BEFORE THE TEXAS BOARD OF NURSING

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In the Matter of Registered Nurse	§
License Number 532263, issued to	§
VICKI HELEN MCLEAN	§

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

ORDER OF THE BOARD

On this day, the Texas Board of Nursing, hereinafter referred to as the Bo[illegible] accepted the voluntary surrender of Registered Nurse License Number 532263, issued to Vi[illegible] HELEN MCLEAN, 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 conference, 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 conference, notice and hearing.

3. Respondent received a Diploma in Nursing from Our Lady of the Lake, School of Nursing, Baton Rouge, Louisiana, in November 1976. Respondent was licensed to practice professional nursing in the State of Texas on July 31, 1986.

4. Respondent's professional nursing employment history includes:

1976 - 1980	Staff Nurse/Head Nurse	Ochsner Foundation Hospital Jefferson, Louisiana
06/79 - 03/87	Private Duty Nurse	Self-employed New Orleans, Louisiana
08/93 - 12/96	School Nurse	Cypress Fairbanks School District Houston, Texas
04/02 - 01/03	Staff Nurse/Charge Nurse	Cypress Creek Hospital Houston, Texas

Respondent's professional nursing employment history continued:

04/03 - 10/03	Staff Nurse Medical/Surgical Unit	Conroe Regional Medical Center Conroe, Texas
11/03 - 04/04	Visiting Nurse/PRN	Gentiva Home Health of Conroe Conroe, Texas
05/04 - 08/04	Not employed in nursing	
09/04 - 08/05	Staff Nurse	Cleveland Regional Medical Center Cleveland, Texas
09/05 - Present	Unknown	

5. Formal Charges were filed on November 19, 2007. A copy of the Formal Charges is attached and incorporated by reference as part of this Order.

6. Formal Charges were mailed to Respondent on November 20, 2007.

7. On May 2, 2008, Respondent submitted a notarized statement to the Board voluntarily surrendering the right to practice professional nursing in Texas. A copy of the statement is attached and incorporated 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 a violations of Section 301.452(b)(10)&(12), Texas Occupations Code, and 22 TEX. ADMIN. CODE §217.12(1)(E)&(5).

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.

ORDER

NOW, THEREFORE, IT IS ORDERED that the voluntary surrender of Registered Nurse License Number 532263, heretofore issued to VICKI HELEN MCLEAN, 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 VICKI HELEN MCLEAN, to the office of the Board of Nurse Examiners.

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 multistate licensure privilege, if any, to practice professional nursing in compact states.

Effective this **6th** day of **May**, **2008**.

TEXAS BOARD OF NURSING

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

In the Matter of Permanent License Number 532263, Issued to VICKI HELEN MCLEAN, Respondent	§ § §	**BEFORE THE TEXAS BOARD OF NURSING**

FORMAL CHARGES

This is a disciplinary proceeding under Section 301.452(b), Texas Occupations Code. Respondent, VICKI HELEN MCLEAN, is a Registered Nurse holding license number 532263, 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 August 22, 2005 and August 24, 2005, while employed with Cleveland Regional Medical Center, Cleveland, Texas, Respondent lacked fitness to practice professional nursing in that:

a. Respondent told patient medical record number 000069881 that she was investigating murders in the area and that she feared for her life because the mafia was after her and they had already tried to kill her. While discharging the patient Respondent gave her the prescriptions that the physician had written and she told her "I have to give you these but you should not fill them, you don't need them and it is just one more way for the doctor to get you back in his office for another visit. It's all about the money."

b. Respondent informed her Supervisor that she had just spent the last two (2) weeks in a psychiatric facility where her brother had her committed and that she was put on the medication Geodon while in the facility. Respondent also told the Supervisor that "I am not crazy, I am telling you my life is in danger, my phones are tapped and the Chinese mafia has a hit out on me right now because of the dirty land deals I am investigating which are involved in cocaine trafficking from South America."

c. Respondent told her Supervisor that God had previously spoken to Respondent through her, that she would do whatever the Supervisor thought best, and she would take it as a sign of what she should do.

d. On August 24, 2005, Respondent contacted her Supervisor and told her that Respondent was in New Orleans and that she was resigning her position. Respondent told her that she could not say much because the phones were tapped but that she needed to complete her investigations on dirty land deals in a safer place.

The above action constitutes grounds for disciplinary action in accordance with Section 301.452(b)(10)&(12),Texas Occupations Code, and 22 TEX. ADMIN. CODE §217.12(1)(E)&(5).

CHARGE II.

On August 23, 2006, Respondent submitted a License Renewal Form to the office of the Texas Board of Nursing on which she answered "Yes" to the following question "In the past 5 years, have you been diagnosed with or treated or hospitalized for schizophrenia or other psychotic disorder, bipolar disorder, paranoid personality disorder, antisocial personality disorder, or borderline personality disorder? (You may answer "no" if you have completed and/or are in compliance with TPAPN for mental illness)". Respondent disclosed that she was involuntarily committed to a psychiatric hospital by her brother and was diagnosed with Schizophrenia which she states is not an accurate diagnosis.

The above action constitutes grounds for disciplinary action in accordance with Section 301.452(b)(10)&(12),Texas Occupations Code, and 22 TEX. ADMIN. CODE §217.12(1)(E)&(5).

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.

Filed this 19th day of November, 2007.

TEXAS BOARD OF NURSING

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Board Certified - Administrative Law
Texas Board of Legal Specialization
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Vicki McLean
104 Central Ave. Apt. 307
Dayton, Ohio 45406
May 2, 2008

Texas Board of Nursing
333 Guadalupe Street, Ste. 3-460
Austin, Texas 78701

To: Katherine Thomas, Executive Director
Fax # 512 305-8101

At this time I would like to notify the Texas Board of Nursing that I am voluntary surrendering my license #532263. I no longer live in the State of Texas and do need my nursing license for my current job and do not intend to practice nursing again so I see no since in keeping my nursing license. This is my official notification to the board of my voluntary surrendering of my license # 532263 as of this date, May 2, 2008.

Respectfully yours,

Vicki McLean

Vicki McLean

5-2-08

ANDREW HEIL, Notary Public
In and for the State of Ohio
My Commission Expires June 2, 2008