IN THE MATTER OF	§	BEFORE THE ELIGIBILITY
	§	
PERMANENT CERTIFICATE	§	AND DISCIPLINARY
	§	
NUMBER 107098	§	COMMITTEE
	§	
ISSUED TO	§	OF THE TEXAS
	§	
ALVIN E. JONES	§	BOARD OF NURSING

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

TO: Alvin E. Jones
2010 Huber Road
Seguin, Texas 78155

During open meeting held in Austin, Texas, on Tuesday, May 10, 2011, the Eligibility and Disciplinary Committee (hereinafter "Committee") heard the above-styled case, 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 § 213.16(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 107098, previously issued to ALVIN E. JONES, to practice vocational nursing in the State of Texas be, and the same is hereby, REVOKED.

IT IS FURTHER ORDERED that this Order SHALL be applicable to Respondent's nurse licensure compact privileges, if any, to practice vocational nursing in the State of Texas.

Entered this 10th day of May, 2011.

TEXAS BOARD OF NURSING

BY: Katherine A. Thomas

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

CERTIFICATE OF SERVICE

I hereby certify that on the 10th day of May, 2011, 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):

Alvin E. Jones
2010 Huber Road
Seguin, Texas 78155

BY: Katherine A. Thomas

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

In the Matter of Permanent License Number 107098, Issued to ALVIN E. JONES, Respondent	§ § §	**BEFORE THE TEXAS BOARD OF NURSING**

FORMAL CHARGES

This is a disciplinary proceeding under Section 301.452(b), Texas Occupations Code. Respondent, ALVIN E. JONES, is a Vocational Nurse holding license number 107098, 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 November 27, 2006, Respondent entered a plea of No Contest and was convicted of LICENSE REQUIRED TO BREW/SALE BEER (a Class A misdemeanor offense committed on or about December 10, 2005), in the County Court at Law No.1 of Calhoun County, Texas, under Cause No. 2006CR0131. As a result of the conviction, Respondent was sentenced to confinement in the Calhoun County Jail for a period of six (6) months; however, the imposition of the sentence of confinement was suspended 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 301.452(b)(10), Texas Occupations Code(eff 9/05), and is a violation of 22 TEX. ADMIN. CODE §217.12(13)(eff 9/05).

NOTICE IS GIVEN that staff will present evidence in support of the recommended disposition of up to revocation of Respondent's license to practice nursing in the State of Texas pursuant to the Nursing Practice Act, Chapter 301, Texas Occupations Code and the Board's rules, 22 Tex. Admin. Code §§ 213.27 - 213.33. Additionally, staff will seek to impose on Respondent the administrative costs of the proceeding pursuant to Section 301.461, Texas Occupations Code. 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.

NOTICE IS GIVEN that to the extent applicable, based on the Formal Charges, the Board will rely on Adopted Disciplinary Guidelines for Criminal Conduct, which can be found at the Board's website, www.bon.state.tx.us.

NOTICE IS GIVEN that, based on the Formal Charges, the Board will rely on the Disciplinary Matrix, which can be found at www.bon.state.tx.us/disciplinaryaction/discp-matrix.html.

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 Orders dated September 19, 1989, February 19, 1991, June 22, 1993 and December 6, 1994.

Filed this 22nd day of March, 2011.

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 Abel, Assistant General Counsel
State Bar No. 24036103
Lance Robert Brenton, Assistant General Counsel
State Bar No. 24066924
Robert Kyle Hensley, Assistant General Counsel
State Bar No. 50511847
Nikki Hopkins, Assistant General Counsel
State Bar No. 24052269
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: Orders of the Board dated September 19, 1989, February 19, 1991, June 22, 1993 and December 6, 1994.

D/2010.12.28

107098

BOARD

P 478 050 169

RECEIPT FOR CERTIFIED MAIL
NO INSURANCE COVERAGE PROVIDED
NOT FOR INTERNATIONAL MAIL
(See Reverse)

Sent to	Alvin E. Jones
Street and No.	Route 1 Box 74
P.O. State and ZIP Code	Marion TX 78124
Postage	$
Certified Fee	
Special Delivery Fee	
Restricted Delivery Fee	
Return Receipt showing to whom and Date Delivered	
Return Receipt showing to whom Date and Address of Delivery	
TOTAL Postage and Fees	$
Postmark or Date	

PS Form 3800, June 1985

U.S.G.P.O. 1986-324-553

June 24, 1994

Alvin E. Jones
Route 1, Box 74
Marion, TX 78124

Dear Mr. Jones:

Your request for reinstatement of your license to practice vocational nursing in Texas has been reviewed. A reinstatement hearing will be scheduled for the first available Board meeting following receipt of the psychological/medical evaluation information as described below. You must be present for the hearing once it is docketed.

You have the right to have an attorney represent you at this meeting. You also have the right to present evidence and testimony to support your request for reinstatement of your license. You have the burden of proof to show that you are presently fit and/or rehabilitated and sufficiently competent to practice vocational nursing.

The Board requires that you obtain at your expense, a current written psychiatric or psychological evaluation to this office prior to the Hearing. You should begin making arrangements for the evaluation now as it does take some time. Enclosed please find statements of specific information to be included in the examiners reports.

You are encouraged to secure letters of character reference from individuals such as clergymen, civic leaders, employers and friends who have personal knowledge of your character. These letters should be notarized, addressed to the "Board of Vocational Nurse Examiners", reference "Dear Board Members" on all correspondence, and be mailed directly to the Board office from these individuals.

The Board recommends that you obtain a report from your probation or parole officer, drug or alcohol abuse counselor(s), or other evidence of rehabilitation. We request that you have these report(s) mailed directly to the Board office by these individuals, prior to the hearing.

Enclosed, please find an Information Sheet outlining the Board's rules and requirements for consideration of reinstatement of your license. Please READ CAREFULLY and obtain all necessary information. We encourage you to contact the Investigation Division if you have any questions.

Sincerely,

The Investigation Division Board of Vocational Nurse Examiners

By: Jana D. Walp

Enclosure
(Certified Mail - RRR)

107098

BOARD

P 011 310 473

Receipt for Certified Mail
No Insurance Coverage Provided
Do not use for International Mail
(See Reverse)

Sent to	Alvin Eugene Jones
Street and No	Rt. 1 Box 74
P.O. State and ZIP Code	Marion, TX 78124
Postage	$
Certified Fee	
Special Delivery Fee	
Restricted Delivery Fee	
Return Receipt Showing to Whom & Date Delivered	
Return Receipt Showing to Whom, Date, and Addressee's Address	
TOTAL Postage & Fees	$
Postmark or Date	

PS Form 3800, June 1991

August 2, 1994

Alvin Eugene Jones
Rt. 1, Box 74
Marion, TX 78124

Dear Mr. Jones:

This office is in receipt of your psychological evaluation containing information that you are currently serving a three (3) year parole after your court ordered probation for your Felony Assault conviction was Revoked on or about May 19, 1994.

Said evaluation further contained information that you have remained abstinent from alcohol and illicit substances since your release from TDCJ on or about April 16, 1994 and you are currently attending self-help groups to insure that you remain abstinent from alcohol and illicit substances. Therefore, it appears that you have engaged in the intemperate use of alcohol and drugs since the revocation of your vocational nursing license on June 22, 1993.

You are afforded this opportunity to respond to the allegations that have been made and to show that you have complied with all requirements of the Vocational Nurse Act of Texas (Article 4528c, Section 10, V.A.C.S.) for the reinstatement of your license to practice vocational nursing in Texas.

