BOARD OF NURSING TEXAS
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

BEFORE THE TEXAS BOARD OF NURSING

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In the Matter of	§	AGREED
Registered Nurse License Number 602416	§	
& Vocational Nurse License Number 142036,	§	
issued to ZHIMEI XU	§	ORDER

On this day the Texas Board of Nursing, hereinafter referred to as the Board, considered the matter of ZHIMEI XU, Registered Nurse License Number 602416 and Vocational Nurse License Number 142036, hereinafter referred to as Respondent.

Information received by the Board produced evidence that Respondent may be subject to discipline pursuant to Section 301.452(b)(10)&(13), Texas Occupations Code. Respondent waived notice and hearing and agreed to the entry of this Order approved by Katherine A. Thomas, MN, RN, FAAN, Executive Director, on July 24, 2015.

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(s).

2. Respondent waived notice and hearing, and agreed to the entry of this Order.

3. Respondent's license to practice as a vocational nurse in the State of Texas is in delinquent status. Respondent's license to practice as a professional nurse in the State of Texas is in current status.

4. Respondent received a Certificate in Vocational Nursing from Central Texas College, Killeen, Texas, on December 18, 1992, and received an Associate Degree in Nursing from Central Texas College, Killeen, Texas, on December 17, 1993. Respondent was licensed to practice vocational nursing in the State of Texas on May 25, 1993, and was licensed to practice professional nursing in the State of Texas on March 15, 1994.

5. Respondent's vocational and professional nursing employment history includes:

1993 - 1994	LVN	Temple Nursing Care Center Temple, Texas
1994 - 1995	LVN/RN	St. Catherine Care Center Waco, Texas
1994 - 1995	LVN/RN	Hillcrest Baptist Medical Center Temple, Texas
1995 - 1999	RN	Hill Regional Hospital Hillsboro, Texas
1999 - 05/2009	RN	Richardson Regional Medical Center Richardson, Texas
05/2009 - 06/2013	RN	Forest Park Medical Center Dallas, Texas
07/2013 - Present	Unknown	

6. On or about December 14, 2010, Respondent's licenses to practice professional and vocational nursing were issued the sanction of a Warning with Stipulations by the Texas Board of Nursing. Respondent successfully completed the terms of the Order on December 12, 2011. A copy of the Findings of Fact, Conclusions of Law, and Order, dated December 14, 2010, is attached and incorporated herein by reference as part of this Order. Respondent completed the terms of this order.

7. At the time of the initial incident, Respondent was employed as a Registered Nurse with Forest Park Medical Center, Dallas, Texas, and had been in that position for approximately four (4) years.

8. On or about June 7, 2013 and June 10, 2013, while employed with Forest Park Medical Center, Dallas, Texas, Respondent withdrew controlled substances from the CareFusion medication dispensing system for patients, but failed to completely document the administration of the medications in the patient's Medical Administration Record (MAR). Respondent's conduct could have injured the patient in that subsequent care givers would rely on her documentation to further medicate the patient which could result in an overdose. Additionally, Respondent's conduct placed the hospital in violation of Chapter 481 (Controlled Substances Act) of the Texas Health and Safety Code.

9. On or about June 7, 2013, and June 10, 2013, while employed with Forest Park Medical Center, Dallas, Texas, Respondent failed to completely and/or accurately document the wastage of the unused portions of medications. Respondent's conduct placed the pharmacy in violation of Chapter 481 (Controlled Substances Act) of the Texas Health and Safety Code.

10. On or about June 12, 2013, while employed with Forest Park Medical Center, Dallas, Texas, Respondent submitted a specimen for a for cause drug screen, which resulted negative.

11. In response to Findings of Fact Numbers Eight (8) through Ten (10), Respondent states she missed documenting a patient's medication in June 2013 at Forest Park Medical Center in Dallas. She was asked to submit to a urine test and willingly provided a sample, knowing the result would be negative, which it was. Respondent states it is her goal is always put patient safety first, but she felt she had no other choice but to leave her charting incomplete that day. She thought she could make a late entry the next day, but that day was even busier and with more patients. She resigned after a month and a half and began working at Victory Medical Center in Plano, where she has served for nearly two (2) years as a PACU nurse.

