



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.  
*Katherine A. Thomas*  
Executive Director of the Board

BEFORE THE BOARD OF NURSE EXAMINERS  
FOR THE STATE OF TEXAS

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In the Matter of Vocational Nurse           §       AGREED  
License Number 172325                       §       ORDER  
issued to EMORY HILL FORWARD           §

On this day the Board of Nurse Examiners for the State of Texas, hereinafter referred to as the Board, considered the matter of EMORY HILL FORWARD, Vocational Nurse License Number 172325, hereinafter referred to as Respondent.

Information received by the Board produced evidence that Respondent may have violated Section 301.452(b)(10), Texas Occupations Code. Respondent waived representation by counsel, informal conference, notice and hearing, and agreed to the entry of this Order offered on March 23, 2006, by Katherine A. Thomas, MN, RN, Executive Director, subject to ratification by the Board.

FINDINGS OF FACT

1. Prior to the institution of Agency proceedings, notice of the matters specified below in these Findings of Fact was served on Respondent and Respondent was given an opportunity to show compliance with all requirements of the law for retention of the license.
2. Respondent waived representation by counsel, informal conference, notice and hearing, and agreed to the entry of this Order.
3. Respondent is currently licensed to practice vocational nursing in the State of Texas.
4. Respondent received a Certificate in Vocational Nursing from McLennan Community College, Waco, Texas, on December 18, 1998. Respondent was licensed to practice vocational nursing in the State of Texas on July 16, 1999.
5. Respondent's vocational nursing employment history includes:
 

July 2000 to September 2001	Employment Unknown
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Respondent's vocational nursing employment history continued:

October 2001 to May 2002	Charge Nurse Retama Manor Nursing Center Waco, Texas
June 2002 to September 2002	Employment Unknown
October 2002 to May 2003	Charge Nurse Greenview Manor Nursing Center Waco, Texas
June 2003 to February 2004	Charge Nurse Woodland Springs Nursing Center Waco, Texas
March 2004 to February 2005	Charge Nurse Lakeshore Village Nursing Center Waco, Texas
March 2005 to June 2005	Charge Nurse The Villa at Mountainview Dallas, Texas
July 2005 to November 2005	Charge Nurse Park Manor Nursing Home DeSoto, Texas
December 2005 to Present	Employment Unknown

6. On June 7, 1999, Respondent was issued a Suspend/ Probate Agreed Order, by the Board of Vocational Nurse Examiners for the State of Texas. A copy of the Findings of Fact, Conclusions of Law, and Agreed Order dated June 7, 1999, is attached and incorporated by reference as a part of this Order.
7. At the time of the initial incident, Respondent was employed as a Charge Nurse with Park Manor Nursing Home, DeSoto, Texas, and had been in this position for three (3) months.
8. On or about October 23, 2005, while employed with Park Manor Nursing Home, DeSoto, Texas, Respondent attempted to pass a fraudulent prescription for Zithromax (Z-pack) at Glenview Professional Pharmacy, Richland Hills, Texas. Respondent's conduct was likely to deceive the pharmacy and possession of Zithromax (Z-pack) through use of a fraudulent

telephonically communicated prescription is prohibited by Chapter 483 of the Texas Health and Safety Code (Dangerous Drug Act).

9. On or about October 23, 2005, while employed with Park Manor Nursing Home, DeSoto, Texas, Respondent falsely documented an order for Zithromax (Z-pack) in the medical record of Resident M.M. Respondent's conduct was likely to injure the patient in that subsequent caregivers would rely on inaccurate information to further care for the patient.

#### 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 violation of Section 301.452(b)(10), Texas Occupations Code, and 22 TEX. ADMIN. CODE §217.12(6)(A)(H)&(10)(B)(E).
4. The evidence received is sufficient cause pursuant to Section 301.452(b), Texas Occupations Code, to take disciplinary action against Vocational Nurse License Number 172325, heretofore issued to EMORY HILL FORWARD, including revocation of Respondent's license to practice vocational nursing in the State of Texas.

#### ORDER

IT IS THEREFORE AGREED and ORDERED, subject to ratification by the Board of Nurse Examiners, that RESPONDENT SHALL receive the sanction of a REPRIMAND WITH STIPULATIONS, and RESPONDENT SHALL comply in all respects with the Nursing Practice Act, Revised Civil Statutes of Texas as amended, Texas Occupations Code, §§301.001 *et seq.*, the Rules and Regulations Relating to Nurse Education, Licensure and Practice, 22 TEX. ADMIN. CODE §211.01 *et seq.* and this Order.

IT IS FURTHER AGREED and ORDERED that this Order SHALL be applicable to Respondent's multistate licensure privilege, if any, to practice vocational nursing in compact states.

