



Respondent's vocational nursing employment history (continued):

1993 - 1994	Med/Surg Pediatrics Women's & Children's Hospital Odessa, Texas
1993 - 1994	LVN II Big Spring State Hospital Big Spring, Texas
1995 - 1996	LVN Staff Nurse Terrell Community Hospital Dallas, Texas
1996 - 1999	LVN Staff Nurse Medical Professional Services Richardson, Texas
1996 - 2007	LVN Staff Nurse Maxim Healthcare Services Dallas, Texas
1996 - 2009	LVN Staff Nurse Additional Kare for Kids, Inc. Richardson, Texas

6. On or about August 31, 1997, Respondent was arrested by the Dallas Police Department, Dallas, Texas, for DRIVING WHILE LICENSE SUSPENDED (a Class B misdemeanor offense).

On or about March 11, 1998, Respondent entered a plea of Nolo Contendere and was convicted of DRIVING WHILE LICENSE SUSPENDED (a Class B misdemeanor offense committed on August 31, 1997), in the County Criminal Court of App #2 of Dallas County, Texas, under Cause No. MB9759335M. As a result of the conviction, Respondent was sentenced to confinement in the Dallas County Jail for a period of ninety (90) days; however, the imposition of sentence of confinement was suspended, and Respondent was placed on probation for a period of twelve (12) months. Additionally, Respondent was ordered to pay a fine and court costs. Respondent was discharged from Community Supervision on April 2, 1999.

7. On or about May 1, 1999, Respondent was arrested by the Milford Police Department, Milford, Texas, for DRIVING WHILE INTOXICATED 3RD OR MORE (a 3rd Degree Felony offense).

On or about October 8, 1999, Respondent entered a plea of Guilty and was convicted of DRIVING WHILE INTOXICATED (a 3rd Degree Felony offense committed on May 1, 1999), in the 40th Judicial District Court of Ellis County, Texas, under Cause No. 24189CR. As a result of the conviction, Respondent was sentenced to confinement in the Institutional Division of the Texas Department of Corrections for a period of five (5) years; however, the imposition of sentence of confinement was suspended, and Respondent was placed on probation for a period of five (5) years. Additionally, Respondent was ordered to pay a fine and court costs.

8. On or about April 10, 2000, Respondent was arrested by the Texas Highway Patrol, Abilene, Texas, for DRIVING WHILE LICENSE INVALID (a Class B misdemeanor offense).

On or about August 4, 2000, Respondent was placed on deferred adjudication probation for a period of one (1) year, in the County Court of Eastland, Texas, under Cause No. 2000298, for DRIVING WHILE LICENSE INVALID (a Class B misdemeanor offense committed on April 10, 2000). Additionally, Respondent was ordered to pay a fine and court costs.

9. On or about June 3, 2006, Respondent was arrested by the Rockwall Police Department, Rockwall, Texas, for DRIVING WHILE INTOXICATED 3RD OR MORE (a 3rd Degree Felony offense).

On or about June 5, 2007, Respondent entered a plea of Not Guilty and was convicted of DRIVING WHILE INTOXICATED 3RD OR MORE (a 3rd Degree Felony offense committed on June 3, 2006), in the 382nd Judicial District Court of Rockwall County, Texas, under Cause No. 2-06-347. As a result of the conviction, Respondent was sentenced to confinement in the Institutional Division of the Texas Department of Corrections for a period of six (6) years. Respondent was released to parole on September 4, 2008, with a parole discharge date of May 31, 2013.

10. In response to Finding of Fact Number Nine (9), Respondent states: On June 5, 2007, he was convicted for a DWI - third or more offense. He was sentenced to serve six years, but was granted parole after serving fifteen months, based on good behavior. He states that the fifteen months he served with TDCJ resulted in the realization of the changes he needed in his life. He participated in a substance abuse treatment program for six months with healthcare professional counselors. He states he has been sober since the date of his incarceration and has not felt any need to drink alcohol. To comply with his aftercare recommendations and to meet the requirements set for him by the court and parole conditions, he is currently attending AA meetings in Denton County. He further states that he is fit to continue the practice of the profession of Nursing.

11. In addition to the above, Respondent has the following criminal history:

- A. On or about September 14, 1981, Respondent was arrested by the Midland County

Sheriff's Office, Midland, Texas, for DRIVING UNDER INFLUENCE LIQUOR (a Class B misdemeanor offense).

On or about March 15, 1982, Respondent was placed on deferred adjudication probation for a period of six (6) months, in the County Court of Midland County, Texas, under Cause No. 30,573, for DRIVING UNDER INFLUENCE LIQUOR (a Class B misdemeanor offense committed on September 14, 1981). Additionally, Respondent was ordered to pay a fine and court costs. Charge was dismissed on September 9, 1982.

- B. On or about September 1, 1982, Respondent was arrested by the Midland County Sheriff's Office, Midland, Texas, for DRIVING UNDER INFLUENCE LIQUOR (a Class B misdemeanor offense).

On or about September 2, 1982, Respondent entered a plea of Nolo Contendere and was convicted of DRIVING UNDER INFLUENCE LIQUOR (a misdemeanor offense committed on September 1, 1982), in the County Court of Midland County, Texas, under Cause No. 32,338. As a result of the conviction, Respondent was sentenced to confinement in the Midland County Jail for a period of three (3) days. Additionally, Respondent was ordered to pay a fine and court costs.