At the time of your reinstatement hearing before the Board, the staff will present evidence to support these new allegations as outlined above.

It will be necessary for you to submit to the Board office a report from your parole office, drug or alcohol abuse counselor(s); documentation of participation/completion of a drug or alcohol rehabilitation program and/or AA/NA participation and/or self-help group; current status report from AA/NA sponsor and/or self-help group sponsor/director or other evidence of rehabilitation.

Enclosed, please find an Information Sheet outlining the Board's rules and requirements for consideration of reinstatement of your license. Please READ CAREFULLY and obtain all necessary information. We encourage you to contact the Investigation Division if you have any questions.

Sincerely,

John D. Welp
Investigator

JDW/jw

107098

BOARD OF VOCATIONAL NURSE EXAMINERS
9101 BURNET ROAD - SUITE 105
AUSTIN, TEXAS 78758
TELEPHONE 512/835-2071

September 23, 1994

Alvin E. Jones
Route 1, Box 74
Marion, TX 78124

Certified Mail No. P 478 050 374

Dear Mr. Jones:

You have filed a written request for reinstatement of your vocational nursing license with the Board of Vocational Nurse Examiners office, stating reasons why you believe your license should be reinstated.

Pursuant to the Board of Vocational Nurse Examiners Rules, you are hereby offered the opportunity to schedule a prehearing conference, to be conducted at the Board's office to determine your eligibility for reinstatement of your vocational nursing license. You may be represented by an attorney at the prehearing conference, or you may appear without an attorney. The dates of the prehearing conference are October 17-18-19, 1994. You must contact Patricia Cook, Supervising Investigator, at (512) 835-2071, no later than October 10, 1994 to schedule your prehearing conference.

You must arrive at the Board office at least thirty (30) minutes prior to the scheduled time in order to meet with your case Investigator. Please bring with you a valid form of picture identification (Drivers License, I.D. Card, etc.).

Should you choose not to schedule an appearance at the prehearing conference, your reinstatement request will be presented to an Administrative Law Judge with the State Office of Administrative Hearings at a regularly scheduled public meeting, for which you will receive advance notification.

A copy of the Board's rules pertaining to prehearing conferences is enclosed. The proceedings relating to the prehearing conference are confidential and your statements made at the hearing will not be offered as evidence at any subsequent hearing in the request for reinstatement. However, if an Agreed Order is proposed as a result of the prehearing conference, it will become a public record if accepted and endorsed by the Board of Vocational Nurse Examiners.

Due to security concerns, purses, briefcases, backpacks, etc., will not be allowed into the conference chambers. (Attorneys are exempt from this requirement). Please make prior arrangements for the safekeeping of your personal belongings as the Board will not be responsible for these items.

107098

Should you have questions regarding the prehearing conference procedure, please contact the Investigation Division.

Sincerely,

Marjorie A. Bronk, R.N.
Executive Director

MAB/jf
Enclosure
cc: Regular Mail

P 478 050 374

RECEIPT FOR CERTIFIED MAIL
NO INSURANCE COVERAGE PROVIDED
NOT FOR INTERNATIONAL MAIL
(See Reverse)

Sent to Alvin E. Jones	
Street and No. Route 1, Box 74	
P.O., State and ZIP Code MARION, TX 78124	
Postage	$
Certified Fee	
Special Delivery Fee	
Restricted Delivery Fee	
Return Receipt showing to whom and Date Delivered	
Return Receipt showing to whom Date and Address of Delivery	
TOTAL Postage and Fees	$
Postmark or Date	

PS Form 3800, June 1985 U.S.G.P.O. 1985-324-855

107098

BOARD OF VOCATIONAL NURSE EXAMINERS
9101 BURNET ROAD - SUITE 105
AUSTIN, TEXAS 78758
TELEPHONE 512/835-2071

December 9, 1994

Alvin Jones
Rt 1, Box 74
Marion, TX 78124

Dear Mr. Jones:

The enclosed Agreed Board Order has been endorsed by the Board of Vocational Nurse Examiners, and it is now in effect. Your probation is subject to certain conditions as outlined in the Agreed Board Order.

The reports that are due from your nursing employer(s) and counselor on a monthly basis for the first six (6) months are due on the following dates, to-wit:

January 6, 1995 - June 6, 1995

Thereafter and throughout the remainder of said probation, reports are due by your nursing employer(s) and counselor on a quarterly basis on the following dates to-wit:

September 6, 1995
December 6, 1995
March 6, 1996
June 6, 1996

It is also stipulated that you cause your Chemical Dependency Support Group program sponsor and probation officer to submit quarterly reports to the Board Office on the following dates to-wit:

March 6, 1995, 1996
June 6, 1995, 1996
September 6, 1995
December 6, 1995

It is your responsibility to insure that the required reports are submitted to the Board office, on time, and without reminders.

Any period(s) of unemployment must be documented in writing and submitted directly to the Board office as stipulated in the Board Order. Non-compliance with this Order, or violation of the Vocational Nurse Act, may result in a more severe sanction.

107098

If you have any questions concerning this matter, please contact the Investigation Division.

Sincerely,

Marjorie A Bronk, RN

Marjorie A. Bronk, RN
Executive Director

MAB/ch

Enclosure: Agreed order and Probation Documentation

107098

BOARD OF VOCATIONAL NURSE EXAMINERS	*	STATE OF TEXAS
VS.	*	
ALVIN E. JONES	*	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 107098, previously held by Alvin E. Jones, hereinafter called Applicant.

The Board of Vocational Nurse Examiners previously 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. Applicant has submitted a written request for reinstatement of said previously held license.

A prehearing conference was held on October 18, 1994, 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 Melba Hosey, member of the Board of Vocational Nurse Examiners. Applicant was present and was not represented by counsel.

107098

The conference was attended by Jana D. Walp, Investigator for the Board, and Sharon Sanders, Assistant Attorney General. By their 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 of this disciplinary action after this Order is endorsed by the Board.

After reviewing the matters relative to the request for reinstatement at the prehearing conference, Applicant agrees to the entry of an Order dispensing with the need for further action on this reinstatement request. 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. Notice of this disciplinary action will appear in the Board's newsletter sent to Texas Employers.

ORDER OF THE BOARD

NOW IT IS ORDERED that license number 107098, previously issued to Alvin E. Jones, to practice vocational nursing in the State of Texas be, and the same is hereby reinstated, suspended, with said suspension stayed and placed on probation for a period of eighteen (18) months.

107098

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

1. That if 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 nursing employer(s) the term of probation.

4. That Applicant shall cause his nursing employer(s) to submit satisfactory reports directly 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 his nursing employer(s) to submit satisfactory reports directly to the Board office on a quarterly basis.

5. That any period(s) of unemployment must be documented in writing by Applicant and submitted to the Board office, as provided in Stipulation No 4.

6. That Applicant shall work only under the direct supervision of a licensed medical professional, to inlcude agency employment if Applicant is assigned only to a hospital or nursing home setting throughout the term of probation.

7. That Applicant shall attend a Chemical Dependency Support Group, and shall cause his program sponsor to submit satisfactory reports directly to the Board office on a quarterly basis throughout the term of probation.

8. That Applicant shall and hereby agrees to remain free of alcohol and all unprescribed controlled substances. Any controlled or legend medication must be prescribed by a physician knowledgeable about the disease of addiction, as well as Applicant's history, and it is incumbent upon Applicant to insure such physician knowledge. In all such cases, the prescribed drugs must be verified in writing to the Board by the prescribing physician.