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 State of Texas and the Board of Nursing in the party state where Respondent wishes to work.

IT IS FURTHER AGREED that:

(1) RESPONDENT SHALL deliver the wallet-sized license issued to EMORY HILL FORWARD, to the office of the Board of Nurse Examiners within ten (10) days from the date of ratification of this Order for appropriate notation.

(2) RESPONDENT SHALL, within one (1) year of entry of this Order, successfully complete a course in Texas nursing jurisprudence. RESPONDENT SHALL obtain Board approval of the course prior to enrollment only if the course is not being offered by a pre-approved provider. Home study courses and video programs will not be approved. In order for the course to be approved, the target audience shall include nurses. It shall be a minimum of six (6) contact hours in length. The course's content shall include the Nursing Practice Act, standards of practice, and documentation of care. Courses focusing on malpractice issues will not be accepted. RESPONDENT SHALL CAUSE the sponsoring institution to submit a Verification of Course Completion form, provided by the Board, to the Office of the Board to verify RESPONDENT's successful completion of the course. This course shall be taken in addition to any other courses stipulated in this Order, if any, and in addition to any continuing education requirements the Board has for relicensure. *Board-approved courses may be found on the Board's website [www.bne.state.tx.us](http://www.bne.state.tx.us) (under BNE events).*

(3) RESPONDENT SHALL, within one (1) year of entry of this Order, successfully

complete a course in nursing documentation. RESPONDENT SHALL obtain Board approval of the course prior to enrollment only if the course is not being offered by a pre-approved provider. Home study courses and video programs will not be approved. The course shall be a minimum of six (6) hours in length of classroom time. In order for the course to be approved, the target audience shall include Nurses. The course shall include content on the following: nursing standards related to accurate and complete documentation; legal guidelines for recording; methods and processes of recording; methods of alternative record-keeping; and computerized documentation. RESPONDENT SHALL cause the instructor to submit a Verification of Course Completion form, provided by the Board, to the Board's office to verify RESPONDENT's successful completion of the course. This course shall be taken in addition to any other courses stipulated in this Order, if any, and in addition to any continuing education requirements the Board has for relicensure. *Board-approved courses may be found on the Board's website, [www.bne.state.tx.us](http://www.bne.state.tx.us) (under BNE events).*

(4) RESPONDENT SHALL, within one (1) year of entry of this Order, successfully complete a course in nursing ethics. RESPONDENT SHALL obtain Board approval of the course prior to enrollment only if the course is not being offered by a pre-approved provider. Home study courses and video programs will not be approved. The course shall be a minimum of six (6) contact hours in length. In order for the course to be approved, the target audience shall include Nurses. The course shall include content on the following: principles of nursing ethics; confidentiality; and professional boundaries. RESPONDENT SHALL CAUSE the sponsoring institution to submit a Verification of Course Completion form, provided by the Board, to verify RESPONDENT's successful completion of the course. This course is to be taken in addition to any continuing education requirements the Board may have for relicensure. *Board approved courses may be found*

on the Board's website, [www.bne.state.tx.us](http://www.bne.state.tx.us) (under BNE events).

(5) RESPONDENT SHALL pay a monetary fine in the amount of three hundred fifty dollars (\$350.00). RESPONDENT SHALL pay this fine within forty-five (45) days of the entry of this Order. Payment is to be made directly to the Board of Nurse Examiners in the form of cashier's check or U.S. money order. Partial payments will not be accepted.

**IT IS FURTHER AGREED, SHOULD RESPONDENT PRACTICE AS A LICENSED VOCATIONAL NURSE IN THE STATE OF TEXAS, RESPONDENT WILL PROVIDE DIRECT PATIENT CARE AND PRACTICE IN A HOSPITAL, NURSING HOME, OR OTHER CLINICAL SETTING AND RESPONDENT MUST WORK IN SUCH SETTING A MINIMUM OF SIXTY-FOUR (64) HOURS PER MONTH UNDER THE FOLLOWING STIPULATIONS FOR TWO (2) YEAR(S) OF EMPLOYMENT. THE LENGTH OF THE STIPULATION PERIOD WILL BE EXTENDED UNTIL SUCH TWENTY-FOUR (24) MONTHS HAVE ELAPSED. PERIODS OF UNEMPLOYMENT OR OF EMPLOYMENT THAT DO NOT REQUIRE THE USE OF A VOCATIONAL NURSE (LVN) LICENSE WILL NOT APPLY TO THIS STIPULATION PERIOD:**

(6) RESPONDENT SHALL notify each present employer in vocational nursing of this Order of the Board and the stipulations on RESPONDENT's license. RESPONDENT SHALL present a complete copy of this Order and all Proposals for Decision issued by the Administrative Law Judge, if any, to each present employer within five (5) days of receipt of this Order. RESPONDENT SHALL notify all future employers in vocational nursing of this Order of the Board and the stipulations on RESPONDENT's license. RESPONDENT SHALL present a complete copy of this Order and all Proposals for Decision issued by the Administrative Law Judge, if any, to each

future employer prior to accepting an offer of employment.

