BEFORE THE BOARD OF NURSE EXAMINERS
FOR THE STATE OF TEXAS
****

In the Matter of Permanent Certificate	§
Number 527321 issued to	§
SYRETHA A. YOUNG	§

ORDER OF THE BOARD

To: Syretha A. Young
c/o Robert J. Provan
Provan and Associates, P.C.
401 W. 15th Street, Suite 875
Austin, Texas 78701

On this day, the Board of Nurse Examiners for the State of Texas, hereinafter referred to as the Board, accepted the voluntary surrender of Permanent Certificate Number 527321, issued to SYRETHA A. YOUNG, hereinafter referred to as Respondent. This action was taken in accordance with Article 4525.1(c), Revised Civil Statutes of Texas, as amended.

Respondent waived informal conference and hearing, and agreed to the entry of this Order.

The Board makes the following Findings of Fact and Conclusions of Law.

FINDINGS OF FACT

1. Prior to the institution of Agency proceedings, notice of the matters specified below in these Findings of Fact was provided to Respondent and Respondent was given an opportunity to show compliance with all requirements of the law for retention of the license.

2. Respondent waived 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.

4. Respondent received a Diploma in Nursing from Methodist School of Nursing, Lubbock, Texas in May 1985.

5. Respondent's professional employment history includes:

July 1985 to January 1988	Emergency Room Nurse Methodist Hospital Lubbock, Texas
February 1988 to June 1990	Flight Nurse/Paramedic AeroCare Lubbock, Texas
July 1990 to May 1993	Emergency Room Nurse Methodist Hospital Lubbock, Texas
May 1993 to October 1995	Emergency Room Nurse Methodist Hospital Levelland, Texas
October 1995 to May 1998	Emergency Room Nurse Methodist Hospital Lubbock, Texas

6. At the time of the incidents listed in findings of fact number seven (7) Respondent was employed as a staff nurse in the emergency room with Methodist Hospital, Lubbock, Texas and had been in this position for approximately two (2) years.

7. Respondent, while employed with the Methodist Hospital, Lubbock, Texas, signed out medications for patients, on the Stock Narcotic Record, but either failed to document or failed to accurately document the administration of the medications in the patients' emergency room (ER) record; failed to make all entries required on the Stock Narcotic Record; failed to document the wastage as required by the policy and procedure in effect at the facility; or made false entries by documenting the names of physicians who were not working in the emergency room on the date of the sign out, as follows:

Date	Time	Patient	Physician's Order	Medication/Dosage	ER Record
9/2/97	1715	100170237	No Order for Nubain	Nubain 10 mg	Not documented
9/5/97	1545	100170472	No Order for Nubain	Nubain 10 mg	Not documented
9/6/97	none	100027407	No Order for Nubain	Nubain 10 mg	Not documented
9/7/97	2158	100170553	No Order for Darvocet N-100	Darvocet N-100 2 tablets	Not documented

Date	Time	Patient	Physician's Order	Medication/Dosage	ER Record
9/7/97	none	100170553	No Order for Vicodin	Vicodin 1 tablet	Not documented
9/7/97	1530	same	No Order for Nubain	Nubain 10 mg	Not documented
10/29/97	1630	089018154	Stadol 2 mg IM Q 4-6 hrs PRN Pain	Stadol 2 mg	Not documented
10/29/97	2015	same	No Order for Nubain	Nubain 10 mg	Not documented
11/1/97	1930	100174021	Demerol 50-75 mg IM Q 4 hrs. PRN	Demerol 75 mg	Not documented
11/2/97	1700	090016909	No Order for Nubain	Nubain 10 mg	Not documented
11/2/97	2255	No patient identified	unknown	Tylenol #3, 2 tabs	unknown
11/3/97	1800	100073656	No Order for Nubain	Nubain 10 mg	Not documented
11/3/97	2055	090816368	No Order for Nubain	Nubain 10 mg	Not documented
11/4/97	1700	090011225	No Order for Vicodin	Vicodin, 2 tablets	Not documented
11/4/97	1800	same	No Order for Nubain	Nubain 10 mg	Not documented
11/12/97	1815	090020477	No Order for Nubain	Nubain 10 mg	Not documented
11/14/97	2040	100174857	No Order for Nubain	Nubain 10 mg	Not documented
11/15/97	1600	100015382	No Order for Nubain	Nubain 10 mg	Not documented
11/15/97	1830	same	same	Nubain 10 mg	Not documented
11/16/97	1800	100174938	Demerol 12.5-25 mg IV Q 2 hrs for continued chest pain	Demerol 100 mg No wastage	Not documented
11/18/97	1530	100175028	No Order for Nubain	Nubain 10 mg	Not documented
11/18/97	2000	100022564	No Order for Nubain	Nubain 10 mg	Not documented
11/19/97	1515	100147769	No Order for Nubain	Nubain 10 mg	Not documented

8. Respondent's conduct in finding of fact seven (7) above was likely to deceive the hospital pharmacy and placed them in violation of Chapter 481 of the Health and Safety Code (Controlled Substance Act) and was likely to injure the patients in that subsequent care givers would rely on her documentation to further medicate the patient which could result in an overdose.