9. That Applicant shall submit to random periodic blood alcohol and urine drug screen(s) upon demand of the Board staff throughout the term of probation. Said screen(s) shall be properly monitored with adherence to chain of custody procedures. The results of said screen(s) shall be submitted directly to the Board office by the laboratory. The expense of said screen(s) shall be borne by Applicant.

10. That Applicant shall provide the Board a telephone number by which Applicant may be contacted between the hours of 8:00 a.m. and 5:00 p.m. on weekdays. Applicant must maintain with the Board, during the term of this probation, a current telephone number in order for the Board to request random blood alcohol and urine drug screens, as provided in Stipulation No 9.

107098

11. That Applicant shall obtain counseling and cause his counselor to submit satisfactory reports directly 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 obtain counseling and cause his counselor to submit satisfactory reports directly to the Board office on a quarterly basis.

12. That Applicant shall cause his probation officer to submit satisfactory reports directly to the Board office on a quarterly basis throughout the term of probation.

13. That if Applicant is discharged from court ordered probation prior to the completion of this probationary term, Applicant shall cause his probation officer to submit a final satisfactory report directly to the Board office.

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 18 day of OCT., 1994

Alvin E. Jones
Signature of Applicant

RT 1 Box 74
Current Address

Marion TX 78124
City, State and Zip

210 / 914 4634
Area Code and Telephone Number

The State of Texas
County of Guad

Before me, the undersigned authority, on this day personally appeared Alvin E. Jones 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 18th day of October, 1994.

107098

Kathleen A. Davies
NOTARY PUBLIC IN AND FOR
THE STATE OF TEXAS
My Commission Expires 3-22-95

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

LINDA RAE KENT
NOTARY PUBLIC
STATE OF TEXAS
EXPIRES
10-24-97

SWORN TO AND SUBSCRIBED before me, the undersigned authority, on this the 20th day of [illegible], 19[illegible].

Linda Rae Kent
NOTARY PUBLIC IN AND FOR
THE STATE OF TEXAS

107098

ENDORSEMENT OF THE BOARD
To The Agreed Board Order
in the matter of Vocational Nurse
License No. 107098
Issued to Alvin E. Jones

At its regularly called session, on the 6th day of December, 1994, came on to be considered the indicated Agreed Board Order pertaining to Alvin E. Jones. 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 on this the 6th day of December, 1994.

107098

BOARD ORDER
RE: ALVIN E. JONES, LVN #107098
PAGE: 7

CERTIFICATE OF SERVICE

I hereby certify that on the 9th day of December, 1994, 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):

ALVIN E. JONES
RT 1 BOX 74
MARION, TX 78124

Marjorie A. Bronk, RN
Executive Director
Agent for the Board of Vocational Nurse Examiners

107098

BOARD OF VOCATIONAL NURSE EXAMINERS

333 Guadalupe
Tower 3, Suite 800
Austin, TX 78701

June 17, 1996

Alvin Jones
Rt 1 Box 74
Marion, TX 78124

Dear Mr. Jones:

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,

Carolyn Hudson

Carolyn Hudson
Investigator

107098

BOARD OF VOCATIONAL NURSE EXAMINERS

9101 BURNET ROAD, SUITE 105
AUSTIN, TEXAS 78758

August 17, 1992

ALVIN JONES
ROUTE 1, BOX 74
MARION, TEXAS 78124

Dear Mr. Jones:

As you are aware on Februar
reinstated your license to
was suspended, suspension s
years.

P 476 051 791

RECEIPT FOR CERTIFIED MAIL
NO INSURANCE COVERAGE PROVIDED
NOT FOR INTERNATIONAL MAIL
(See Reverse)

Sent to
ALVIN JONES
ROUTE 1, Box 74
MARION, TX. 78124

Certified Fee	
Special Delivery Fee	
Restricted Delivery Fee	
Return Receipt showing to whom and Date Delivered	
Return Receipt showing to whom, Date, and Address of Delivery	
TOTAL Postage and Fees	$
Postmark or Date	

PS Form 3800, June 1985

Said Order also stipulated, in part, that you cause your Court Ordered Probation Officer to submit satisfactory reports to the Board Office on a quarterly basis throughout the term of your probation.

In reviewing your probationary file it has been disclosed that you have failed to submit your Court Ordered Probation Officer's report for May 19, 1992, in a timely manner and that said report is unsatisfactory.

It therefore, is alleged that you have violated the terms of your Agreed Board Order.

You are afforded this opportunity to respond to the allegations that have been made and to show that you have complied with all requirements of the Vocational Nurse Act of Texas (Article 4528c, V.A.C.S.) for the retention of your license to practice vocational nursing in Texas.

In the event the allegations are true, you may be interested in a provision of the Vocational Nurse Act for the Voluntary Surrender of a license. The return of the license along with your notarized statement that you no longer wish to practice vocational nursing will enable the Board to revoke your license without formal charges, Notice or a hearing. We are enclosing such an affidavit form for your consideration.

Thank you for your attention. If you have any questions concerning this matter, please contact the Investigation Division.

Sincerely,

Kathleen S. Davies

Kathleen S. Davies
Investigator

KD/db
Enclosure

(Certified Mail - RRR)

107098

BOARD OF VOCATIONAL NURSE EXAMINERS
9101 BURNET ROAD - SUITE 105
AUSTIN, TEXAS 78758
TELEPHONE 512/835-2071

September 25, 1992

ALVIN JONES
ROUTE 1, BOX 74
MARION, TEXAS 78124

Certified Mail No. P 478 049 328

Dear Mr. Jones:

Enclosed please find a sworn Complaint which has this day been filed against you alleging one or more statutory violations or grounds to take disciplinary action against you as a vocational nurse licensed under the Vocational Nurse Act, Tex. Rev. Civ. Stat. Ann., Art. 4528c.

Pursuant to the Board of Vocational Nurse Examiners Rules, you are hereby offered the opportunity to schedule a prehearing conference, to be conducted at the Board's office to discuss possible agreed resolution of this matter, in whole or in part. You may be represented by an attorney at the prehearing conference, or you may appear without an attorney. The dates of the prehearing conference are October 26,27,28, 1992. You must contact Patricia Cook, Supervising Investigator, at (512) 835-2071, no later than October 19, 1992, to schedule your prehearing conference.

Should you choose not to schedule an appearance at the prehearing conference, the enclosed Complaint will be presented to an Administrative Law Judge with the State Office of Administrative Hearings at a regularly scheduled public meeting, for which you will receive advance notification.

A copy of the Board's rules pertaining to prehearing conferences is enclosed. The proceedings relating to the [illegible] statements made at the he[illegible] allegations in the Com[illegible] result of the prehearing [illegible] and endorsed by the Board [illegible]

Should you have quest[illegible] please contact the Investi[illegible]

Sincerely,

Marjorie A. Bronk, R.N.
Executive Director

MAB/db
Enclosure
cc: Regular Mail

P 478 049 328
RECEIPT FOR CERTIFIED MAIL
NO INSURANCE COVERAGE PROVIDED
ALVIN JONES
Route 1, Box 74
Marion, Tx. 78124

Postage	$
Certified Fee	
Special Delivery Fee	
Restricted Delivery Fee	
Return Receipt showing to whom and Date Delivered	
Return Receipt showing to whom, Date, and Address of Delivery	
TOTAL Postage and Fees	$
Postmark or Date	

PS Form 3800, June 1985

107098

BOARD OF VOCATIONAL NURSE EXAMINERS * STATE OF TEXAS

VS. *

ALVIN E. JONES * 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 ALVIN E. JONES, a practitioner of vocational nursing in Texas licensed by the Board of Vocational Nurse Examiners with license number 107098, hereinafter called Respondent.