(7) RESPONDENT SHALL CAUSE each present employer in vocational nursing to submit the Notification of Employment form, which is provided to the Respondent by the Board, to the Board's office within ten (10) days of receipt of this Order. RESPONDENT SHALL CAUSE each future employer to submit the Notification of Employment form, which is provided to the Respondent by the Board, to the Board's office within five (5) days of employment as a vocational nurse.

(8) For the duration of the stipulation period, RESPONDENT SHALL be supervised by a Registered Nurse or Licensed Vocational Nurse who is on the premises. The supervising nurse is not required to be on the same unit or ward as RESPONDENT, but should be on the facility grounds and readily available to provide assistance and intervention if necessary. The supervising nurse shall have a minimum of two (2) years experience in the same or similar practice setting to which the Respondent is currently working. RESPONDENT SHALL work only regularly assigned, identified and predetermined unit(s). RESPONDENT SHALL NOT be employed by a nurse registry, temporary nurse employment agency, hospice, or home health agency. RESPONDENT SHALL NOT be self-employed or contract for services. Multiple employers are prohibited.

(9) RESPONDENT SHALL CAUSE each employer to submit, on forms provided to the Respondent by the Board, periodic reports as to RESPONDENT's capability to practice vocational nursing. These reports shall be completed by the Registered Nurse or Licensed Vocational Nurse who supervises the RESPONDENT. These reports shall be submitted by the supervising nurse to the office of the Board at the end of each three (3) months for two (2) year(s) of employment as a vocational nurse.

IT IS FURTHER AGREED, that upon full compliance with the terms of this Order, RESPONDENT SHALL be issued an unencumbered license and multistate licensure privileges, if any, to practice vocational nursing in the State of Texas.

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CONTINUED ON NEXT PAGE.

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. By my signature on this Order, I agree to the Findings of Fact, Conclusions of Law, Order, and any conditions of said Order, to avoid further disciplinary action in this matter. I waive judicial review of this Order. I understand that this Order is subject to ratification by the Board. When this Order is ratified, the terms of this Order become effective, 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 vocational nursing in the State of Texas, as a consequence of my noncompliance.

Signed this 17<sup>th</sup> day of July, 2006.

Emory Hill Forward  
EMORY HILL FORWARD, Respondent

Sworn to and subscribed before me this 17<sup>th</sup> day of July, 2006.

SEAL



Christa Arenare

Notary Public in and for the State of Texas

WHEREFORE, PREMISES CONSIDERED, the Board of Nurse Examiners for the State of Texas does hereby ratify and adopt the Agreed Order that was signed on the 17th day of July, 2006, by EMORY HILL FORWARD, Vocational Nurse License Number 172325, and said Order is final.

Effective this 8th day of August, 2006.



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

17 2325

BOARD OF VOCATIONAL NURSE EXAMINERS \* STATE OF TEXAS  
VS. \*  
EMORY HILL FORWARD \* COUNTY OF TRAVIS

AGREED BOARD ORDER

On this day came to be considered by the Board of Vocational Nurse Examiners the matter of EMORY HILL FORWARD, an Applicant for Licensure by endorsement hereinafter called Applicant.

By letter, the Board of Vocational Nurse Examiners sent preliminary notice to Applicant of its intent to take disciplinary action with respect to said Application for Licensure, as a result of a subsequent investigation. Said investigation produced evidence indicating that Applicant 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, in the following manner:

I.

a. On or about November 16, 1998, Applicant submitted his Application for Licensure by Endorsement to the Board of Vocational Nurse Examiners for the State of Texas.

II.

a. On about November 10, 1998, the Board of Vocational Nurse Examiners (the Board) received a fax from the Waco Police Special Crimes Unit. Said fax was to notify the Board that Applicant had been arrested for the offense of: INJURY TO CHILD / ELDERLY.

b. On about March 19, 1999, in the County Court at Law of McLennan County, Texas, under Cause Number 990024CR, Applicant plead guilty to a Class A Misdemeanor offense: ASSAULT. Subsequently, Applicant received an ORDER DEFERRING ADJUDICATION.

172325

III.

a. Applicant was employed as a Nurse Aide with Greenview Manor in Waco, Texas, from about June 1997 through about November 16, 1998.

b. While so employed with said facility on or about October 8, 1998, Applicant physically abused resident F.R. Said abuse occurred when Applicant knowingly and intentionally sprayed a foreign substance from a cleaning bottle into the eyes of resident F.R. Subsequently, said resident's eyes became very red and watery.

