



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

BEFORE THE TEXAS BOARD OF NURSING

In the Matter of Vocational Nurse § AGREED
License Number 193043 §
issued to BRANDON ROSS HOLBROOK § ORDER

On this day, the Texas Board of Nursing, hereinafter referred to as the Boa
accepted the voluntary surrender of Vocational Nurse License Number 193043, issued to
BRANDON ROSS HOLBROOK, hereinafter referred to as Respondent. This action was taken in
accordance with Section 301.453(c) of the Texas Occupations Code.

Respondent waived representation by counsel, informal proceedings, notice and
hearing, and agreed to the entry of this Order.

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

FINDINGS OF FACT

1. Prior to the institution of Agency proceedings, notice of the matters specified below in these Findings of Fact was provided to Respondent and Respondent was given an opportunity to show compliance with all requirements of the law for retention of the license.
2. Respondent waived representation by counsel, informal proceedings, notice and hearing, and agreed to the entry of this Order.
3. Respondent holds a license to practice vocational nursing in the State of Texas which is currently in delinquent status.
4. Respondent received a Certificate in Vocational Nursing from the Army Practical Nurse Course, Fort Sam Houston, Texas, on February 6, 2004. Respondent was licensed to practice vocational nursing in the State of Texas on March 17, 2004.
5. Respondent's vocational nursing employment history is unknown.

6. On or about March 25, 2008, Respondent's license to practice practical nursing in the Commonwealth of Pennsylvania was REVOKED by the Pennsylvania State Board of Nursing, Harrisburg, Pennsylvania. A copy of the Findings of Fact, Conclusions of Law, and Final Order, dated March 25, 2008, is attached and incorporated, by reference, as a part of this Order.
7. In response to Finding of Fact Number Six (6), Respondent states: I do not dispute that I was found guilty of two counts of indecent exposure in Mifflin County, Pennsylvania and that I was sentenced accordingly. I do, however, strongly state that I was never given a chance to defend myself against the decision by the Pennsylvania State Board of Nursing to revoke my license by default. I did not respond to any mail from the Pennsylvania Board, because I never received it. I was incarcerated at the time.
8. Respondent, by his signature to this Order, expresses his desire to voluntarily surrender his license to practice nursing in the State of 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)(8)&(10), Texas Occupations Code, and 22 TEX. ADMIN. CODE §217.12(1)(A).
4. The evidence received is sufficient cause pursuant to Section 301.453(a), Texas Occupations Code, to take disciplinary action against Vocational License Number 193043, heretofore issued to BRANDON ROSS HOLBROOK, 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 193403, heretofore issued to BRANDON ROSS HOLBROOK, 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 BRANDON ROSS HOLBROOK, 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.
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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CONTINUED ON NEXT PAGE.

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 6 day of April, 2009.

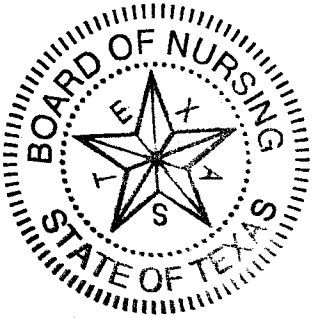
Brandon Ross Holbrook
BRANDON ROSS HOLBROOK, Respondent

Sworn to and subscribed before me this 6 day of April, 2009.


COMMONWEALTH OF PENNSYLVANIA
Notarial Seal
Pamela J. Stoneroad, Notary Public
Derry Twp., Dauphin County
My Commission Expires April 29, 2011
Member, Pennsylvania Association of Notaries

Pamela J. Stoneroad
Notary Public in and for the State of PA

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 193043, previously issued to BRANDON ROSS HOLBROOK.



Effective this 10th day of April, 2009.


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