

IN THE MATTER OF  
PERMANENT CERTIFICATE  
NUMBER 142109  
ISSUED TO  
LESLIE JANE SHIPP

§  
§  
§  
§  
§  
§  
§  
§

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 A. Thomas*  
Executive Director of the Board

**ORDER OF THE BOARD**

TO: Leslie Jane Shipp  
25 Hughes LN  
Texarkana, Texas 75501

During open meeting held in Austin, Texas, on August 18, 2009, 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 142109, previously issued to Leslie Jane Shipp, to practice vocational nursing in the State of Texas be, and the same is hereby, REVOKED.

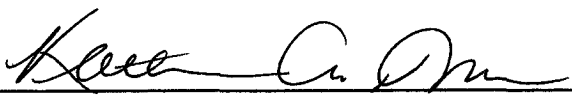
IT IS FURTHER ORDERED that Permanent Certificate Number 142109, previously issued to Leslie Jane Shipp, upon receipt of this Order, be immediately delivered to the office of the Texas Board of Nursing.

IT IS FURTHER ORDERED that this Order SHALL be applicable to Respondent's multi-state privilege, if any, to practice vocational nursing in the State of Texas.

Entered this 18<sup>th</sup> day of August, 2009.

TEXAS BOARD OF NURSING

BY:

  
\_\_\_\_\_  
KATHERINE A. THOMAS, MN, RN  
EXECUTIVE DIRECTOR ON BEHALF OF SAID BOARD

CERTIFICATE OF SERVICE

I hereby certify that on the 25 day of August, 2009, 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):

Leslie Jane Shipp  
25 Hughes LN  
Texarkana, Texas 75501

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

**In the Matter of Permanent License  
Number 142109, Issued to  
LESLIE JANE SHIPP, Respondent**

§ **BEFORE THE TEXAS**  
§  
§ **BOARD OF NURSING**

**FORMAL CHARGES**

This is a disciplinary proceeding under Section 301.452(b), Texas Occupations Code. Respondent, LESLIE JANE SHIPP, is a Vocational Nurse holding license number 142109, 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 January 26, 2008 while utilizing Respondent's multi state licensure compact privilege through her license to practice vocational nursing in the State of Texas, and employed as a Licensed Vocational Nurse at Linrock Health and Rehab Center, Texarkana, Arkansas, Respondent falsely documented the administration of medications and Accu Check test results in patients' medical records, as follows:

Date	Patient	Medication	Documented Time as Given	Notes
01/26/2008	L.W.	Amaryl 2mg Zoloft 25mg Guanabenz Acetate 4mg Doxycyclines 100	8:00 am	None
01/26/2008	L.K.	Buspar 7.5mg Cozaar 50mg Lasix 40mg Senimet 25/100mg Seroquel 25mg	8:00 am	None
01/26/2008	D.D.	Seroquel 25mg Nemenda 10mg Pepcid 20mg Terazosin 5mg HCTZ 25mg KCl 10mEq	8:00 am	None
01/26/2008	J.E.	Megace 40mg Buspar 5mg	4:00 pm	None
01/26/2008	T.L.	Lasix 80mg K-Dur 10mEq	8:00 am	None
01/26/2008	O.B.	Combivir Lasix 40 mg Folic Acid 1mg Septra DS Delexa 20mg	8:00 am	None
01/23/2008	"	Delexa 20mg	8:00 am	None
01/14/2008	"	Lasix 40mg Folic Acid 1mg Combivir	8:00 am	None