I.

a. On February 19, 1991, the Board of Vocational Nurse Examiners reinstated Respondent's license to practice Vocational Nursing in Texas. Said License was suspended, suspension stayed and place on probation for a period of two (2) years.

b. Said Order stipulated, in part, that Respondent cause his Court Order Probation Officer to submit satisfactory reports to the Board Office on a quarterly basis throughout the term of probation.

c. Respondent has failed to submit his Court Ordered Probation Officer's report for May 19, 1992, in a timely manner and that said report is unsatisfactory.

d. By said conduct, Respondent has violated the terms of his Agreed Board Order.

107098

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, Kathleen S. Davies, do hereby suggest and request the Board of Vocational Nurse Examiners take disciplinary action against ALVIN E. JONES, LVN #107098, 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 25th day of September, 1992.

Linda Rae Kent
NOTARY PUBLIC IN AND FOR
THE STATE OF TEXAS

Filed with the Board of Vocational Nurse Examiners on the 25th day of September, 1992.

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

107098

BOARD OF VOCATIONAL NURSE EXAMINERS
9101 BURNET ROAD - SUITE 105
AUSTIN, TEXAS 78758
TELEPHONE 512/835-2071

October 29, 1992

ALVIN JONES
ROUTE 1 BOX 74
MARION TEXAS 78124

Dear Mr. Jones:

The prehearing conference panel for the Board of Vocational Nurse Examiners has granted your motion for a continuance of the prehearing conference scheduled for October 26-28, 1992. This continuance will be considered by the Board in the event a future motion for a continuance is received.

We anticipate that this conference will be reset for the February 8-10, 1992, prehearing conference. You will be mailed advance notification of the new date and time.

If you have any questions concerning this matter, please contact the Investigation Division.

Sincerely,

Kathleen S. Davies

Kathleen S. Davies
Investigator

cc: Linda Z. Jones, Attorney at Law, 1418 North Austin Suite #12, Seguin, Texas, 78155.

PS Form 3800, June 1985

P 478 049 526
RECEIPT FOR CERTIFIED MAIL
(See Reverse)

Sent to
ALVIN JONES
ROUTE 1, Box 74
MARION, TX 78124
P.O. State and ZIP Code

Postage	$
Certified Fee	
Special Delivery Fee	
Restricted Delivery Fee	
Return Receipt showing to whom and Date Delivered	
Return Receipt showing to whom, Date, and Address of Delivery	
TOTAL Postage and Fees	$
Postmark or Date	

107098

BOARD (

P 478 049 565
RECEIPT FOR CERTIFIED MAIL
NO INSURANCE COVERAGE PROVIDED
NOT FOR INTERNATIONAL MAIL
(See Reverse)

Sent to
Street and No.
P.O. State and ZIP Code

ALVIN E. JONES
ROUTE 1, BOX 74
MARION, TEXAS 78124

Special Delivery Fee
Restricted Delivery Fee
Return Receipt showing to whom and Date Delivered
Return Receipt showing to whom Date and Address of Delivery
TOTAL Postage and Fees
Postmark or Date

PS Form 3800, June 1985

Janaury 8, 1993

ALVIN E. JONES
ROUTE 1, BOX 74
MARION, TX. 78124

Certified Mail No. P 478 049

Dear Mr. Jones:

Enclosed please find a sworn Complaint which has this day been filed against you alleging one or more statutory violations or grounds to take disciplinary action against you as a vocational nurse licensed under the Vocational Nurse Act, Tex. Rev. Civ. Stat. Ann., Art. 4528c.

Pursuant to the Board of Vocational Nurse Examiners Rules, you are hereby offered the opportunity to schedule a prehearing conference, to be conducted at the Board's office to discuss possible agreed resolution of this matter, in whole or in part. You may be represented by an attorney at the prehearing conference, or you may appear without an attorney. The dates of the prehearing conference are February 8,9,10, 1993. You must contact Patricia Cook, Supervising Investigator, at (512) 835-2071, no later than February 1, 1993, to schedule your prehearing conference.

Should you choose not to schedule an appearance at the prehearing conference, the enclosed Complaint will be presented to an Administrative Law Judge with the State Office of Administrative Hearings at a regularly scheduled public meeting, for which you will receive advance notification.

A copy of the Board's rules pertaining to prehearing conferences is enclosed. The proceedings relating to the prehearing conference are confidential and your statements made at the hearing will not be offered as evidence to support the allegations in the Complaint. However, if an Agreed Order is proposed as a result of the prehearing conference, it will become a public record if accepted and endorsed by the Board of Vocational Nurse Examiners.

Should you have questions regarding the prehearing conference procedure, please contact the Investigation Division.

Sincerely,

Marjorie A. Bronk, R.N.
Executive Director

MAB/db
Enclosure
cc: Linda Z. Jones, Attorney at Law, 1418 North Austin, Suite 812, Seguin, Tx. 78155

107098

BOARD OF VOCATIONAL NURSE EXAMINERS	*	STATE OF TEXAS
	*	
VS.	*	
	*	
ALVIN E. JONES	*	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 baing 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 ALVIN E. JONES, a practitioner of vocational nursing in Texas licensed by the Board of Vocational Nurse Examiners with license number 107098, hereinafter called Respondent.

I.

a. On February 19, 1991, the Board of Vocational Nurse Examiners reinstated Respondent's license to practice Vocational Nursing in Texas. Said License was suspended, suspension stayed and place on probation for a period of two (2) years.

b. Said Order stipulated, in part, that Respondent cause his Court Order Probation Officer to submit satisfactory reports to the Board Office on a quarterly basis throughout the term of probation.

c. Respondent has failed to submit his Court Ordered Probation Officer's report for May 19, 1992, in a timely manner and that said report is unsatisfactory.

d. By said conduct, Respondent has violated the terms of his Agreed Board Order.

107098

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, Kathleen S. Davies, do hereby suggest and request the Board of Vocational Nurse Examiners take disciplinary action against ALVIN E. JONES, LVN #107098, 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 25th day of September, 1992.

Linda Rose Kent
NOTARY PUBLIC IN AND FOR
THE STATE OF TEXAS

Filed with the Board of Vocational Nurse Examiners on the 25th day of September, 1992.

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

107098

LINDA Z. JONES
ATTORNEY AT LAW
P.O. BOX 1424
SEGUIN, TEXAS 78155
(512) 379-3110

JANUARY 29, 1993

BOARD OF VOCATIONAL NURSE EXAMINERS
ATTN: PATRICIA COOK
9101 BURNET ROAD, SUITE 105
AUSTIN, TEXAS 78758

RE: ALVIN EUGENE JONES
CASE #4605
LVN#107098

Dear Mrs. Cook:

As per our telephone conversation on this matter, enclosed is a verified Motion for a Continuance as per the reasons we discussed. Please let me know at your earliest convenience the disposition of the motion.

Sincerely,

Linda Z. Jones

107098

BOARD OF VOCATIONAL NURSE EXAMINERS * STATE OF TEXAS

VS *

ALVIN EUGENE JONES * TRAVIS COUNTY,TEXAS

MOTION FOR CONTINUANCE

TO THE HONORABLE JUDGE OF SAID COURT:

COMES NOW ALVIN EUGENE JONES Respondent in the foregoing numbered and entitled cause of action and moves this Honorable Court to continue the present prehearing conference scheduled for the month of February to a date certain in the future, at which time a prehearing conference will take place and for cause would show.