9. On or about September 4, 1998, Respondent attempted to pass an unauthorized telephonic prescription for Didrex 50 mg and Levothroid 1 mg at Eckerd's Pharmacy, Lubbock, Texas. Attempting to pass a fraudulent telephonically communicated prescription is prohibited by Chapter 481 (Controlled Substances Act) of the Texas Health & Safety Code.

10. On or about December 5, 1998, Respondent passed an unauthorized telephonic prescription for Didrex 50 mg and Levothroid 1 mg at Albertson's Pharmacy, Lubbock, Texas. Possession of a controlled substance or dangerous drug through use of a fraudulent telephonically communicated prescription is prohibited by Chapter 481 (Controlled Substances Act) of the Texas Health & Safety Code.

11. The Board policy implementing Rule 213.29 in effect on the date of this Agreed Order provides discretion by the Executive Director for consideration of conditional reinstatement after proof of twelve (12) consecutive months of abstinence from alcohol and drugs, except as prescribed by a licensed practitioner for a legitimate purpose, followed by licensure limitations/stipulations and/or peer assistance program participation.

CONCLUSIONS OF LAW

1. Pursuant to Article 4525, Revised Civil Statutes of Texas, as amended, the Board has jurisdiction over this matter.

2. Notice was served in accordance with law.

3. The evidence received is sufficient to prove violations of Article 4525(b)(8), (9) & (11), TEX. REV. CIV. STAT. ANN., and 22 TEX. ADMIN. CODE §217.13(1), (5) & (16).

4. The evidence received is sufficient cause pursuant to Article 4525(b), TEX. REV. CIV. STAT. ANN., to take disciplinary action against license number 527321, heretofore issued to SYRETHA A. YOUNG.

5. Under Article 4525.1(c), Revised Civil Statutes of Texas, as amended, the Board has the authority to accept the voluntary surrender of a license.

6. Under Article 4525.1(d), Revised Civil Statutes of Texas, as amended, the Board may impose conditions for reinstatement of licensure.

7. Any subsequent reinstatement of this license will be controlled by Article 4525(a) and (b), TEX. REV. CIV. STAT. ANN., and 22 TAC 213.29(g) and any amendments thereof in effect at the time of the reinstatement.

ORDER

NOW, THEREFORE, IT IS ORDERED that the voluntary surrender of Permanent Certificate Number 527321, heretofore issued to SYRETHA A. YOUNG, to practice professional nursing in the State of Texas, is accepted by the Board of Nurse Examiners. In connection with this acceptance, the Board imposes the following conditions:

1. RESPONDENT SHALL NOT practice professional nursing, use the title "registered nurse" or the abbreviation "RN" or wear any insignia identifying herself as a registered nurse or use any designation which, directly or indirectly, would lead any person to believe that RESPONDENT is a registered nurse during the period in which the license is surrendered.

2. RESPONDENT SHALL NOT petition for reinstatement of licensure until: one (1) year has elapsed from the date of this Order; and, RESPONDENT has obtained objective, verifiable proof of twelve (12) consecutive months of sobriety immediately preceding the petition.

3. Upon petitioning for reinstatement, RESPONDENT SHALL satisfy all then existing requirements for relicensure.

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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 violations alleged herein. By my signature on this Order, I agree to the Findings of Fact, Conclusions of Law, and any conditions stated in this Order to avoid further disciplinary action in this matter. I waive judicial review of this Order. I understand that this Order becomes final when accepted by the Executive Director at which time the terms of this Order become effective and a copy will be mailed to me.

Signed this 12th day of July, 1999.

Syretha A. Young (signed by Syan w/ a broken right arm)
SYRETHA A. YOUNG, Respondent

Sworn to and subscribed before me this 12th day of July, 1999.

SEAL

Cynthia E. Brown
Notary Public in and for the State of Texas

CYNTHIA E. BROWN
Notary Public, State of Texas
My Commission Expires 6-20-2002

Approved as to form and substance.

Robert J. Provan
Robert J. Provan, Attorney for Respondent

Signed this 13th day of July, 1999.

WHEREFORE, PREMISES CONSIDERED, the Executive Director on behalf of the Board of Nurse Examiners for the State of Texas does hereby accept the voluntary surrender of Permanent Certificate Number 527321, previously issued to SYRETHA A. YOUNG.

Effective this 19th day of July, 1999.

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