Date	Patient	Medication	Documented Time as Given	Notes
01/26/2008	R.B.	Acidophilus Capsules	12 noon	None
01/25/2008	"	Acidophilus Capsules	12 noon	None
01/26/2008	S.M.	Catapres 0.1mg Carafate 1gm Zantac 150 Vasotec 5mg	8:00 am	None
01/25/2008	"	Catapres 0.1mg Carafate 1gm Zantac 150 Vasotec 5mg	8:00 am	None
01/26/2008	T.W.	Lamictal 100mg Omeprazole 20mg keppra 500mg Depakote ER 500mg	8:00 am	Resident was sent to ER for seizure activity around midnight on 01/27/2008. Returned at 0630 on 01/27/2008 with orders noted for augmenten 875mg for dx. Sinusitis. Valporic Acid level as of 01/27/2008 was 47.7 (normal range 20-1000 ug/ml) Order received on 01/29/2008 for current levels of lamictal and keppra.
01/26/2008	C.H.	Azithromycin 500mg Bactrim DS Keppra 500mg Lasix 20mg Folic Acid 1mg	8:00 am	Respondent did not sign MAR
01/26/2008	E.B.	Metoprolol 50mg	No time documented	None
01/19/2008	"	Metoprolol 50mg	No time documented	None
01/26/2008	J.A.	Accu Check Test	4:00 pm	Patient states he did not receive his Accu Check
01/26/2008	M.W.	Accu Check Test	12 noon & 4:00 pm	Patient states she did not receive her Accu Checks

Respondent's conduct was likely to injure the patients in that failure to administer medications as ordered by the physician could have resulted in nonefficacious treatment.

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)(D)(iv), and 22 TEX. ADMIN. CODE §217.12(6)(A) & (H).

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. 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).

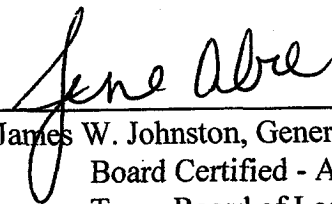
NOTICE IS GIVEN that all statutes and rules cited in these Charges are incorporated as part of this pleading and can be found at the Board's website, [www.bon.state.tx.us](http://www.bon.state.tx.us).

NOTICE IS GIVEN that to the extent applicable, based on the Formal Charges, the Board will rely on Adopted Disciplinary Sanction Policies for Nurses Lying and Falsification Fraud, Theft & Deception which can be found at the Board's website, [www.bon.state.tx.us](http://www.bon.state.tx.us).

NOTICE IS ALSO GIVEN that Respondent's past disciplinary history, as set out below and described in the Order which is attached and incorporated by reference as part of these charges, will be offered in support of the disposition recommended by staff: Agreed Order dated March 4, 2003.

Filed this 27<sup>th</sup> day of April, 2009.

TEXAS BOARD OF NURSING



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

Jena Renee Koslan Abel, Assistant General Counsel  
State Bar No. 24036103

Robert Kyle Hensley, Assistant General Counsel  
State Bar No. 50511847

John F. Legris, Assistant General Counsel  
State Bar No. 00785533

TEXAS BOARD OF NURSING

333 Guadalupe, Tower III, Suite 460  
Austin, Texas 78701  
P: (512) 305-6824  
F: (512) 305-8101 or (512)305-7401

Attachments: Order of the Board dated March 4, 2003

0999/D



## Board of Nurse Examiners For the State of Texas

Katherine Thomas, MN, RN, Executive Director  
Linda Rounds, PhD, RN, President, Galveston  
Marcelo Leijas, Jr., Vice-President, Floresville  
Thomas Barton, MSN, RN, Fauna  
Deborah Hagler Bell, CLU, ChFC, Abilene  
Virginia Campbell, BSN, RN, CNOR, Mesquite  
Lawrence Canfield, MS, Ed, RN, CRNA, Temple  
Blanca Rosa Garcia, PhD, RN, Corpus Christi  
Brenda Jackson, PhD, RN, San Antonio  
Phyllis Caves Rawley, CPC, El Paso

March 16, 2004

LESLIE SHIPP  
RT 6 BOX 467-K  
TEXARKANA TX 75501

Dear Ms. Shipp:

You have successfully completed your term of probation as stipulated by the Board of Vocational Nurse Examiners.

All pertinent information will remain in your permanent records. We urge you in the future to promote and uphold the ethical standards a Licensed Vocational Nurse should practice.

If you have any questions concerning this matter, please do not hesitate to contact our office.

Sincerely,

A handwritten signature in cursive script that reads "Carolyn Hudson".

