

IN THE MATTER OF
PERMANENT CERTIFICATE
NUMBER 172144
ISSUED TO
SUZIE DENISE MCLAUGHLIN

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BEFORE THE ELIGIBILITY
AND DISCIPLINARY
COMMITTEE
OF THE 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.
Patricia R. Thomas
Executive Director of the Board

ORDER OF THE BOARD

TO: SUZIE DENISE MCLAUGHLIN
3916 Tierra Arena Drive
El Paso, Texas 79938

During open meeting held in Austin, Texas, on Tuesday, June 8, 2010, the Eligibility and Disciplinary Committee (hereinafter "Committee") heard the above-styled case. This case was heard, and 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 § 213.2(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 172144, previously issued to SUZIE DENISE MCLAUGHLIN, to practice vocational nursing in the State of Texas be, and the same is hereby, REVOKED.

IT IS FURTHER ORDERED that Permanent Certificate Number 172144, previously issued to SUZIE DENISE MCLAUGHLIN, upon receipt of this Order, be immediately delivered to the office of the Texas Board of Nursing.

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 8th day of June, 2010.

TEXAS BOARD OF NURSING



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

Re: Permanent Certificate Number 172144
Issued to SUZIE DENISE MCLAUGHLIN
DEFAULT ORDER -REVOKE

CERTIFICATE OF SERVICE

I hereby certify that on the 9th day of June, 2010, 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):

SUZIE DENISE MCLAUGHLIN
3916 Tierra Arena Drive
El Paso, Texas 79938

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

In the Matter of Permanent License § **BEFORE THE TEXAS**
Number 172144, Issued to §
SUZIE DENISE MCLAUGHLIN, Respondent § **BOARD OF NURSING**

FORMAL CHARGES

This is a disciplinary proceeding under Section 301.452(b), Texas Occupations Code. Respondent, SUZIE DENISE MCLAUGHLIN, is a Vocational Nurse holding license number 172144, 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 March 16, 2009, while employed as a Licensed Vocational Nurse with Sierra Medical Center, El Paso, Texas, Respondent withdrew Meperidine from the Medication Dispensing System for patients without valid physicians' orders as follows:

<u>Patient</u>	<u>Date</u>	<u>Time Pulled</u>	<u>Medication</u>	<u>Time on MAR</u>	<u>Documentation on Nurses Notes</u>	<u>Waste</u>	<u>Physician's Order</u>
FN	03/16/09	1156	Meperidine HCL 100mg (1)	N/A	N/A	N/A	N/A
ER	03/16/09	1229	Meperidine HCL 100mg (1)	N/A	N/A	N/A	N/A
ER	03/16/09	1531	Meperidine HCL 100mg (1)	N/A	N/A	N/A	N/A
ER	03/16/09	1612	Meperidine HCL 50mg (1)	N/A	N/A	N/A	N/A
FN	03/16/09	1615	Meperidine HCL 50mg(1)	N/A	N/A	N/A	N/A

Respondent's conduct was likely to injure the patients, in that the administration of Meperidine, without a valid physician's order could result in the patients experiencing adverse reactions.

The above action constitutes grounds for disciplinary action in accordance with Section 301.452(b)(10)&(13), Texas Occupations Code, and is a violation of 22 TEX. ADMIN. CODE §217.11(1)(A),(B),(C)&(D), and 22 TEX. ADMIN. CODE §217.12(1)(A)&(B)&(4).

CHARGE II.

On or about March 16, 2009, while employed as a Licensed Vocational Nurse with Sierra Medical Center, El Paso, Texas, Respondent withdrew Meperidine and Hydrocodone from the Medication Dispensing System for patients, but failed to document, or accurately document the administration of the medications in the patients' Medication Administration Records and/or nurses's notes as follows:

<u>Patient</u>	<u>Date</u>	<u>Time Pulled</u>	<u>Medication</u>	<u>Time on MAR</u>	<u>Documentation on Nurses Notes</u>	<u>Waste</u>	<u>Physician's Order</u>
FN	03/16/09	1156	Hydrocodone APAP 10/650 (1)	N/A	N/A	N/A	Lorcet 10/650 Every 6H PRN Oral
FN	03/16/09	1156	Meperidine HCL 100mg (1)	N/A	N/A	N/A	N/A
ER	03/16/09	1229	Hydrocodone APAP 7.5/500 (1)	N/A	N/A	N/A	Lortab 7.5/500 QID PRN Oral
ER	03/16/09	1229	Meperidine HCL 100mg (1)	N/A	N/A	N/A	N/A
ER	03/16/09	1531	Meperidine HCL 100mg (1)	N/A	N/A	N/A	N/A
ER	03/16/09	1612	Meperidine HCL 50mg (1)	N/A	N/A	N/A	N/A
FN	03/16/09	1615	Meperidine HCL 50mg (1)	N/A	N/A	N/A	N/A

Respondent's conduct above 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.

The above action constitutes grounds for disciplinary action in accordance with Section 301.452(b)(10) & (13), Texas Occupations Code, is a violation of 22 TEX. ADMIN. CODE §217.11(1)(A),(B)&(D), and 22 TEX. ADMIN. CODE §217.12 (1)(A) & (B)&(4).

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CHARGE III.