12. Formal Charges were filed on December 29, 2014.

13. Formal Charges were mailed to Respondent on January 6, 2015.

14. On March 17, 2015, Respondent completed a course in "Nursing Jurisprudence and Ethics," which would have been a requirement of this Order.

15. On March 26, 2015, Respondent completed a course in "Nursing Documentation," which would have been a requirement of this Order.

16. On April 15, 2015, Respondent completed a course in "Sharpening Critical Thinking Skills," which would have been a requirement of this Order.

CONCLUSIONS OF LAW

1. Pursuant to Texas Occupations Code, Sections 301.451-301.555 , the Board has jurisdiction over this matter.

2. Notice was served in accordance with law.

3. The evidence received is sufficient to prove violation(s) of 22 TEX. ADMIN. CODE §217.11(1)(A),(1)(B),& (1)(D) and 22 TEX. ADMIN. CODE §217.12(1)(A),(1)(B),(1)(C),(4),(10)(C)&(11)(B).

4. The evidence received is sufficient cause pursuant to Section 301.452(b)(10)&(13), Texas Occupations Code, to take disciplinary action against Registered Nurse License Number 602416 and Vocational Nurse License Number 142036, heretofore issued to ZHIMEI XU, including revocation of Respondent's license(s) to practice nursing in the State of Texas.

5. Pursuant to Section 301.463(d), Texas Occupations Code, this Agreed Order is a settlement agreement under Rule 408, Texas Rules of Evidence, in civil or criminal litigation.

TERMS OF ORDER

I. SANCTION AND APPLICABILITY

IT IS THEREFORE AGREED and ORDERED that RESPONDENT SHALL receive the sanction of **REPRIMAND WITH STIPULATIONS** in accordance with the terms of this Order.

A. This Order SHALL apply to any and all future licenses issued to Respondent to practice nursing in the State of Texas.

B. This Order SHALL be applicable to Respondent's nurse licensure compact privileges, if any, to practice nursing in the State of Texas.

C. Respondent may not work outside the State of Texas in another nurse licensure compact party state without first obtaining the written permission of the Texas Board of Nursing and the Board of Nursing in the nurse licensure compact party state where Respondent wishes to work.

II. COMPLIANCE WITH LAW

While under the terms of this Order, RESPONDENT agrees to comply in all respects with the Nursing Practice Act, Texas Occupations Code, §§301.001 *et seq.*, the Rules and Regulations Relating to Nurse Education, Licensure and Practice, 22 TEX. ADMIN. CODE §§211.1 *et seq.*, and this Order.

III. EMPLOYMENT REQUIREMENTS

In order to complete the terms of this Order, RESPONDENT must work as a nurse, providing direct patient care in a licensed healthcare setting, for a minimum of sixty-four (64) hours per month for eight (8) quarterly periods [two (2) years] of employment. This requirement will not be satisfied until eight (8) quarterly periods of employment as a nurse have elapsed. Any quarterly period without continuous employment with the same employer for all three (3) months will not count towards completion of this requirement. Periods of unemployment or of employment that do not require the use of a registered nurse (RN) or a vocational nurse (LVN) license, as appropriate, will not apply to this period and will not count towards completion of this requirement.

A. **Notifying Present and Future Employers**: RESPONDENT SHALL notify each present employer in nursing and present each with a complete copy of this Order, including all attachments, if any, within five (5) days of receipt of this Order. While under the terms of this Order, RESPONDENT SHALL notify all future employers in nursing and present each with a complete copy of this Order, including all attachments, if any, prior to accepting an offer of employment.

B. **Notification of Employment Forms:** RESPONDENT SHALL CAUSE each present employer in nursing to submit the Board's "Notification of Employment" form to the Board's office within ten (10) days of receipt of this Order. RESPONDENT SHALL CAUSE each future employer to submit the Board's "Notification of Employment form" to the Board's office within five (5) days of employment as a nurse.

C. **Direct Supervision:** For the first year [four (4) quarters] of employment as a Nurse under this Order, RESPONDENT SHALL be directly supervised by a Registered Nurse, if licensed as a Registered Nurse, or by a Licensed Vocational Nurse or a Registered Nurse, if licensed as a Licensed Vocational Nurse. Direct supervision requires another nurse, as applicable, to be working on the same unit as RESPONDENT and immediately available to provide assistance and intervention. RESPONDENT SHALL work only on 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.

