



Texas Board of Nursing

333 Guadalupe Street, Ste. 3-460, Austin, Texas 78701
Phone: (512) 305-7400 Fax: (512) 305-7401 www.bon.state.tx.us

Katherine A. Thomas, MN, RN
Executive Director

I do hereby certify this to be a complete, accurate, and true copy of the document which is on file or is of record in the offices of the Texas Board of Nursing.
Katherine A. Thomas
Executive Director of the Board

November 2, 2010

Certified Mail No. 91 7108 2133 3938 2188 4618
Return Receipt Requested

Thumbelina Mariam Hinshaw
P.O. Box 13694
La Jolla, California

Dear Ms. Hinshaw:

Enclosed, please find a Nunc Pro Tunc Order of the Board which invalidates and replaces the Order of the Board previously issued on May 5, 2010.

The results of any disciplinary action are public information.

THIS IS A FINAL ORDER OF THE BOARD. READ THE ORDER CAREFULLY. CONTACT THIS OFFICE AT (512) 305-6838 IF YOU HAVE ANY QUESTIONS OR DO NOT UNDERSTAND ANY PART OF THE ORDER. YOU WILL BE RESPONSIBLE FOR COMPLIANCE WITH THE ORDER WITHOUT FURTHER NOTIFICATION FROM THIS OFFICE.

Sincerely,

Katherine A. Thomas, MN, RN
Executive Director

KAT/jb

Enclosures: Nunc Pro Tunc Order of the Board entered this 1st day of November, 2010.

Members of the Board

Linda Rounds, PhD, FNP, RN
Galveston, *President*

Deborah Bell, CLU, ChFC Kristin Benton, MSN, RN Patricia Clapp, BA Tamara Cowen, MN, RN Sheri Crosby, JD, SPHR Marilyn Davis, BSN, RN, MPA
Abilene Austin Dallas Harlingen Dallas Sugar Land
Blanca Rosa Garcia, PhD, RN Richard Gibbs, LVN Kathy Leader-Horn, LVN Josefina Lujan, PhD, RN Beverley Jean Nutall, LVN Mary Jane Salgado, MEd

IN THE MATTER OF § BEFORE THE TEXAS
REGISTERED NURSE §
LICENSE NUMBER 715059 §
ISSUED TO THUMBELINA MARIAM HINSHAW § BOARD OF NURSING

NUNC PRO TUNC ORDER OF THE BOARD

TO: Thumbelina Mariam Hinshaw
PO Box 13694
LaJolla, CA 92039

During open meeting held in Austin, Texas, the Texas Board of Nursing (Board) finds that an Order of the Board was mistakenly accepted and entered on behalf of the Board by its Executive Director for Thumbelina Mariam Hinshaw. The Order was entered in error. Upon notice and hearing, administrative agencies, like the Courts, have the power to enter nunc pro tunc orders where it can be seen by reference to a record that what was intended to be entered, but was omitted by inadvertence or mistake, can be corrected upon satisfactory proof of its rendition provided that no intervening rights will be prejudiced. *Railroad Comm'n v. McClain*, 356 S.W.2d 330, 334 (Tex. App.--Austin 1962, no writ) (citing *Frankfort Ky. Nat. Gas Co. v. City of Frankfort*, 276 Ky. 199, 123 S.W.2d 270, 272).

The Executive Director, as agent of the Texas Board of Nursing, after review and due consideration of the record and the facts therein, invalidates the Order of the Board for Thumbelina Mariam Hinshaw that was mistakenly accepted and entered on May 5, 2010.

NOW, THEREFORE, IT IS ORDERED that the Order of the Board dated May 5, 2010, for Thumbelina Mariam Hinshaw is hereby invalidated.

Entered this 1st day of November, 2010.
Effective May 5, 2010.



TEXAS BOARD OF NURSING

BY: Katherine A. Thomas
KATHERINE A. THOMAS, MN, RN
EXECUTIVE DIRECTOR ON BEHALF OF SAID BOARD

BEFORE THE TEXAS BOARD OF NURSING

In the Matter of Registered Nurse §
License Number 715059 §
issued to THUMBELINA MARIAM HINSHAW §

ORDER OF THE BOARD

On this day, the Texas Board of Nursing, hereinafter referred to as the Board, accepted the voluntary surrender of Registered Nurse License Number 715059, issued to THUMBELINA MARIAM HINSHAW, 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 professional nursing in the State of Texas.
2. Respondent waived representation by counsel, informal proceedings, notice and hearing.
3. Respondent received a Baccalaureate Degree in Nursing from California State University, San Bernardino, California, on June 15, 1996. Respondent was licensed to practice professional nursing in the State of Texas on April 25, 2005.
4. Respondent's complete professional nursing employment history is unknown.
5. Respondent is under investigation by the California Department of Consumer Affairs, Board of Registered Nursing, Sacramento, California, for violating the professional boundaries of the nurse/client relationship by engaging in an inappropriate sexual relationship with a patient.

6. On April 20, 2010, Respondent submitted a notarized statement to the Board voluntarily surrendering the right to practice professional nursing in the State of Texas. A copy of Respondent's notarized statement, dated April 16, 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. Under Section 301.453(c), Texas Occupations Code, the Board has the authority to accept the voluntary surrender of a license.
4. Under Section 301.453(j), Texas Occupations Code, the Board may impose conditions for reinstatement of licensure.
5. 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 Registered Nurse License Number 715059, heretofore issued to THUMBELINA MARIAM HINSHAW, to practice professional 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:

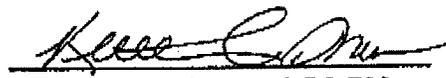
1. RESPONDENT SHALL immediately deliver the wallet-size license, heretofore issued to THUMBELINA MARIAM HINSHAW, to the office of the Texas Board of Nursing.
2. RESPONDENT SHALL NOT practice professional nursing, use the title of registered nurse or the abbreviation RN or wear any insignia identifying 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.
3. RESPONDENT SHALL NOT petition for reinstatement of licensure until: one (1) year has elapsed from the date of this Order.
4. 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 professional nursing in the State of Texas.

Effective this 5th day of May, 2010.

TEXAS BOARD OF NURSING

By:


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



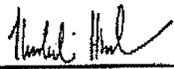
Thumbelina Hinshaw
PO Box 13694
LaJolla, CA 92039
Texas Registered Nursing License # 715059

Voluntary Surrender Statement

April 16, 2010

Dear Texas Board of Nursing:

I no longer desire to be licensed as a professional nurse. Accordingly, I voluntarily surrender my license/licenses 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 

Date 4/16/2010

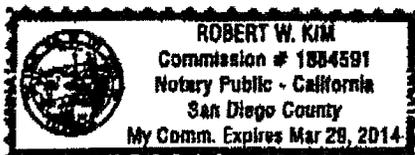
Texas Nursing License Number/s 715059

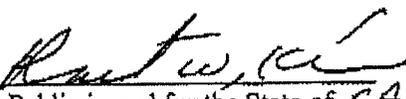
The State of Texas,

Before me, the undersigned authority, on this date THUMBELINA HINSHAW personally appeared 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 16th day of APRIL, 2010.

SEAL




Notary Public in and for the State of CALIFORNIA