



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 A. Roman
Executive Director of the Board

BEFORE THE TEXAS BOARD OF NURSING

In the Matter of Vocational Nurse §
License Number 138947 §
issued to CHRISTY LEIGH POOLEY §

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 138947, issued to CHRISTY LEIGH POOLEY, 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 conference, notice and hearing.

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

FINDINGS OF FACT

1. Respondent holds a license to practice vocational nursing in the State of Texas which is in delinquent status.
2. Respondent waived representation by counsel, informal conference, notice and hearing.
3. Respondent received a Certificate in Vocational Nursing from Health Institute of San Antonio, San Antonio, Texas, on August 14, 1992. Respondent was licensed to practice vocational nursing in the State of Texas on December 6, 1992.
4. Respondent's complete vocational nursing employment history is unknown.
5. On or about February 8, 2005, while employed with InteliStaf Healthcare, Oakbrook Terrace, Illinois, and on assignment at Wilford Hall Air Force Medical Center, Lackland AFB, Texas, Respondent administered Percocet two (2) tablets to Patient GM instead of one (1) as ordered by the physician. Respondent's conduct exposed the patient unnecessarily to a risk of harm from adverse reactions which could have resulted from the administration of a dosage of medication in excess of the physician's order.

6. On or about February 8, 2005, while employed with InteliStaf Healthcare, Oakbrook Terrace, Illinois, and on assignment at Wilford Hall Air Force Medical Center, Lackland AFB, Texas, Respondent made false entries in the medical record of Patient GM, in that she altered the Medication Administration Record to reflect the physician's order for Percocet from 1 tab every six hours to 1-2 tabs every six hours, without authorization from the physician. Respondent's conduct resulted in an inaccurate medical record and was likely to deceive subsequent care givers who relied on the accuracy of the information while providing care to the patients.
7. In a letter dated June 19, 2006, Respondent states that without looking at the medical records she does not remember the incident. Respondent denies false entries in the records. She states that she would not hesitate to question an order if she needed and she would write up an incident if she made an error. She would also report it to her supervisor.
8. Formal Charges were filed on May 9, 2008. A copy of the Formal Charges is attached and incorporated by reference as part of this Order.
9. Formal Charges were mailed to Respondent on May 12, 2008.
10. On May 29, 2008, Respondent returned License Number 138947 and submitted a statement to the Board voluntarily surrendering the right to practice vocational nursing in Texas.

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)(C)(D) and 217.12(6)(A)&(10)(B).
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.

ORDER

NOW, THEREFORE, IT IS ORDERED that the voluntary surrender of Vocational Nurse License Number 138947, heretofore issued to CHRISTY LEIGH POOLEY, 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 vocational 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 multistate licensure privilege, if any, to practice vocational nursing in compact states.

Effective this 9th day of June, 2008.

TEXAS BOARD OF NURSING

By:


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

10F2

May 22, 2008

To Whom This may concern:

RE: certified Letter # 7007-0710-0000-8182-7956

SIGNED: 9th May 2008

Cover letter dated: 12 May 2008

post marked: 15 May 2008

FORMAL CHARGE I -

UNSURE OF PATIENT IN QUESTION - IT'S BEEN OVER 3yrs AGO. I might be a possibility OF A MEDICATION ERROR OCCURRING. I CANNOT REALLY RESPOND TO THIS WITHOUT SEEING ORDERS, DOCUMENTATION OF ALL RECORDS. I MUST RESPOND - NO CONTEST -

CHARGE II - AS STATED IN PREVIOUS STATEMENTS SENT TO THE BOARD OF NURSING - I DENY CHANGING ANY PHYSICIANS RECORDS/MEDICAL RECORDS -

cont

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CHARGE II cont

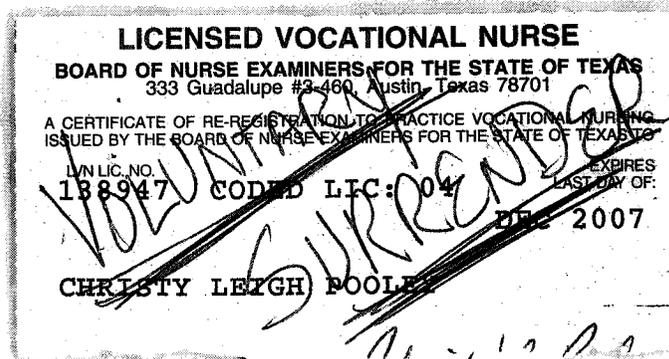
I RESPOND - NOT GUILTY!