D. **Indirect Supervision:** For the remainder of the stipulation/probation period, RESPONDENT SHALL be supervised by a Registered Nurse, if licensed as a Registered Nurse, or by a Licensed Vocational Nurse or a Registered Nurse, if licensed as a 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.

E. **Nursing Performance Evaluations:** 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 nursing. These reports shall be completed by the nurse who supervises the RESPONDENT and these reports shall be submitted by the supervising nurse to the office of the Board at the end of each three (3) month quarterly period for eight (8) quarters [two (2) years] of employment as a nurse.

IV. RESTORATION OF UNENCUMBERED LICENSE(S)

Upon full compliance with the terms of this Order, all encumbrances will be removed from RESPONDENT'S license(s) to practice nursing in the State of Texas and RESPONDENT may be eligible for nurse licensure compact privileges, if any.

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RESPONDENT'S CERTIFICATION

I understand that I have the right to legal counsel prior to signing this Agreed Order. I have reviewed this Order. I neither admit nor deny the violation(s) alleged herein. By my signature on this Order, I agree to the entry of this 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 when this Order becomes final and the terms of this Order become effective, 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 possible revocation of my license(s) to practice nursing in the State of Texas, as a consequence of my noncompliance.

Signed this 25 day of May, 2016.

Zhimei Xu

ZHIMEI XU, Respondent

Sworn to and subscribed before me this 25 day of May, 2016.

SEAL

KELLY Y. TRAN
NOTARY PUBLIC STATE OF TEXAS
COMMISSION EXPIRES:
09-21-2018

Notary Public in and for the State of Texas

Approved as to form ~~and substance~~.

Nancy Roper Willson

Nancy Roper Willson, Attorney for Respondent

Signed this 25 day of May, 2016

WHEREFORE, PREMISES CONSIDERED, the Texas Board of Nursing does hereby ratify and adopt the Agreed Order that was signed on the 25th day of May, 2016, by ZHIMEI XU, Registered Nurse License Number 602416 and Vocational Nurse License Number 142036, and said Order is final.

Effective this 14th day of June, 2016.

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

I certify this to be a true copy
of the records on file with the
Texas Board of Nursing
Date:
Signed:

BEFORE THE TEXAS BOARD OF NURSING

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In the Matter of Registered Nurse	§	AGREED
License Number 602416	§	
and Vocational Nurse	§	
License Number 142036	§	
issued to ZHIMEI XU	§	ORDER

TEXAS BOARD OF NURSING
Executive Director of the Board
accurate, and true copy of the document which is on file or is of record in the offices of the Texas Board of Nursing.

On this day the Texas Board of Nursing, hereinafter referred to as the Board, considered the matter of ZHIMEI XU, Registered License Number 602416 and Vocational Nurse License Number 142036, hereinafter referred to as Respondent.

Information received by the Board produced evidence that Respondent may have violated Section 301.452(b)(10)&(13), Texas Occupations Code. Respondent waived representation by counsel, informal proceedings, notice and hearing, and agreed to the entry of this Order offered on August 29, 2010, 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(s).

2. Respondent waived representation by counsel, informal proceedings, notice and hearing, and agreed to the entry of this Order.

3. Respondent is currently licensed to practice professional nursing in the State of Texas. Respondent's license to practice vocational nursing in the State of Texas is currently in "delinquent" status.

4. Respondent received a Certificate in Vocational Nursing from Central Texas College, Killeen, Texas, on December 18, 1992, and received an Associate Degree in Nursing from Central Texas College, Killeen, Texas, on December 17, 1993. Respondent was licensed to practice vocational nursing in the State of Texas on May 25, 1993, and was licensed to practice professional nursing in the State of Texas on March 15, 1994.

5. Respondent's nursing employment history includes:

1993	Unknown	
1994-1995	RN	St. Catherine Care Center Waco, Texas
1994-1995	RN	Hillcrest Baptist Medical Center Waco, Texas
1994-1999	RN	Hill Regional Hospital Hillsboro, Texas
1999-4/2009	RN	Richardson Regional Medical Center Richardson, Texas
5/2009-Present	Unknown	

6. At the time of the initial incident, Respondent was employed as a RN with Richardson Regional Medical Center, Richardson, Texas, and had been in this position for ten (10) years.