1 The State has filed a sworn complaint alleging that the Respondent in essence has failed in certain areas to live up to Board ordered conditions of his probation

2 That the Respondent is also serving a probated sentence as ordered by the 25th Judicial District Court which probation was subsequently revoked in a hearing conducted in April, 1992

3 The Respondent has filed an Appeal to the order revoking Respondent's probation and has been notified by the Appeals court that his case will be heard on or about February 17, 1993 A copy of this notice is attached as Exhibit "A" and incorporated for all purposes

4 If Respondent's appeal is denied, Respondent will voluntarily surrender his Vocational Nurses License without the necessity of any prehearing conferences or otherwise

107098

5 Respondent is requesting that the Board reschedule a hearing until after February 17, 1993, in order that the Respondent's appeal may be decided

6 This Request for a continuance is not sought as a delay but so that justice may be done

WHEREFORE PREMISES CONSIDERED, Respondent request that this matter be continued in conformity with these pleadings, notifying counsel for the Respondent of the date set for a future prehearing conference in reference to this matter.

Respectfully Submitted,

Linda Z Jones
Attorney for Defendant
P O Box 1424
Seguin, Texas 78155
(512) 379-3110
SB#22262775

107098

VERIFICATION

STATE OF TEXAS *

COUNTY OF GUADALUPE *

BEFORE ME, the undersigned authority, appeared LINDA 2. JONES, who being by me duly sworn, stated that she has read the Motion for Continuance and that the matters set forth therein are true and correct to the best of her knowledge at the time of the signing hereof.

Linda Z. Jones
Linda Z. Jones

SUBSCRIBED AND SWORN to before me on the 29th day of January, 1993.

GAIL YOUNGER
NOTARY PUBLIC
STATE OF TEXAS
Commission Expires 5-4-96

Gail Younger
Notary Public, State of Texas

ORDER

This Motion for Continuance having been presented and considered this the _____ day of _____, 1993, IT IS HEREBY ORDERED that this Motion be _____ (GRANTED/DENIED).

_____
JUDGE/CLERK

107098

BOARD OF VOCATIONAL NURSE EXAMINERS
9101 BURNET ROAD - SUITE 105
AUSTIN, TEXAS 78758
TELEPHONE 512/835-2071

February 10, 1993

LINDA 2. JONES
ATTORNEY AT LAW
P.O. BOX 1424
SEGUIN TEXAS 78155

RE: ALVIN EUGENE JONES, L.V.N. #107098

Dear Ms. Jones:

This office is in receipt of your correspondence dated February 5, 1993, requesting a continuance for the Administrative Hearing scheduled for April 19-21, 1993. Your request has been granted. This continuance will be considered by the Board in the event a future motion for a continuance is received.

We anticipate that thee next Administrative Hearings will be set for July 12-14, 1993. We suggest that you arrange your schedule accordingly to be free during these dates, as a further motion for continuance will not be entertained by this office. You will be mailed advance notification of the new date and time.

If you have any questions concerning this matter, please contact the Investigation Division.

Sincerely,

Kathleen S. Davies

Kathleen S. Davies
Investigator

cc: Alvin Jones, Route 1 Box 74, Marion, Texas 78124.

107098

LINDA L JONES
ATTORNEY AT LAW
[illegible]
[illegible] TEXAS 75[illegible]
[illegible]

FEBRUARY [illegible]

[illegible]

[illegible]

As per our telephone conversation on February 4, 1993, it will not be requesting the prehearing conference which is tentatively scheduled for February 10th and are requesting a setting for the Administrative Hearing. You had indicated that the next available dates for such hearing are April 19th-21st. I am scheduled to be in a jury trial during this period and would appreciate it if you could set in on a date subsequent to the April date.

Please call me if you have any questions pertaining to this matter.

Sincerely,

Linda L. Jones

FEB 10 [illegible]

107098

BOARD OF VOCATIONAL NURSE EXAMINERS
9101 BURNET ROAD - SUITE 105
AUSTIN, TEXAS 78758
TELEPHONE 512/835-2071

June 28, 1993

Alvin E. Jones
Route 1, Box 74
Marion, TX 78124

Dear Mr. Jones:

This letter is to inform you of the decision of the Board of Vocational Nurse Examiners regarding the voluntary surrender of your license to practice vocational nursing in the State of Texas.

The Board's decision on June 22, 1993, was to accept the voluntary surrender of your license and to revoke said license. This is a final decision of the Board. Enclosed please find the Order of the Board.

If you have not yet done so, you are hereby requested to return your license to this office **immediately**. Failure to comply could result in submission of your file to the Attorney General's Office for institution of injunctive procedures.

The Vocational Nurse Act, Article 4528c, Section 2, V.A.C.S., prohibits the practice of vocational nursing while the person's license is suspended or revoked. Violation of this prohibition is a Class B Misdemeanor, punishable by a fine and/or jail term, upon conviction.

If you have any questions concerning this matter, please contact the Investigation Division.

Sincerely,

Marjorie A. Bronk, R.N.
Executive Director

MAB/jf

Enclosure

107098

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

In the matter of Permanent
License Number 107098 issued
to Alvin E. Jones

ORDER OF THE BOARD

To: Alvin E. Jones
Route 1, Box 74
Marion, TX 78124

WHEREAS, Alvin E. Jones has submitted to the Board his affidavit that he no longer desires to be licensed as a vocational nurse, and that he is voluntarily surrendering his license, the Board takes the following action:

ORDER

NOW, THEREFORE, IT IS ORDERED that license number 107098, heretofore issued to Alvin E. Jones, to practice vocational nursing in the State of Texas, be revoked without formal charges, Notice of Hearing, or a formal hearing before the Board of Vocational Nurse Examiners.

Entered this the 22nd day of June, 1993.

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

SWORN AND SUBSCRIBED to before me, the undersigned authority, on this the 22nd day of

NOTARY PUBLIC
Patricia A. Cook
Notary Public, State of Texas
My Commission Expires 3/27/94

NOTARY PUBLIC IN AND FOR
THE STATE OF TEXAS

107098

BOARD ORDER
Re: Alvin E. Jones, LVN #107098
Page 2

THE STATE OF TEXAS *
*
COUNTY OF TRAVIS *

NOW COMES the undersigned members of the Board of Vocational Nurse Examiners, on this the 22nd day of June, 1993, who having heard the sworn statement executed by ALVIN E. JONES, have determined that said ALVIN E. JONES, has voluntarily surrendered his vocational nursing license number 107098, for revocation without the otherwise required formal charges, notice, or a hearing. Said license is hereby revoked by order of a majority of the members of the Board.

107098

BOARD ORDER
RE: Alvin E. Jones, LVN #107098
PAGE 3

CERTIFICATE OF SERVICE

I hereby certify that on the 11th day of June, 1996, 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):

Alvin E. Jones
Route 1, Box 74
Marion, Tx. 78124

Linda Z. Jones
Attorney at Law
P.O. Box 1424
Seguin, Tx. 78155

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

107098

BOARD OF VOCATIONAL NURSE EXAMINERS

9101 BURNET ROAD - SUITE 105
AUSTIN, TEXAS 78758

September 17,1990

Alvin E. Jones
Route 1, Box 74
Marion, Texas 78124

Dear Applicant:

Your request for reinstatem
in Texas has been reviewed.
first available Board meet
evidence described below.
docketed.