I HAVE NOT PRACTICED AS A NURSE SINCE
MARCH 1, 2005. I, VOLUNTARILY SURRENDER MY
LICENSE EFFECTIVE SINCE MARCH 1, 2005.
MY LICENSE IS ENCLOSED.

PLEASE REMOVE MY LICENSE NUMBER FROM THE
BOARD RECORDS, AS I HAVE BEEN UNABLE TO
PERFORM ANY NURSING DUTIES DUE TO PHYSICAL
INCAPABILITIES. I AM STILL IN EUROPE/
MIDDLE EAST WITH MY HUSBAND, WHO CARES
FOR ME AT PRESENT.

THANK YOU
CHRISTY POOLEY
70206 RIVER ROAD
SCHERTZ, TX 78154

I HOPE THIS TAKES CARE OF THIS SITUATION
AS TRYING TO REMEMBER OVER 3 YRS AGO IS
DIFFICULT FOR ANYONE.



In the Matter of Vocational Nurse § **BEFORE THE TEXAS**
License Number 138947, Issued to §
CHRISTY LEIGH POOLEY, Respondent § **BOARD OF NURSING**

FORMAL CHARGES

This is a disciplinary proceeding under Section 301.452(b), Texas Occupations Code. Respondent, CHRISTY LEIGH POOLEY, is a Vocational Nurse holding license number 138947, which is in current 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 February 8, 2005, while employed with IntelliStaf Healthcare, Oakbrook Terrace, Illinois, and on assignment at Wilford Hall Air Force Medical Center, Lackland AFB, Texas, Respondent administered Percocet two (2) tablets to Patient GM instead of one (1) as ordered by the physician. Respondent's conduct exposed the patient unnecessarily to a risk of harm from adverse reactions which could have resulted from the administration of a dosage of medication in excess of the physician's order.

The above action constitutes grounds for disciplinary action in accordance with Section 301.452(b)(13), Texas Occupations Code, and 22 TEX. ADMIN. CODE §217.11(1)(C).

CHARGE II.

On or about February 8, 2005, while employed with IntelliStaf Healthcare, Oakbrook Terrace, Illinois, and on assignment at Wilford Hall Air Force Medical Center, Lackland AFB, Texas, Respondent made false entries in the medical record of Patient GM, in that she altered the Medication Administration Record to reflect the physician's order for Percocet from 1 tab every six hours to 1-2 tabs every six hours, without authorization from the physician. Respondent's conduct resulted in an inaccurate medical record and was likely to deceive subsequent care givers who relied on the accuracy of the information while providing care to the patients.

The above action constitutes grounds for disciplinary action in accordance with Section 301.452(b) (10)&(13), Texas Occupations Code, and 22 TEX. ADMIN. CODE §§217.11(1)(D)and 217.12(6)(A)&(10)(B).

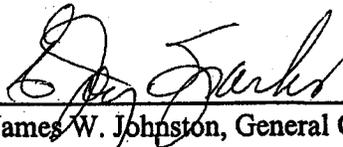
NOTICE IS GIVEN that staff will present evidence in support of the recommended disposition of revocation of Respondent's license to practice nursing in the State of Texas pursuant to the Board's rules, 22 TEX. ADMIN. CODE §§ 213.27 - 213.33. and TEX. OCC. CODE Ch. 53. Additionally, staff will seek to 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 Lying and Falsification Fraud, Theft & Deception which can be found at the Board's website, www.bon.state.tx.us.

Filed this 9th day of May, 2008.

TEXAS BOARD OF NURSING



James W. Johnston, General Counsel
Board Certified - Administrative Law
Texas Board of Legal Specialization
State Bar No. 10838300

Victoria Cox, Assistant General Counsel
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