Carolyn Hudson  
Probation Monitor, Enforcement Division

/ch



## BOARD OF VOCATIONAL NURSE EXAMINERS

333 GUADALUPE STREET, SUITE 3-400

AUSTIN, TEXAS 78701

(512) 305-8100

March 7, 2003

LESLIE SHIPP  
RT 6 BOX 467-K  
TEXARKANA TX 75501

Dear Ms. Shipp:

The enclosed Agreed Board Order has been ratified by the Board of Vocational Nurse Examiners, and it is now in effect. Your probation is subject to certain conditions as outlined in the Agreed Board Order.

The reports that are due from your nursing supervisor(s) on a quarterly basis are due on the following dates, to-wit:

June 4, 2003  
September 4, 2003  
December 4, 2003  
March 4, 2004

It is also stipulated that you pay a probation monitoring fee in the amount of thirty (\$30.00) dollars on a quarterly basis on the 15<sup>th</sup> of each quarter on the following dates to-wit:

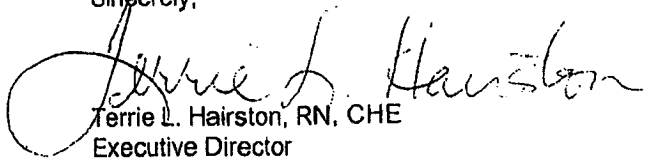
June 15, 2003  
September 15, 2003  
December 15, 2003  
March 15, 2004

It is **your responsibility** to insure that the required reports are submitted to the Board office, on time, and without reminders.

Any period(s) of unemployment must be documented in writing and submitted directly to the Board office as stipulated in the Board Order. Non-compliance with this Order, or violation of the Texas Occupations Code, may result in a more severe sanction.

If you have any questions concerning this matter, please contact the Enforcement Division.

Sincerely,

  
Terrie L. Hairston, RN, CHE  
Executive Director

TLH/ch

Enclosure: Agreed order and Probation Documentation



BOARD OF VOCATIONAL  
NURSE EXAMINERS

\*  
\*  
\*  
\*  
\*  
\*

STATE OF TEXAS

VS.

LESLIE JANE SHIPP

COUNTY OF TRAVIS

**AGREED BOARD ORDER**

On this day came to be considered by the Board of Vocational Nurse Examiners the matter of vocational nurse license number 142109 held by LESLIE JANE SHIPP, hereinafter called Respondent.

By letter, the Board of Vocational Nurse Examiners sent preliminary notice to Respondent of its intent to take disciplinary action with respect to said license held by Respondent, as a result of a complaint and subsequent investigation. Said investigation produced evidence indicating that Respondent has engaged in unprofessional or dishonorable conduct that, in the Board's opinion, is likely to deceive, defraud, or injure the public, in violation of Texas Occupations Code, Chapter 302, Section 302.402 (a) (10), in the following manner:

I.

a. By letter dated August 14, 2002, the Board of Vocational Nurse Examiners received a referral from the Texas Peer Assistance Program for Nurses (TPAPN) alleging that Respondent was not appropriate for participation with their program.

II.

a. Respondent was employed as a Licensed Vocational Nurse with Correctional Medical Services in Pine Bluff, Arkansas from about February 22, 2001 through about April 8, 2002.

AGREED BOARD ORDER  
RE: LESLIE JANE SHIPP, LVN #142109  
PAGE 2

b. While employed with said facility, on or about April 1, 2002, Respondent was requested to submit to a random drug screen. Said drug screen revealed a positive reading for BENZODIAZEPINES. Respondent failed to produce a current prescription for said substance at the time of the drug screen.

By Respondent's signature on this Order, Respondent neither admits nor denies the truth of the matters previously set out in this Order with respect to the above-mentioned investigation. By Respondent's signature on this Order, Respondent acknowledges that they have read and understood this Order and have approved it for consideration by the Board.

By their notarized signature on this Order, Respondent does hereby waive the right to a formal Complaint, Notice of Hearing and a Public Hearing held before an Administrative Law Judge with the State Office of Administrative Hearings, and to judicial review of this disciplinary action. Notice of this disciplinary action will appear in the Board's newsletter sent to Texas employers.