By Applicant's signature on this Order, Applicant neither admits nor denies the truth of the matters previously set out in this Order with respect to the above mentioned investigation. By Applicant's signature on this Order, Applicant acknowledges that they have read and understood this Order and have approved it for consideration by the Board.

By their notarized signature on this Order, Applicant does hereby waive the right to a formal Complaint, Notice of Hearing, and a Public Hearing held before an Administrative Law Judge with the State Office of Administrative Hearings, and to judicial review of this disciplinary action. 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, subject to ratification by the Board of Vocational Nurse Examiners that EMORY HILL FORWARD, is hereby allowed to take the examination for licensure, and upon obtaining a passing score, be issued a license to practice vocational nursing in the State of Texas. Said license shall be suspended, with said suspension stayed and placed on probation for a period of one (1) year.

172325

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

1. That is Applicant's place of employment, name, address or telephone number changes, Applicant 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 Applicant shall comply with Federal, State, and local laws, and all the provisions of the Vocational Nurse Act and Rules and Regulations of the Board.
3. That by copy of this Board Order Applicant 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 Applicant shall be responsible for causing his/her immediate nursing supervisor(s) 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, Applicant shall be responsible for causing his/her immediate nursing supervisor(s) to submit satisfactory reports directly to the Board office on a quarterly.
5. That any period(s) of nursing unemployment must be documented in writing by Applicant and submitted to the Board office, as provided in Stipulation No. four (4).
6. That Applicant shall work only under the supervision of a licensed medical professional (M.D., R.N., L.V.N.) who is physically present on the work premises during Applicant's shift assignment(s), throughout the term of probation.
7. That Applicant shall not be employed by a nurse registry, temporary nurse employment agency, home health agency, or as a private duty nurse, throughout the term of probation.
8. That Applicant shall not be the only licensed medical professional in the facility throughout the term of probation.
9. That Applicant shall be responsible for causing his/her probation officer to submit satisfactory reports directly to the board office on a quarterly basis, throughout the term of probation. The receipt of an unfavorable and/or untimely report shall be considered a violation of probation.
10. That if Applicant is discharged from court ordered probation, prior to the completion of this probationary term, Applicant shall be responsible for causing his/her probation officer to submit a final satisfactory report directly to the Board office.
11. That Applicant 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 Applicant'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 22 day of April, 1999

[Signature]  
Signature of Applicant

910 Dawson St  
Current Address

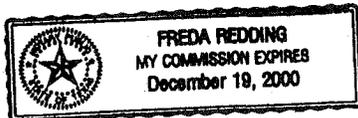
Waco, Tx 76704  
City, State and Zip

2541 757-1079  
Area Code and Telephone Number

The State of Texas  
County of McLennan

Before me, the undersigned authority, on this day personally appeared EMORY HILL FORWARD, 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 22 day of April, 1999.



[Signature]  
NOTARY PUBLIC IN AND FOR  
THE STATE OF TEXAS  
My Commission Expires 12/19/2000

AGREED BOARD ORDER  
RE: EMORY HILL FORWARD, ENDORSEMENT APPLICANT  
PAGE 5

172325

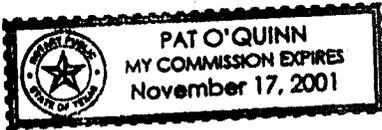
Mary M. Strange

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

SWORN TO AND SUBSCRIBED before me, the undersigned authority, on this the 27 day  
of April, 19 94

Pat O'Quinn

NOTARY PUBLIC IN AND FOR  
THE STATE OF TEXAS

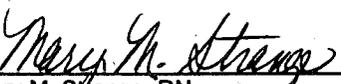


BOARD ORDER  
RE: EMORY FORWARD, ENDORSEMENT APPLICANT  
PAGE: 2

172325

**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 22<sup>nd</sup> day of April, 1999 by Emory Forward, Endorsement Applicant and that Said Order is  
Final.

Effective this 7<sup>TH</sup> day of June, 1999.

  
\_\_\_\_\_  
Mary M. Strange, RN  
Executive Director  
On Behalf of Said Board

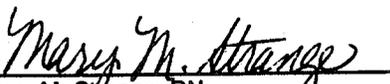
BOARD ORDER  
RE: EMORY FORWARD, ENDORSEMENT APPLICANT  
PAGE: 3

172325

CERTIFICATE OF SERVICE

I hereby certify that on the 11th day of June 1999, 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):

EMORY FORWARD  
910 DAWSON ST.  
WACO, TX 76704

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



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

August 2, 2000

172325

EMORY FORWARD  
910 DAWSON ST  
WACO TX 76704

Dear Mr. Forward:

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  
Investigator

/ch