On or about March 16, 2009, while employed as a Licensed Vocational Nurse with Sierra Medical Center, El Paso, Texas, Respondent withdrew Meperidine and Hydrocodone from the Medication Dispensing System for patients, but failed to following the facility's policy and procedures for wastage of any of the unused portions of the medications as follows:

<u>Patient</u>	<u>Date</u>	<u>Time Pulled</u>	<u>Medication</u>	<u>Time on MAR</u>	<u>Documentation on Nurses Notes</u>	<u>Waste</u>	<u>Physician's Order</u>
FN	03/16/09	1156	Hydrocodone APAP 10/650 (1)	N/A	N/A	N/A	Lorcet 10/650 Every 6H PRN Oral
FN	03/16/09	1156	Meperidine HCL 100mg (1)	N/A	N/A	N/A	N/A
ER	03/16/09	1229	Hydrocodone APAP 7.5/500 (1)	N/A	N/A	N/A	Lortab 7.5/500 QID PRN Oral
ER	03/16/09	1229	Meperidine HCL 100mg (1)	N/A	N/A	N/A	N/A
ER	03/16/09	1531	Meperidine HCL 100mg (1)	N/A	N/A	N/A	N/A
ER	03/16/09	1612	Meperidine HCL 50mg (1)	N/A	N/A	N/A	N/A
FN	03/16/09	1615	Meperidine HCL 50mg (1)	N/A	N/A	N/A	N/A

Respondent's conduct was likely to deceive the hospital pharmacy and placed them in violation of Chapter 481 of the Texas Health and Safety Code (Controlled Substances Act).

The above action constitutes grounds for disciplinary action in accordance with Section 301.452(b)(10) & (13), Texas Occupations Code, is a violation of 22 TEX. ADMIN. CODE §217.11(1)(A)&(B), and 22 TEX. ADMIN. CODE §217.12 (1)(A)&(B),(4),(10)(C)&(11)(B).

CHARGE IV.

On or about March 16, 2009, while employed as a Licensed Vocational Nurse with Sierra Medical Center, El Paso, Texas, Respondent misappropriated Demerol from the facility or patients thereof, or failed to take precautions to prevent such misappropriation. Respondent's conduct was likely to defraud the facility and patients of the cost of the medications.

The above action constitutes grounds for disciplinary action in accordance with Section 301.452(b)(10), Texas Occupations Code, and is a violation of 22 TEX. ADMIN. CODE §217.12 (1)(A)&(B),(6)(G)&(8).

CHARGE V.

On or about March 17, 2009, while employed as Licensed Vocational Nurse with Sierra Medical Center, El Paso, Texas, Respondent engaged in the intemperate use of Demerol and Hydrocodone in that she submitted a specimen for a drug screen that produced a positive result for Demerol and Hydrocodone. Possession of Demerol and Hydrocodone is prohibited by Chapter 481 of the Texas Health and Safety Code (Controlled Substances Act). The use of Demerol and Hydrocodone by a Licensed Vocational Nurse, while subject to call or duty, could impair the nurse's ability to recognize subtle signs, symptoms or changes in the patient's condition, and could impair the nurse's ability to make rational, accurate, and appropriate assessments, judgments, and decisions regarding patient care, thereby placing the patient in potential danger.

The above action constitutes grounds for disciplinary action in accordance with Section 301.452(b)(9)&(10), Texas Occupations Code, and is a violation of 22 TEX. ADMIN. CODE §217.12(4),(5)&(10)(A)(D).

CHARGE VI.

On or about October 12, 2009, while participating in the Texas Peer Assistance Program for Nurses (TPAPN) Respondent engaged in the intemperate use of Hydromorphone and Hydrocodone in that she submitted a specimen for a drug screen that produced a positive result for Hydromorphone (568 ng/mL) and Hydrocodone (>3000 ng/mL). Possession of Hydromorphone and Hydrocodone is prohibited by Chapter 481 of the Texas Health and Safety Code (Controlled Substances Act). The use of Hydromorphone and Hydrocodone by a Licensed Vocational Nurse, while subject to call or duty, could impair the nurse's ability to recognize subtle signs, symptoms or changes in the patient's condition, and could impair the nurse's ability to make rational, accurate, and appropriate assessments, judgments, and decisions regarding patient care, thereby placing the patient in potential danger.

The above action constitutes grounds for disciplinary action in accordance with Section 301.452(b)(9)&(10), Texas Occupations Code, and is a violation of 22 TEX. ADMIN. CODE §217.12(4),(5)&(10)(A)(D).

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 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 § 301.461, TEX. OCC. CODE ANN. 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).

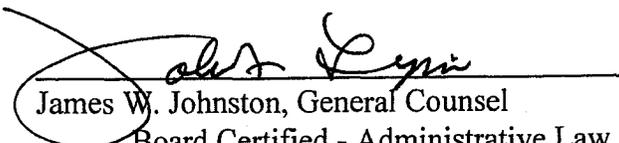
NOTICE IS GIVEN that all statutes and rules cited in these Charges are incorporated as part of this pleading and can be found at the Board's website, www.bon.state.tx.us.

NOTICE IS GIVEN that to the extent applicable, based on the Formal Charges, the Board will rely on Adopted Disciplinary Sanction Policies for Nurses with Substance Abuse, Misuse, Substance Dependency, or other Substance Use Disorder, for Lying and Falsification, and for Fraud, Theft & Deception 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.

Filed this 23rd day of March, 2010.

TEXAS BOARD OF NURSING


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