#### **ORDER OF THE BOARD**

**NOW THEREFORE, IT IS ORDERED** that license number 142109, heretofore issued to LESLIE JANE SHIPP to practice vocational nursing in the State of Texas be, and the same is hereby suspended, with said suspension stayed and placed on probation for a period of one (1) year.

**The probation of said license is subject to the following stipulations, to wit:**

1. That if Respondent's place of employment, name, address or telephone number changes, Respondent is to notify the Board office immediately, or no later than ten (10) days after said change has occurred. Said notification shall be in the form of a written letter or report.
2. That Respondent shall comply with Federal State, and local laws, and all provisions of the Texas Occupations Code and Rules and Regulations of the Board.
3. That Respondent shall not practice nursing in a Nurse Licensure Compact remote state without obtaining prior written authority of both the BVNE and the Board of Nursing of the remote state.
4. That by copy of this Board Order, Respondent shall provide notice of Board disciplinary action to his/her immediate nursing supervisor(s) and Director(s) of Nursing, throughout the term of probation.
5. That Respondent shall be responsible for causing his/her immediate nursing supervisor(s) to submit satisfactory reports directly to the Board office on a quarterly basis, throughout the term of probation. The receipt of an unfavorable and/or untimely report shall be considered a violation of probation.
6. That any period(s) of nursing unemployment must be documented in writing by Respondent and submitted to the Board office, as provided in Stipulation No. five.
7. That Respondent shall and hereby agrees to abstain from the consumption of Alcohol, Nubain, Stadol, Dalgan or other synthetic opiates, and/or use of unprescribed controlled substances. Any controlled or legend medication must be prescribed by a physician knowledgeable about the disease of addiction, as well as Respondent's history, and it is incumbent upon Respondent to ensure such physician knowledge. If prescribed medication, RESPONDENT SHALL CAUSE the attending physician to submit a written report identifying the medication, dosage and the date the medication was prescribed. The report shall be submitted directly to the Board office by the prescribing physician, within ten (10) days of the date of the prescription.
8. That Respondent shall through the Board's agent (NCPS, Inc.), submit to random blood alcohol and urine drug screens.
9. That Respondent shall be responsible daily for telephoning NCPS, Inc., Voice Response (VR) at 1-800-580-1099. That said drug screen shall be administered through the policies and procedures of the National Confederation of Professional Services, Inc. (NCPS, Inc.), utilizing LabCorp facilities. That said drug-screening panel shall consist of the following:

AGREED BOARD ORDER  
RE: LESLIE JANE SHIPP, LVN #142109  
PAGE 4

Alcohol (Ethanol)	Cannabinoids	Methaqualone
Amphetamines	Cocaine	Opiates
Barbiturates	Meperidine	Phencyclidine
Benzodiazepines	Methadone	Propoxyphene

Said screen(s) shall be properly monitored with adherence to chain of custody procedures. A positive result shall be legally confirmed by Gas Liquid Chromatography/Mass Spectrometry (GCMS). The results of said screen(s) shall be submitted directly to the Board office by the laboratory. The expense of said screen(s) shall be borne by Respondent. Any report of failure to contact NCPS, Inc., and/or a positive drug screen for which the Respondent does not have a valid prescription, will be regarded as non-compliance with the terms of this order and may subject the Respondent to further disciplinary action by the Board.

10. That Respondent pay a Probation Monitoring fee in the amount of thirty (\$30.00) dollars in the form of a cashier's check or money order, payable to the Board of Vocational Nurse Examiners. Said fee shall be paid quarterly, due on the 15th of each quarter commencing the quarter following the date of the Board's ratification of the Order, and continuing thereafter until the successful completion of Respondent's probation. Said fee shall be sent to the Board office, addressed to the "Board of Vocational Nurse Examiners", 333 Guadalupe, Suite 3-400, Austin, TX 78701. Failure by Respondent to make any quarterly payment on time shall constitute a violation of probation.