P 368 632 004
RECEIPT FOR CERTIFIED MAIL
NO INSURANCE COVERAGE PROVIDED
NOT FOR INTERNATIONAL MAIL
(See Reverse)

Sent to ALVIN E. JONES	
Street and No. ROUTE 1, Box 74	
P.O. State and ZIP Code MARION, TX 78124	
Postage	$
Certified Fee	
Special Delivery Fee	
Restricted Delivery Fee	
Return Receipt showing to whom and Date Delivered	
Return Receipt showing to whom, Date, and Address of Delivery	
TOTAL Postage and Fees	$
Postmark or Date	

PS Form 3800, June 1985

You have the right to have a
have the right to present evidence and testimony to support your request for reinstatement of your license. You have the burden of proof to show that you are presently fit and/or rehabilitated and sufficiently competent to practice vocational nursing.

The Board requires that you submit a current psychiatric/psychological evaluation to this office prior to the Hearing. You should begin making arrangements for the evaluation now as it does take some time. The evaluation should include a combination of the following tests: Visual Retention Test, Wide Range Achievement Test, Minnesota Multiphasic Personality Inventory, Rotter Incomplete Sentence Blank-Adult Form. The evaluation should also include a diagnostic impression and summary.

You are encouraged to secure letters of character reference from individuals such as clergymen, civic leaders, employers and friends who have personal knowledge of your character. These letters should be notarized, addressed to the "Board of Vocational Nurse Examiners", reference "Dear Board Members" on all correspondence, and be mailed directly to the Board office from these individuals.

The Board recommends that you obtain a report from your probation or parole officer, drug or alcohol abuse counselor(s), or other evidence of rehabilitation. You should have these report(s) mailed directly to the Board office by these individuals.

Enclosed, please find an Information Sheet outlining the Board's rules and requirements for consideration of reinstatement of your license. Please READ CAREFULLY and obtain all necessary information. We encourage you to contact the Investigation Division if you have any questions.

Sincerely,

The Investigation Division
Board of Vocational Nurse Examiners

By:
Enclosure

107098

BOARD

P 580 648 428

RECEIPT FOR CERTIFIED MAIL
NO INSURANCE COVERAGE PROVIDED
NOT FOR INTERNATIONAL MAIL
(See Reverse)

Sent to	Alvin E. Jones
Street and No.	Rt 1 Box 74
P.O. State and ZIP Code	Marion
Postage	$
Certified Fee	
Special Delivery Fee	
Restricted Delivery Fee	
Return Receipt showing to whom and Date Delivered	
Return Receipt showing to whom, Date, and Address of Delivery	
TOTAL Postage and Fees	$
Postmark or Date	

PS Form 3800, June 1985

January 4, 1991

Alvin E. Jones
Route 1, Box 74
Marion, Texas 78124

Certified Mail No. P 580 648

Dear Mr. Jones:

You have filed a written request for reinstatement of your vocational nursing license with the Board of Vocational Nurse Examiners office, stating reasons why you believe your license should be reinstated.

Pursuant to the Board of Vocational Nurse Examiners Rules, you have been scheduled to appear at a prehearing conference on January 30, 1991, at or after 8:30 a.m., to be conducted at the Board's office to determine your eligibility for reinstatement of your vocational nursing license. You may be represented by an attorney at the prehearing conference, or you may appear without an attorney.

Should you choose not to appear at the prehearing conference, your reinstatement request will be presented to the Board of Vocational Nurse Examiners at a regularly scheduled public meeting, for which you will receive advance notification.

A copy of the Board's rules pertaining to prehearing conferences is enclosed. The proceedings relating to the prehearing conference are confidential and your statements made at the hearing will not be offered as evidence at any subsequent hearing in the request for reinstatement. If an Agreed Order is proposed as a result of the prehearing conference, however, it will become a public record if accepted and endorsed by the Board of Vocational Nurse Examiners.

Please complete the enclosed "Intent Sheet" and return it to this office upon receipt of this correspondence.

Should you have questions regarding the prehearing conference procedure, please contact the Investigation Division.

Sincerely,

Marjorie A. Bronk, R.N.
Executive Director

MAB/db
Enclosure
cc: Regular Mail

107098

BOARD OF VOCATIONAL NURSE EXAMINERS
9101 BURNET ROAD - SUITE 105
AUSTIN, TEXAS 78758
TELEPHONE 512/835-2071

February 22, 1991

Alvin E. Jones
Route 1, Box 74
Marion, Texas 78124

Dear Mr. Jones:

On February 19, 1991, the Board of Vocational Nurse Examiners endorsed the enclosed Agreed Board Order, and it is now in effect.

As a result of this action your license has been reinstated, suspended, with suspension stayed and placed on probation for a period of two (2) years. Your probation is subject to certain conditions as outlined in the Agreed Board Order. The reports that are due from your nursing supervisor(s), psychologist, and probation officer are due on the following dates, to-wit:

May 19, 1991, 1992
August 19, 1991, 1992
November 19, 1991, 1992
February 19, 1992, 1993

Any period(s) of unemployment must be documented in writing and submitted directly to the Board office on a quarterly basis throughout the term of probation. Future non-compliance with the Vocational Nurse Act may result in a more severe sanction.

If you have any questions concerning this matter, please contact the Investigation Division.

Sincerely,

Marjorie A Bronk, RN

Marjorie A. Bronk, R.N.
Executive Director

MAB/db
Enclosure

8:15 2-22-91
Alvin picked up copy of order letter & forms in office, Dee

107098

BOARD OF VOCATIONAL NURSE EXAMINERS * STATE OF TEXAS

VS. *

ALVIN E. JONES * 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 107098, previously held by ALVIN E. JONES, hereinafter called Applicant.

Applicant has submitted a written request for reinstatement of said previously held license. By Order dated September 19, 1989, 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 January 30, 1991, 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 Wayne L. Ogburn, member of the Board of Vocational Nurse Examiners. Applicant was present and was not represented by counsel.

The conference was attended by Patricia Cook, Investigator for the Board, and Susan Henricks, Attorney at Law. By his 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 of this disciplinary action after this Order is endorsed by the Board.

107098

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 he has read and understood this Order and has 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

THEREFORE, PREMISES CONSIDERED, the Board of Vocational Nurse Examiners does hereby order that license number 107098, previously issued to ALVIN E. JONES be reinstated, suspended, with said suspension stayed and placed on probation for a period of two (2) years.

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

1. That Applicant shall cause his nursing employer(s) to submit satisfactory reports to the Board office on a quarterly basis throughout the term of probation.

2. 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.

3. That Applicant shall continue psychological counseling, and cause his psychologist to submit satisfactory reports to the Board office on a quarterly basis throughout the term of probation. The expense of said counseling shall be borne by Applicant.

4. That Applicant shall cause his probation officer to submit satisfactory reports directly to the Board office on a quarterly basis throughout the term of probation.

5. That upon discharge of court-ordered probation, Applicant shall cause his probation officer to submit a final satisfactory report to the Board office.

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

107098

It is also ordered that ALVIN E. JONES 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 30 day of JAN, 19 91.

Alvin E. Jones
Signature of Applicant

Rt 1 Box 74
Current Address

Marion TX 78124
City, State and Zip

512 / 420-3722
Area Code and Telephone Number

The State of Texas
County of Travis

Before me, the undersigned authority, on this day personally appeared ALVIN E. JONES 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 30th day of January, 1991.