7. On or about March 9, 2009, while employed with Richardson Regional Medical Center, Richardson, Texas, Respondent failed to initiate physician orders to place Patient Number 539505 on telemetry monitoring. The patient had experienced Premature Ventricular Contractions (PVCs) during surgery that day and during his recovery in the post anesthesia care unit (PACU) where the Respondent was caring for him. Respondent failed to inform the nurse assuming the patient's care after his transfer out of the PACU or the telemetry technician of the physician orders, and subsequently, the patient's cardiac status was not being monitored as ordered when, later that evening, he experienced cardiac arrest and required resuscitation. Respondent's conduct was likely to injure the patient from non-efficacious treatment and may have contributed to the patient suffering cardiac arrest.

8. On or about March 13, 2009, while employed with Richardson Regional Medical Center, Richardson, Texas, Respondent inappropriately administered Morphine to Patient Number 53505 after disregarding the patient's request for no additional pain medication to be administered because he was trying to avoid narcotic induced nausea. The patient became nauseated and required intravenous Reglan for treatment. Respondent's conduct was likely injure the patient by denying him the right to self determination and participation in his own treatment and recovery.

9. In response to the incidents in Findings of Fact Numbers Seven (7) and Eight (8), Respondent states that she spoke to the nurse who would be receiving Patient Number 540436, and she gave a detailed report that included the occurrence of PVCs while he was in the OR and while he was recovering in the PACU. Respondent states that she also went over the orders

that had been faxed to the unit at 5:45 p.m. Respondent states that it was not the customary practice to transport patients on a portable monitor unless they were going to ICU, but since this incident, the policy has been implemented that all patients with telemetry orders are transferred on a portable monitor. Regarding the Morphine administration, Respondent states that shortly after the patient arrived from surgery, he had complaints of nausea and so she administered Zofran per the physician order. Respondent states within minutes the patient complained of pain and rated it a 6 out of 10, and so she gave the first dose of morphine. The order was for morphine 2mg every 5 minutes not to exceed a total of 10mg. Respondent states that within 15 minutes, the patient received a total of 6mg of morphine and that he continued to rate his pain at 6/10. After a fourth dose of Morphine 2mg, the patient stated he was without pain. Respondent states that when she assessed his pain and circulation by touching his left toes to check the capillary refill, and based on the Wong-Baker pain scale, she rated his pain at 5/10, and so Respondent decided to give him the last 2mg of Morphine to prepare him for discharge. Respondent states she was anticipating the patient's need for pain control and she was afraid he would have an uncomfortable ride home if she didn't give him the extra dose of morphine. Respondent states that the patient's nausea had not resolved completely after receiving Zofran 4mg; therefore, she gave him one (1) dose of Reglan 10mg and ten (10) minutes later the nausea had resolved. Respondent states the patient was given crackers and water and he tolerated these well.

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)&(13), Texas Occupations Code, and 22 TEX. ADMIN. CODE §§217.11(1)(A),(1)(C),(1)(D),(1)(M)&(3(A) and 217.12(1)(A)&(4).

4. The evidence received is sufficient cause pursuant to Section 301.452(b), Texas Occupations Code, to take disciplinary action against Registered Nurse License Number 602416 and Vocational Nurse License Number 142036, heretofore issued to ZHIMEI XU, including revocation of Respondent's license(s) to practice nursing in the State of Texas.

ORDER

IT IS THEREFORE AGREED and ORDERED, subject to ratification by the Texas Board of Nursing, that RESPONDENT SHALL receive the sanction of a WARNING WITH STIPULATIONS, and RESPONDENT SHALL comply in all respects with the Nursing Practice Act,

Texas Occupations Code, §§301.001 *et seq.*, the Rules and Regulations Relating to Nurse Education, Licensure and Practice, 22 TEX. ADMIN. CODE §211.1 *et seq.* and this Order.

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

IT IS FURTHER AGREED and ORDERED that while Respondent's license(s) is/are encumbered by this Order, Respondent may not work outside the State of Texas pursuant to a nurse licensure compact privilege without the written permission of the Texas Board of Nursing and the Board of Nursing in the party state where Respondent wishes to work.