- C. On or about August 24, 1991, Respondent was arrested by the Midland County Sheriff's Office, Midland, Texas, for DRIVING WHILE INTOXICATED-SUBSEQUENT (a Class A misdemeanor offense).

On or about June 12, 1992, Respondent entered a plea of Nolo Contendere and was convicted of DRIVING WHILE INTOXICATED-SUBSEQUENT (a Class A misdemeanor offense committed on August 24, 1991, reduced to a lesser DRIVING WHILE INTOXICATED ), in the County Court of Midland County, Texas, under Cause No. 57,666. As a result of the conviction, Respondent was sentenced to confinement in the Midland County Jail for a period of thirty (30) days, however, the imposition of sentence of confinement was suspended, and Respondent was placed on probation for a period of eighteen (18) months. Additionally, Respondent was ordered to pay a fine and court costs.

12. Respondent, by his signature to this Order, expresses his desire to voluntarily surrender his license to practice nursing in the State of Texas.
13. The Board policy implementing Rule 213.29 in effect on the date of this Agreed Order provides discretion by the Executive Director for consideration of conditional reinstatement after proof of twelve (12) consecutive months of abstinence from alcohol and drugs followed by licensure limitations/stipulations and/or peer assistance program participation.

14. The Board finds that there exists serious risks to public health and safety as a result of impaired nursing care due to intemperate use of controlled substances or chemical dependency.

#### 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 Article 4528c, sec. 10a(9), Revised Civil Statutes of Texas, as amended, (effective through September 1, 1999), Section 302.402(a)(3)&(10), Texas Occupations Code (effective through September 1, 2001), Section 301.452(b)(3)&(10), Texas Occupations Code, (effective through September 1, 2007), 22 TEX. ADMIN. CODE §239.11(29)(A), (effective March 1, 1998), 22 TEX. ADMIN. CODE §239.11(29)(A), (effective September 1, 1999), and 22 TEX. ADMIN. CODE §217.12(13) (effective June 1, 2007).
4. The evidence received is sufficient cause pursuant to Section 301.453(a), Texas Occupations Code, to take disciplinary action against Vocational License Number 146875, heretofore issued to MARK ANTHONY MANRIQUEZ, including revocation of Respondent's license to practice nursing in the State of Texas.
5. Under Section 301.453(c), Texas Occupations Code, the Board has the authority to accept the voluntary surrender of a license.
6. Under Section 301.453(d), Texas Occupations Code, as amended, the Board may impose conditions for reinstatement of licensure.
7. Any subsequent reinstatement of this license will be controlled by Section 301.453(d), Texas Occupations Code, and 22 TEX. ADMIN. CODE §213.26-.29, and any amendments thereof in effect at the time of the reinstatement.

#### ORDER

NOW, THEREFORE, IT IS AGREED and ORDERED that the VOLUNTARY SURRENDER of Vocational License Number 146875, heretofore issued to MARK ANTHONY MANRIQUEZ, to practice nursing in the State of Texas, is accepted by the Texas Board of Nursing.

In connection with this acceptance, the Board imposes the following conditions:

1. RESPONDENT SHALL immediately deliver the wallet-sized license, heretofore issued to MARK ANTHONY MANRIQUEZ, to the office of the Texas Board of Nursing.
2. RESPONDENT SHALL NOT practice vocational nursing, use the title "vocational nurse" or the abbreviation "LVN" or wear any insignia identifying himself 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.
3. RESPONDENT SHALL NOT petition for reinstatement of licensure until: one (1) year has elapsed from the date of this Order; and, RESPONDENT has obtained objective, verifiable proof of twelve (12) consecutive months of sobriety immediately preceding the petition.
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 multistate privilege, if any, to practice nursing in the State of Texas.

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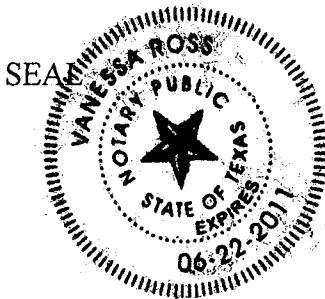
RESPONDENT'S CERTIFICATION

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 this Order becomes final when accepted by the Executive Director at which time the terms of this Order become effective and a copy will be mailed to me.

Signed this 24 day of JUNE, 2009.

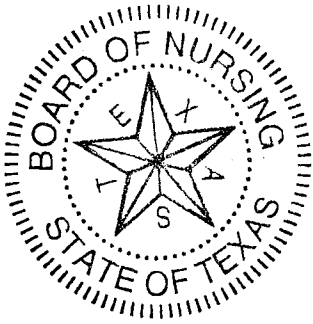
Mark Anthony Manriquez  
MARK ANTHONY MANRIQUEZ, Respondent

Sworn to and subscribed before me this 24 day of June, 2009.



Vanessa Ross  
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 accept the voluntary surrender of Vocational Nurse License Number 146875, previously issued to MARK ANTHONY MANRIQUEZ.



Effective this 30th day of June, 2009.

*Katherine A. Thomas*

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