NOTARY PUBLIC IN AND FOR
THE STATE OF TEXAS
My Commission Expires 10-24-93

[redacted] 107098

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 30th day of January, 1992.

NOTARY PUBLIC IN AND FOR
THE STATE OF TEXAS
Linda Rae Kent
My Commission Expires 10-24-93

107098

ENDORSEMENT OF THE BOARD
To The Agreed Board Order
in the matter of Vocational Nurse
License No. 107098
Issued to ALVIN E. JONES

At its regularly called session, 19th day of February, 1991, came on to be considered the indicated Agreed Board Order pertaining to ALVIN E. JONES. 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 19th day of February, 1991.

107098

CERTIFICATE OF SERVICE

I hereby certify that on the 22nd day of February, 1991, 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):

Alvin E. Jones
Route 1, Box 74
Marion, Texas 78124

Marjorie A. Bronk

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

0000 0075 0001

107098

BOARD OF VOCATIONAL NURSE EXAMINERS

P. O. BOX 141007
AUSTIN, TEXAS 78714-1007
TELEPHONE 512/835-2071

May 11, 1989

Alvin E. Jones
TDC# 506321
Huntsville Unit
P. O. Box 32
Huntsville, Texas 77348

Dear Mr. Jones:

This office is in receipt of information alleging that on or about March 31, 1989, in Guadalupe County, you were convicted of a felony offense of False Imprisonment and Aggravated Assault.

You are afforded this opportunity to respond to the allegations that have been made and to show that you have complied with all requirements of the Vocational Nurse Act for the retention of your license to practice vocational nursing in Texas.

In the event the allegations are true you may be interested in a provision of the Vocational Nurse Act (V.A.C.S., 4528c) for the Voluntary Surrender of a license. The return of the license along with your notarized statement that you no longer wish to practice vocational nursing will enable the Board to revoke your license without formal charges, Notice or a hearing. We are enclosing such an affidavit form for your consideration.

Thank you for your attention.

Sincerely,

Ruben M. Gallegos
Investigator

RMG/cmk
Enclosure

(Certified Mail - RRR)

P 776 377 729
RECEIPT FOR CERTIFIED MAIL
NO INSURANCE COVERAGE PROVIDED
NOT FOR INTERNATIONAL MAIL
(See Reverse)

Sent to	Alvin Jones
Street and No.	
P.O., State and ZIP Code	
Postage	$
Certified Fee	
Special Delivery Fee	
Restricted Delivery Fee	
Return Receipt showing to whom and Date Delivered	
Return Receipt showing to whom, Date, and Address of Delivery	
TOTAL Postage and Fees	$
Postmark or Date	5-11-89

PS Form 3800, June 1985

107098

BOARI

P 128 317 151

RECEIPT FOR CERTIFIED MAIL

Sent to	Alvin Jones
Street and No.	
P.O. State and ZIP Code	
Postage	$
Certified Fee	
Special Delivery Fee	
Restricted Delivery Fee	
Return Receipt showing to whom and Date Delivered	
Return Receipt showing to whom, Date, and Address of Delivery	
TOTAL Postage and Fees	$
Postmark or Date	8-18-89

PS Form 3800, June 1985

August 18, 1989

Alvin E. Jones
TDC# 506321
P. O. Box 32
Huntsville, Texas 77348

Certified Mail No. P 128 317 151

Dear Mr. Jones:

This is to advise you that an Administrative Hearing will be held in the Frontier Room of the Ramada Inn - Airport, 5660 N. I.H. 35, Austin, Texas 78751 on Tuesday, September 19, 1989. The Board of Vocational Nurse Examiners will call the docket subsequent to the time set forth in your Notice. Such hearing will be held to determine your eligibility for continued issuance of your license.

The hearing will be based upon the enclosed Complaint pursuant to a violation of Article 4528c, Section 10, Vernon's Civil Statutes. Also enclosed is the Notice of Hearing.

Your attendance is invited and urged at this hearing to show cause why your license should not be revoked. Your failure to appear will not prevent the Board's taking disciplinary action.

Please complete the enclosed "intent sheet" and return it to this office upon receipt of this correspondence. You may inquire at the front desk of the Ramada Inn - Airport, for directions to the hearing room.

If you have any questions concerning this matter, please contact the Investigation Division.

Sincerely,

Marjorie A. Bronk, R.N.
Executive Director

MAB/cmk
Enclosures

cc: Regular Mail

107098

BOARD OF VOCATIONAL NURSE EXAMINERS *

*

VS. * LICENSE NUMBER 107098

*

ALVIN E. JONES *

NOTICE

Notice is hereby given in the aforementioned and styled cause of action that a hearing will be held September 13, 1989, at or about 8:45 A.M., at the Frontier Room of the Ramada Inn-Airport, 5660 N. IH 35, Austin, Texas 78751.

The purpose of said hearing will be to determine whether ALVIN E. JONES has violated Article 4528c, Section 10, V.T.C.S., by engaging in the alleged acts described in the Complaint attached hereto and incorporated herein for all purposes. The hearing is being conducted under authority of Article 4528c, V.T.C.S., (Vocational Nurse Act) and Article 6252-13a, V.T.C.S., (Texas Administrative Procedures and Texas Register Act). The hearing will be conducted on the basis of information received by the Board of Vocational Nurse Examiners. You are hereby notified that such documentation, which may include certified business records submitted to the Board, is now on file and available for your inspection at the offices of the Board of Vocational Nurse Examiners during regular business hours prior to said hearing.

When applicable, the staff will propose that the Board of Vocational Nurse Examiners take official Notice of the following: federal and/or State Drug Laws, laws relating to medical practice, the Physician's Desk Reference, the Encyclopedia and Dictionary of Medicine and Nursing, and former Orders of the Board.

According to the provisions of the aforementioned authority you have the right to be present at the said hearing and to be represented by counsel. You may also present and introduce evidence by witnesses, documentation, or any other offer as proof as prescribed by the Rules of Evidence of the courts of this State in refuting the aforesaid charges.

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

107098

BOARD OF VOCATIONAL NURSE EXAMINERS	*	STATE OF TEXAS
VS.	*	
ALVIN E. JONES	*	COUNTY OF TRAVIS

COMPLAINT

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

As an Investigator for the Board of Vocational Nurse Examiners, I, Ruben M. Gallegos, do hereby present to the Executive Director of the Board of Vocational Nurse Examiners, the following complaint against ALVIN E. JONES, a practitioner of vocational nursing in Texas licensed by the Board of Vocational Nurse Examiners with license number 107098, hereinafter called Respondent.

I.

a. On or about March 11, 1987, Respondent plead nolo contendere to the felony offense of Aggravated Assault, in the 25th Judicial District Court of Guadalupe County, Texas, Cause No. 86-566, and as a result of said court proceedings, Respondent was placed on ten (10) years deferred adjudication, fined $1,000 and placed on probation throughout the ten (10) years.

b. During the commission of said offense on or about March 29, 1986, Respondent knowingly and intentionally threatened Anna Belle Jones with imminent bodily injury, and did then and there use a deadly weapon, to-wit: a firearm that in the manner of its intended use was capable of causing serious bodily injury and death.

c. On about November 2, 1988, Respondent violated the conditions of said probation in Cause No. 86-566. Respondent intentionally and knowingly caused bodily injury to Gretchen Hudson, by hitting her with his hands, feet, fists, and by chocking Ms. Hudson around the neck with a belt.

d. On about February 27, 1989, a Judgement adjudicating guilt was rendered in the 25th Judicial District Court against the Respondent, under Cause No. 86-566, and Respondent was sentenced to six (6) years confinement in the Texas Department of Corrections on March 8, 1989.

e. On about June 16, 1989, Respondent was placed in the 25th Judicial District Intensive Supervision Program, and placed on probation for the remainder of his six (6) year sentence.

