



6. At the time of the initial incident in Finding of Fact Number Seven (7), Respondent was employed as a Certified Registered Nurse Anesthetist (CRNA) with Pinnacle Anesthesia, Plano, Texas and on assignment with Medical Center of Plano, Plano, Texas, and had been in this position for approximately ten (10) years.
7. On or about April 10, 2007, while employed as a CRNA with Pinnacle Anesthesia and on assignment with Medical Center of Plano, Texas, Respondent approached Patient B in the Post Partum Unit at Medical Center of Plano, and inquired if she could adopt her newborn infant, offered to pay her hospital bill, the newborn infant's bill, as well as all attorney's fees. Furthermore, Respondent violated patient confidentiality in that she provided her attorney with the patient's confidential information, resulting in her attorney contacting the patient regarding the adoption. Respondent conduct was a violation of professional boundaries of a nurse/patient relationship and failed to protect the patient's right to privacy by disclosing confidential information about the patient.
8. Respondent denies that she ever had a nursing relationship with Patient B and denies that she initially approached Patient B regarding the adoption of her infant, but states she was specifically contacted by an individual who informed her that Patient B had requested to see her. Respondent asserts that numerous people were aware of her desire to adopt a child, including her personal friends, church congregation and people whom she works with. Respondent asserts that she never offered Patient B any compensation to adopt her child but admits that she did consult with her adoption attorney regarding the issue of legally reimbursable expenses when she was informed by Patient B that she wanted Respondent to adopt her child. Respondent did hire an attorney for Patient B at the direction of her attorney and at the request of Patient B and this is who contacted Patient B and not Respondent's attorney. Respondent denies that she had access to any confidential information regarding Patient B or provided any confidential information to her attorney or the attorney she hired for Patient B.

#### 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 Section 301.452(b)(10) & (13), Texas Occupations Code, 22 TEX. ADMIN. CODE §217.11(1)(E) & (J) and 22 TEX. ADMIN. CODE §217.12(6)(C) & (D).
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 451377, heretofore issued to DEONNA DEE LOVING, including revocation of Respondent's license to practice professional 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 privilege, if any, to practice nursing in the State of Texas.

IT IS FURTHER AGREED and ORDERED that while Respondent's license is 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 deliver the wallet-sized license issued to DEONNA DEE LOVING to the office of the Texas Board of Nursing within ten (10) days of the date of ratification of this Order.

(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) 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>.*

(3) RESPONDENT SHALL, within one (1) year of entry of this Order, successfully complete a course in "Respecting Professional Boundaries," a 3.9 contact hour online program provided by the National Council of State Boards of Nursing (NCSBN) Learning Extension. In order to receive credit for completion of this program, RESPONDENT SHALL SUBMIT the continuing education certificate of completion for this program to the Board's office, to the attention of Monitoring. This course is to be taken in addition to any continuing education requirements the Board may have for relicensure. *Information regarding this workshop may be found at the following web address: <http://www.learningext.com/products/generalce/boundaries/boundariesabout.asp>.*

(4) RESPONDENT SHALL pay a monetary fine in the amount of two hundred and fifty dollars (\$250.00). 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.

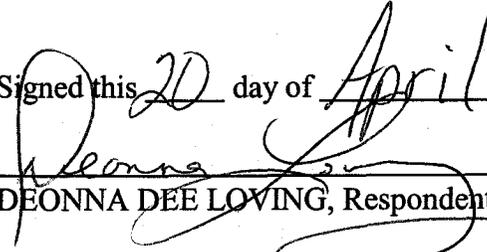
IT IS FURTHER AGREED, that upon full compliance with the terms of this Order, all encumbrances will be removed from RESPONDENT's license and RESPONDENT shall be eligible for multistate licensure privileges, if any, to practice nursing in the State of Texas.

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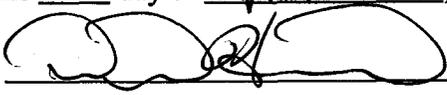
RESPONDENT'S CERTIFICATION

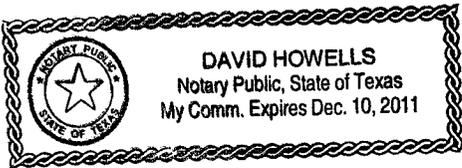
I understand that I have the right to legal counsel prior to signing this Agreed Order. I waive representation by counsel. I have reviewed this Order. I neither admit nor deny the violation alleged herein. By my signature on this Order, I agree to the Findings of Fact, Conclusions of Law, Order, and 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 license to practice professional nursing in the State of Texas, as a consequence of my noncompliance.

Signed this 20 day of April, 2009.  
  
\_\_\_\_\_  
DEONNA DEE LOVING, Respondent

Sworn to and subscribed before me this 20 day of April, 2009.

SEAL

  
\_\_\_\_\_  
Notary Public in and for the State of Texas



Signed this 20 day of April, 2009.

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 20th day of April, 2009, by DEONNA DEE LOVING, Registered Nurse License Number 451377, and said Order is final.



Effective this 21st day of April, 2009.

A handwritten signature in cursive script, reading 'Katherine A. Thomas', is written over a horizontal line.

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