IT IS FURTHER AGREED that:

(1) RESPONDENT SHALL, within one (1) year of entry of this Order, successfully complete a course in Texas nursing jurisprudence and 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. In order for the course to be approved, the target audience shall include nurses. It shall be a minimum of six (6) hours in length. The course's content shall include the Nursing Practice Act, standards of practice, documentation of care, principles of nursing ethics, confidentiality, professional boundaries, and the Board's Disciplinary Sanction Policies regarding: Sexual Misconduct; Fraud, Theft and Deception; Nurses with Substance Abuse, Misuse, Substance Dependency, or other Substance Use Disorder; and Lying and Falsification. 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 at the following Board website address: http://www.bon.state.tx.us/disciplinaryaction/stipscourses.html.*

(2) RESPONDENT SHALL, within one (1) year of entry of this Order, successfully complete a course in medication administration. 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. The didactic portion of this course shall be a minimum of six (6) hours in length. The course shall contain a minimum twenty-four (24) hour clinical component which is to be provided by the same Registered Nurse who provides the didactic portion of this course. The clinical component SHALL focus on tasks of medication administration only. The course description shall indicate goals and objectives for the course, resources to be utilized, and the methods to be used to determine successful completion of the course. RESPONDENT SHALL successfully complete both the didactic and clinical portions of the course to satisfy this stipulation. RESPONDENT SHALL CAUSE the instructor 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 at the following Board website address: http://www.bon.state.tx.us/disciplinaryaction/stipscourses.html.*

(3) RESPONDENT SHALL, within one (1) year of entry of this Order, successfully complete the course "Sharpening Critical Thinking Skills," a 3.6 contact hour online program provided by the National Council of State Boards of Nursing (NCSBN) Learning Extension. In order

to receive credit for completion of this program, RESPONDENT SHALL SUBMIT the continuing education certificate of completion for this program to the Board's office, to the attention of Monitoring. This course is to be taken in addition to any continuing education requirements the Board may have for relicensure. *Information regarding this workshop may be found at the following web address: http://ncsbn.hivelive.com/hives/a0f6f3e8a0/summary.*

IT IS FURTHER AGREED, SHOULD RESPONDENT PRACTICE AS A 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 ONE (1) YEAR OF EMPLOYMENT. THE LENGTH OF THE STIPULATION PERIOD WILL BE EXTENDED UNTIL SUCH TWELVE (12) MONTHS HAVE ELAPSED. PERIODS OF UNEMPLOYMENT OR OF EMPLOYMENT THAT DO NOT REQUIRE THE USE OF A REGISTERED NURSE (RN) OR A VOCATIONAL NURSE (LVN) LICENSE WILL NOT APPLY TO THIS STIPULATION PERIOD:

(4) RESPONDENT SHALL notify each present employer in nursing of this Order of the Board and the stipulations on RESPONDENT'S licenses. 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 nursing of this Order of the Board and the stipulations on RESPONDENT'S licenses. 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.

(5) RESPONDENT SHALL CAUSE each present employer in 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 nurse.

(6) RESPONDENT SHALL be supervised by a Registered 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.

(7) 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 nursing. These reports shall be completed by the Registered 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) month period for one (1) year of employment as a nurse.

IT IS FURTHER AGREED, that upon full compliance with the terms of this Order, all encumbrances will be removed from RESPONDENT'S license(s) to practice nursing in the State of Texas and RESPONDENT shall be eligible for nurse licensure compact privileges, if any.

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(s) to practice nursing in the State of Texas, as a consequence of my noncompliance.

Signed this 28 day of Oct, 2010.

Zhimei Xu

ZHIMEI XU, Respondent

Sworn to and subscribed before me this 28th day of October, 2010.

SEAL

DAVID ALLEN KOCH
Notary Public, State of Texas
My Commission Expires
September 25, 2013

Notary Public in and for the State of Texas

WHEREFORE, PREMISES CONSIDERED, the Texas Board of Nursing does hereby ratify and adopt the Agreed Order that was signed on the 28th day of October, 2010, by ZHIMEI XU, Registered Nurse License Number 602416 and Vocational Nurse License Number 142036, and said Order is final.

Effective this 14th day of December, 2010.

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