



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

BEFORE THE TEXAS BOARD OF NURSING

In the Matter of Registered Nurse License Number 628162 § AGREED
and Vocational Nurse License Number 146208 §
issued to LINDA C. ROBERTS § ORDER

On this day the Texas Board of Nursing, hereinafter referred to as the Board, considered the matter of LINDA C. ROBERTS, Registered Nurse License Number 628162, and Vocational Nurse License Number 146208, hereinafter referred to as Respondent.

Information received by the Board produced evidence that Respondent may have violated Article 4525(b)(2),(3)&(9), Revised Civil Statutes of Texas, as amended (eff. date 09/01/1995), and Article 4528c. Sec. 10(2),(3)&(9), Revised Civil Statutes of Texas, as amended (eff. date 09/01/1993). Respondent waived representation by counsel, informal proceedings, notice and hearing, and agreed to the entry of this Order offered on February 12, 2010, by Katherine A. Thomas, MN, RN, Executive Director.

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 licenses.
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 holds a license to practice vocational nursing in the State of Texas, which is in delinquent status.
4. Respondent received a Certificate in Vocational Nursing from Lamar University, Orange, Texas, on December 17, 1993, and an Associate Degree in Nursing from Lamar University,

Orange, Texas, on December 1, 1995. Respondent was licensed to practice vocational nursing in the State of Texas on April 26, 1994, and Respondent was licensed to practice professional nursing in the State of Texas on May 14, 1996.

5. Respondent's nursing employment history is unknown.
6. On or about August 10, 1982, Respondent entered a plea of Guilty and was convicted of FORGERY BY POSSESSING (a felony offense committed on June 29, 1982), in the 262nd District Court of Harris County, Texas, under Cause No. 358776. As a result of the conviction, Respondent was sentenced to confinement in the Institutional Division of the Texas Department of Criminal Justice for a period of six (6) years; however, the imposition of sentence of confinement was suspended, and Respondent was placed on probation for a period of six (6) years. Additionally, Respondent was ordered to pay restitution in the amount of five thousand three hundred dollars (\$5300), along with a fine and court costs.
7. In response to Finding of Fact Number Six (6), Respondent states that she was told all her life that she had to leave home when she turned 18, so when she turned 18, she left without being asked, and without being ready. Six months later she signed a check that did not belong to her. She received six years probation, which she violated and was sentenced to three years of confinement. She served eleven months and was sent home.
8. On or about December 7, 1993, Respondent submitted an Application for Licensure by Examination to the Texas Board of Vocational Nurse Examiners in which she provided false, deceptive, and/or misleading information, in that she answered "No" to the question: "Have you ever been convicted and/or pled guilty to a felony or misdemeanor other than a minor traffic violation?" Respondent failed to disclose that on or about August 10, 1982, Respondent entered a plea of Guilty and was convicted of FORGERY BY POSSESSING (a felony offense committed on June 29, 1982), in Harris County, Texas.
9. On or about December 22, 1995, Respondent submitted an Application for Initial Licensure for Graduates of Schools in the United States to the Board of Nurse Examiners for the State of Texas in which she provided false, deceptive, and/or misleading information, in that she answered "No" to the question: "Have you ever been convicted of a crime other than minor traffic violations?" Respondent failed to disclose that on or about August 10, 1982, Respondent entered a plea of Guilty and was convicted of FORGERY BY POSSESSING (a felony offense committed on June 29, 1982), in Harris County, Texas.
10. In response to Findings of Fact Numbers Eight (8) and Nine (9), Respondent states that at the time of the non-disclosure she was so afraid that she would not have been allowed a chance. She states she did not choose to mislead by not disclosing that information, but at the time she thought she was choosing a better life and fear of being denied that clouded her judgment.

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 Article 4525(b)(2),(3)&(9), Revised Civil Statutes of Texas, as amended,(eff. date 09/01/1995), and Article 4528c. Sec. 10(2),(3)&(9), Revised Civil Statutes of Texas, as amended(eff. date 09/01/1993).
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 628162 and Vocational Nurse License Number 146208, heretofore issued to LINDA C. ROBERTS, including revocation of Respondent's licenses 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 REMEDIAL EDUCATION WITH A FINE, 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 multistate licensure privileges, if any, to practice nursing in the State of Texas.

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

IT IS FURTHER AGREED that:

(1) RESPONDENT SHALL pay a monetary fine in the amount of five hundred dollars (\$500). RESPONDENT SHALL pay this fine within forty-five (45) days of entry of this Order. Payment is to be made directly to the Texas Board of Nursing in the form of cashier's check or U.S. money order. Partial payments will not be accepted.

(2) 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) contact 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>

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

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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 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 revocation of my licenses to practice nursing in the State of Texas, as a consequence of my noncompliance.

Signed this 16th day of MARCH, 2010.

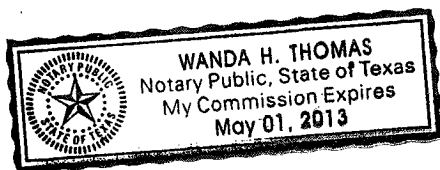
Linda C. Roberts
LINDA C. ROBERTS, Respondent

Sworn to and subscribed before me this 16th day of MARCH, 2010.

SEAL

Wanda H. Thomas


Notary Public in and for the State of TEXAS



WHEREFORE, PREMISES CONSIDERED, the Executive Director, on behalf of the Texas Board of Nursing, does hereby ratify and adopt the Agreed Order that was signed on the 16th day of March, 2010, by LINDA C. ROBERTS, Registered Nurse License Number 628162, and Vocational Nurse License Number 146208, and said Order is final.



Effective this 24th day of March, 2010.


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