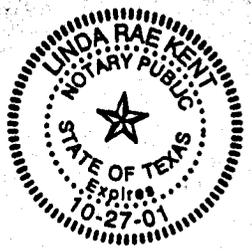
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The State of Texas
County of Texas

Before me, the undersigned authority, on this day personally appeared TERESA B. SALDANA, 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.

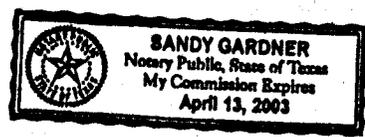
SWORN TO AND SUBSCRIBED before me this the 10th day of May, 2000.

[Signature]
NOTARY PUBLIC IN AND FOR
THE STATE OF TEXAS
My Commission Expires 10-27-01



Mary M. Strange
Mary M. Strange, RN
Agent for the Board of
Vocational Nurse Examiners

SWORN TO AND SUBSCRIBED before me, the undersigned authority, on this the 12th day of May, 2000.



Sandy Gardner
NOTARY PUBLIC IN AND FOR
THE STATE OF TEXAS

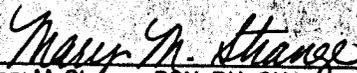
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WHEREFORE, PREMISES CONSIDERED, the Board of Vocational Nurse
Examiners for the State of Texas does hereby ratify and adopt the Agreed order that was
signed on the 10th day of May, 2000 by Respondent, license number 090788 and that Said
Order is Final.

Effective this 5th day of June, 2000.


Mary M. Strange, BSN, RN, CNA
Executive Director
On Behalf of Said Board

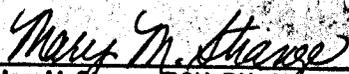
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CERTIFICATE OF SERVICE

I hereby certify that on the 9th day of June, 2000, a true and correct copy of the foregoing
BOARD ORDER was served by placement in the U.S. Mail, first class, and addressed to the
following person(s):

TERESA B. SALDANA
5402 RENWICK NO. 797
HOUSTON, TX 77081

PATRICK J. RUZZO
ATTORNEY AT LAW
1900 NORTH LOOP WEST, STE. 500
HOUSTON, TX 77018



Mary M. Strange, BSN, RN, CNA
Executive Director
Agent for the Board of Vocational Nurse Examiners

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BOARD OF VOCATIONAL NURSE EXAMINERS
333 GUADALUPE STREET, SUITE 3-400
AUSTIN, TEXAS 78701
512/305-8100

March 1, 2001

TERESA SALDANA
5402 RENWICK NO. 797
HOUSTON TX 77081

Dear Ms. Saldana:

You have successfully completed your term of probation as stipulated by the Board of Vocational Nurse Examiners.

All pertinent information will remain in your permanent records. We urge you in the future to promote and uphold the ethical standards a Licensed Vocational Nurse should practice.

If you have any questions concerning this matter, please do not hesitate to contact our office.

Sincerely,

A handwritten signature in cursive script that reads "Carolyn Hudson".

Carolyn Hudson
Probation Monitor, Enforcement Division

/ch