11. That Respondent shall return their license to the Board office for a replacement license marked "**PROBATION**" and pay a license re-issue fee in the amount of twenty (\$20.00) dollars in the form of a cashier's check or money order, payable to the Board of Vocational Nurse Examiners. Said return of license and fee shall be made not later than thirty (30) days following the date of the Board's ratification of the Agreed Board Order. Said license and fee shall be sent to the Board office, addressed to the "Board of Vocational Nurse Examiners", 333 Guadalupe, Suite 3-400, Austin, TX 78701. Failure by Respondent to return said license or pay said fee shall constitute a violation of probation.

This Agreed Order shall not be effective or take effect and become enforceable in accordance with its terms until ratified by a majority of the Board present and voting, at its next regularly called session.

Dated this the \_\_\_\_\_ day of \_\_\_\_\_, 2003.

AGREED BOARD ORDER  
RE: LESLIE JANE SHIPP, LVN #142109  
PAGE 5

Leslie Shipp  
Signature of Respondent

25 Hughes Lane  
Current Address

Lawarkana Tx 75501  
City, State and Zip

903 / 671 2903  
Area Code and Telephone Number

The State of Texas  
County of Bowie

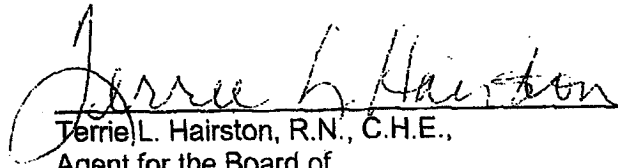
Before me, the undersigned authority, on this day personally appeared LESLIE JANE SHIPP, who being duly sworn by me stated that he or she executed the above for the purpose therein contained, and that he or she understood same.

SWORN TO AND SUBSCRIBED before me on this the 13<sup>th</sup> day of February, 2003.




Kathie Roseberry  
NOTARY PUBLIC IN AND FOR  
THE STATE OF TEXAS

AGREED BOARD ORDER  
RE: LESLIE JANE SHIPP, LVN #142109  
PAGE 6

  
\_\_\_\_\_  
Terrie L. Hairston, R.N., C.H.E.,  
Agent for the Board of  
Vocational Nurse Examiners

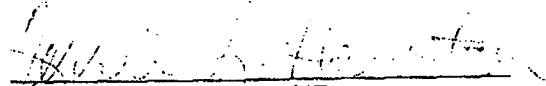
SWORN TO AND SUBSCRIBED before me, the undersigned authority, on this the  
4<sup>th</sup> day of March, 2003.

  
\_\_\_\_\_  
NOTARY PUBLIC IN AND FOR  
THE STATE OF TEXAS

BOARD ORDER  
RE: LESLIE JANE SHIPP, LVN #142109  
PAGE: 7

**WHEREFORE, PREMISES CONSIDERED,** the Board of Vocational Nurse Examiners for the State of Texas does hereby ratify and adopt the Agreed Board Order, notarized on the 13<sup>th</sup> day of February, 2003 by Respondent, license number 142109 and that Said Order is Final.

Effective this 4<sup>th</sup> day of March, 2003

  
\_\_\_\_\_  
Terrie L. Hairston, RN, CHE  
Executive Director  
On Behalf of Said Board

**BOARD ORDER**

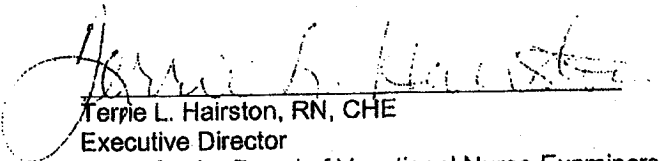
RE: LESLIE JANE SHIPP, LVN #142109

PAGE: 8

**CERTIFICATE OF SERVICE**

I hereby certify that on the 7<sup>th</sup> day of March, 2003, a true and correct copy of the foregoing **BOARD ORDER** was served by placement in the U.S. Mail, first class, and addressed to the following person(s):

LESLIE JANE SHIPP  
RT 6 BOX 467-K  
TEXARKANA TX 75501

  
Terrie L. Hairston, RN, CHE  
Executive Director  
Agent for the Board of Vocational Nurse Examiners