



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.  
*Patricia P. Thomas*  
Executive Director of the Board

BEFORE THE TEXAS BOARD OF NURSING

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In the Matter of Vocational Nurse §  
License Number 67671 §  
issued to PAMELA ANN FOSTER §

ORDER OF THE BOARD

On this day, the Texas Board of Nursing, hereinafter referred to as the Board, accepted the voluntary surrender of Vocational Nurse License Number 67671, issued to PAMELA ANN FOSTER, hereinafter referred to as Respondent. This action was taken in accordance with Section 301.453(c), Texas Occupations Code.

Respondent waived representation by counsel, informal proceedings, notice and hearing.

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

FINDINGS OF FACT

1. Respondent is currently licensed to practice vocational nursing in the State of Texas.
2. Respondent waived representation by counsel, informal proceedings, notice and hearing.
3. Respondent received a Certificate in Vocational Nursing from Brazosport Community College, Lake Jackson, Texas, on January 23, 1976. Respondent was licensed to practice vocational nursing in the State of Texas on May 20, 1976.
4. Respondent's nursing employment history includes:

5/1976 - 1981	Unknown	
1982 - 1986	Staff Nurse	Texas Department of Corrections Darrington Unit Rosharon, Texas

Respondent's nursing employment history continued:

1987	Not employed in nursing	
1988 - 1994	Staff Nurse	Brazoria County Sheriff's Department Angleton, Texas
1995 - 1997	Staff Nurse	East Texas Medical Center Crockett, Texas
1998 - 2000	Not employed in nursing	
2000 - 6/2002	Staff Nurse	The University of Texas Medical Branch- Correctional Managed Care-Eastham Unit Lovelady, Texas
7/2002 - 2003	Staff Nurse	Brazoria County Jail Angleton, Texas
2003 - 2009	Staff Nurse	The University of Texas Medical Branch- Correcitonal Managed Care-Brazoria County Detention Center Angleton, Texas

5. On April 7, 2009, the Texas Board of Nursing noticed Respondent for the following allegations:
- A. On or about January 13, 2009, while employed with The University of Texas Medical Branch-Correctional Managed Care, Brazoria County Detention Center, Angleton, Texas, Respondent failed to assess and intervene when Patient SO#103338 presented with a complaint of difficulty breathing and coughing up blood.
  - B. On or about January 13, 2009, while employed with The University of Texas Medical Branch-Correctional Managed Care, Brazoria County Detention Center, Angleton, Texas, Respondent failed to document vital signs for Patient SO#103338 in the medical record.
  - C. On or about January 13, 2009, while employed with The University of Texas Medical Branch-Correctional Managed Care, Brazoria County Detention Center, Angleton, Texas, Respondent failed to report the vital signs, symptoms and complaints of Patient SO#103338 to the managed care provider. Patient SO#103338 was returned to her cell but later was brought back to the infirmary in respiratory distress and transferred to the hospital for treatment of congestive heart failure.

6. On July 2, 2010, Respondent submitted a notarized statement to the Board voluntarily surrendering the right to practice vocational nursing in Texas. A copy of Respondent's notarized statement, dated June 14, 2010, is attached and incorporated herein by reference as part of this Order.

#### CONCLUSIONS OF LAW

1. Pursuant to Texas Occupations Code, Sections 301.451-301.555, the Board has jurisdiction over this matter.
2. Notice was served in accordance with law.
3. The evidence received is sufficient to prove violations of Section 301.452(b)(10)&(13), Texas Occupations Code, and 22 TEX. ADMIN. CODE §§217.11(1)(B)(1)(D)&(1)(M) and 217.12(1)(B)&(4)
4. Under Section 301.453(c), Texas Occupations Code, the Board has the authority to accept the voluntary surrender of a license.
5. Under Section 301.453(d), Texas Occupations Code, the Board may impose conditions for reinstatement of licensure.
6. Any subsequent reinstatement of this license will be controlled by Section 301.452 (b), Texas Occupations Code, and 22 TAC §§213.26-.29, and any amendments thereof in effect at the time of the reinstatement.

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ORDER

NOW, THEREFORE, IT IS ORDERED that the voluntary surrender of Vocational Nurse License Number 67671, heretofore issued to PAMELA ANN FOSTER, to practice Vocational nursing in the State of Texas, is accepted by the Executive Director on behalf of the Texas Board of Nursing. In connection with this acceptance, the Board imposes the following conditions:

1. RESPONDENT SHALL NOT practice vocational nursing, use the title of vocational nurse or the abbreviation LVN or wear any insignia identifying herself as a vocational 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.
3. Upon petitioning for reinstatement, RESPONDENT SHALL satisfy all then existing requirements for relicensure.

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

Effective this 2nd day of July, 2010.



TEXAS BOARD OF NURSING

By:

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

Pamela Ann Foster  
4510 CR 290  
Angleton, Texas 77515  
Texas Licensed Vocational Nurse License #67671

Voluntary Surrender Statement

June 1, 2010

Dear Texas Board of Nursing:

I no longer desire to be licensed as a vocational nurse. Accordingly, I voluntarily surrender my license to practice in Texas. I waive representation by counsel and consent to the entry of an Order which outlines requirements for reinstatement of my license. I understand that I will be required to comply with the Board's Rules and Regulations in effect at the time I submit any petition for reinstatement.

Signature *Pam Foster*  
Date *June 14, 2010*  
Texas Nursing License Number/s *67671*

The State of Texas

Before me, the undersigned authority, on this date personally appeared PAMELA ANN FOSTER who, being duly sworn by me, stated that she executed the above for the purpose therein contained and that she understood same.

Sworn to before me the *14* day of *June*, 20*10*.

SEAL

*Stacy Michael Holmes*  
Notary Public in and for the State of *Texas*