II.

Said conviction is inconsistent with basic duties and responsibilities inherent in the occupation of vocational nursing in that said occupation requires promoting or safeguarding the health and welfare of the patient, individual or public.

III.

Respondent has been convicted of a crime of the grade of felony or a crime of a lesser grade which involves moral turpitude, in violation of Article 4528c, Section 10 (a) (3), Revised Civil Statutes of Texas.

IV.

Article 6252-13c, Section 4 (e), Revised Civil Statutes of Texas, states that upon a licensee's felony conviction, felony probation revocation, revocation of parole, or revocation of mandatory supervision, his license shall be revoked.

V.

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 Article 4528c, Section 10 (a) (9), Revised Civil Statutes of Texas and Rule 231.81 of the Rules and Regulations of the Board of Vocational Nurse Examiners, Title 22, Texas Administrative Code, Subsection 231.81, which provides in pertinent part: "Unprofessional Conduct" shall include, but not be limited to:

(L) has been convicted of a crime;

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(i) which relates to the practice of vocational nursing.

VI.

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, Ruben M. Gallegos, do hereby suggest and request the Board of Vocational Nurse Examiners take disciplinary action against ALVIN E. JONES, LVN #107098, in accordance with the provisions of the laws of the State of Texas.

Ruben M. Gallegos
AFFIANT

SUBSCRIBED AND SWORN TO BEFORE ME by the said Ruben M. Gallegos, on this the 16th day of August, 1989.

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 August, 1989.

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

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BOARD OF VOCATIONAL NURSE EXAMINERS
9101 BURNET ROAD - SUITE 105
AUSTIN, TEXAS 78758
TELEPHONE 512/835-2071

September 22, 1989

Alvin E. Jones
P.O. Box 281
Marion, Texas 78124

Dear Mr. Jones:

This is to inform you of the decision reached by the Board of Vocational Nurse Examiners in business meeting, September 19, 1989, concerning continued issuance of your license number 107098.

Based on the evidence introduced, the Board ruled your license should be revoked. You are hereby requested to return your current license to this office immediately. Failure to comply could result in submission of your file to the Attorney General's office for institution of injunctive procedures.

Continued practice as a Licensed Vocational Nurse or use of this designation or the abbreviation L.V.N. will result in criminal prosecution.

Enclosed please find the Order of the Board. Outlined are the findings and conclusions as determined in your case.

Appeals from a final decision or Order of the Board must be made pursuant to the requirements of the Administrative Procedure and Texas Register Act, Texas Revised Civil Statutes, Article 6152-13a, Sections 16 and 19. A motion for rehearing must be filed within 20 days from the date of this notice, as a jurisdictional prerequisite to an Appeal.

If you have any questions concerning this matter, please contact the Investigation Division.

Sincerely,

Marjorie A. Bronk, R
Executive Director

MAB/cmk
Enclosures

(Certified Mail - RR

PS Form 3800, June 1985

9-22-89

Alvin E. Jones

P.O. State and ZIP Code

RECEIPT FOR CERTIFIED MAIL

P 129 025 042

107098

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

In the matter of Permanent
License Number 107098
issued to
ALVIN E. JONES

ORDER OF THE BOARD

TO: ALVIN E. JONES
P.O. Box #281
Marion, Texas 78124

The Board of Vocational Nurse Examiners in and for the State of Texas, held a scheduled hearing on the 19th day of September, 1989, to determine whether cause exists under Article 4528c, V.A.C.S., to suspend or revoke license number 107098, heretofore issued to ALVIN E. JONES.

At the Hearing, Mrs. Adelia D. Miller, R.N., President of the Board, presided and the following members were present:

Mrs. Linda Savannah, LVN
Mrs. Charlotte J. Sifford, LVN
Mrs. Sharon Johnson, LVN
Mrs. Annie Mae Parker, LVN
Mr. Wayne L. Ogburn
Mrs. Virginia M. Bauman
Ms. Norma Jean Clark, LVN

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

Re: ALVIN E. JONES, hereinafter referred to as Respondent.

1. That Respondent is a vocational nurse licensed by the State of Texas and holds license number 107098.

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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 Respondent in accordance with Article 6252-13a, of the Administrative Procedure Act, as amended.

4. That Respondent was not present before the Board.

5. That Respondent was not represented by counsel.

6. That on or about March 11, 1987, Respondent plead nolo contendere to the felony offense of Aggravated Assault, in the 25th Judicial District Court of Guadalupe County, Texas, Cause No. 86-566, and as a result of said court proceedings, Respondent was placed on ten (10) years deferred adjudication, fined $1,000 and placed on probation throughout the ten (10) years.

7. That during the commission of said offense on or about March 29, 1986, Respondent knowingly and intentionally threatened Anna Belle Jones with imminent bodily injury, and did then and there use a deadly weapon, to-wit: a firearm that in the manner of its intended use was capable of causing serious bodily injury and death.

8. That on about November 2, 1988, Respondent violated the conditions of said probation in Cause No. 86-566. Respondent intentionally and knowingly caused bodily injury to Gretchen Hudson, by hitting her with his hands, feet, fists, and by chocking Ms. Hudson around the neck with a belt.

9. That on about February 27, 1989, a Judgement adjudicating guilt was rendered in the 25th Judicial District Court against the Respondent, under Cause No. 86-566, and Respondent was sentenced to six (6) years confinement in the Texas Department of Corrections on March 8, 1989.

10. That on about June 16, 1989, Respondent was placed in the 25th Judicial District Intensive Supervision Program, and placed on probation for the remainder of his six (6) year sentence.

11. That said conviction is inconsistent with basic duties and responsibilities inherent in the occupation of vocational nursing in that said occupation requires promoting or safeguarding the health and welfare of the patient, individual or public.

CONCLUSIONS OF LAW

1. That Respondent has been convicted of a crime of the grade of felony or a crime of a lesser grade which involves moral turpitude, in violation of Article 4528c, Section 10 (a) (3), Revised Civil Statutes of Texas.

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2. That Article 6252-13c, Section 4 (e), Revised Civil Statutes of Texas, states that upon a licensee's felony conviction, felony probation revocation, revocation of parole, or revocation of mandatory supervision, his license shall be revoked.

3. That 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.

4. That Respondent's conviction for the felony offense of Aggravated Assault is a crime that directly relates to the duties and responsibilities of the licensed occupation of vocational nursing under Article 6252-13c, Section 4 (a) and in violation of Board Rule 231.81 (1) (i).

ORDER

NOW, THEREFORE, IT IS ORDERED that License Number 107098, heretofore issued to ALVIN E. JONES, to practice vocational nursing in the State of Texas be and same is hereby revoked.

Entered this the 22nd day of September, 1989.

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

SWORN AND SUBSCRIBED to before me, the undersigned authority, on this the 22nd day of September, 1989.

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

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Certificate to Order of the Board
In the matter of Vocational Nurse
License No. 107098
Issued to ALVIN E. JONES

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 19th day of September, 1989.

Odilia S. Willis, L.V.N.
Virginia M. Bauman