

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.
Katherine A. Thomas
Executive Director of the Board

BEFORE THE TEXAS BOARD OF NURSING

In the Matter of Registered Nurse § AGREED
License Number 550172 §
issued to ELIZABETH ABIMBOLA OYE § ORDER

On this day the Texas Board of Nursing, hereinafter referred to as the Board, considered the matter of ELIZABETH ABIMBOLA OYE, Registered Nurse License Number 550172, hereinafter referred to as Respondent.

Information received by the Board produced evidence that Respondent may have violated Section 301.452(b)(10)&(13), Texas Occupations Code. Respondent waived representation by counsel, informal proceedings, notice and hearing, and agreed to the entry of this Order offered on March 24, 2009, by Katherine A. Thomas, MN, RN, Executive Director.

FINDINGS OF FACT

1. Prior to the institution of Agency proceedings, notice of the matters specified below in these Findings of Fact was served on 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 is currently licensed to practice professional nursing in the State of Texas.
4. Respondent received a Diploma in Nursing from School of Nursing, Nigeria, on January 1, 1970. Respondent was licensed to practice professional nursing in the State of Texas on January 10, 1989.
5. Respondent's professional nursing employment history includes:

1970 - 1971	Registered Nurse	Onikan Health Center Lagos Nigeria
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Respondent's professional nursing employment history continued:

1972	Unknown	
1973 - 1976	Registered Nurse	Lagos General Hospital Lagos, Nigeria
1977 - 06/1989	Unknown	
07/1989 - 11/1989	Registered Nurse	Northwest Medical Center Houston, Texas
12/1989	Unknown	
01/1990 - 06/1991	Registered Nurse	Harris County Health Department Houston, Texas
07/1991 - 10/1992	Registered Nurse	Harris County Hospital District Houston, Texas
11/1992	Unknown	
12/1992 - 08/1993	Registered Nurse	University of Medicine and Dentistry Newark, New Jersey
09/1993 - 08/1994	Registered Nurse	Tampa General Hospital Tampa, Florida
09/1994	Unknown	
10/1994 - 05/1995	Registered Nurse	Living Centers of America at Thomas Care Center Houston, Texas
06/1995 - 10/1995	Unknown	
11/1995 - Unknown	Registered Nurse	Manorcare Health Services Fort Worth, Texas

6. At the time of the initial incident, Respondent was employed as a Registered Nurse with Manorcare Health Services, Fort Worth, Texas, and had been in this position for ten (10) years and eleven (11) months.

7. On or about October 16, 2006, while employed with Manorcare Health Services, Fort Worth, Texas, Respondent acted outside her scope of practice when she withdrew blood through the Quinton catheter of Resident JH without the necessary training or knowledge required to access this type of catheter. Respondent's conduct was likely to injure the patient in that accessing the Quinton catheter could have exposed the resident to infection and/or blood clotting within the catheter.
8. In response to the incident in Finding of Fact Number Seven (7), Respondent admits she drew blood from the Quinton catheter. Respondent states she was told that the medical director had given an order to draw labs from the catheter. The resident was alert and oriented and gave her permission. The resident herself was a licensed vocational nurse and stated that blood specimens were drawn from the Quinton catheter while she was at a local long term acute care facility.

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, and 22 TEX. ADMIN. CODE §217.11(1)(A),(1)(G),(1)(H)&(1)(O) and 22 TEX. ADMIN. CODE §217.12(1)(A),(1)(B),(1)(E)&(4).
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 550172, heretofore issued to ELIZABETH ABIMBOLA OYE, 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, 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 ELIZABETH ABIMBOLA OYE 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 the course "Sharpening Critical Thinking Skills," a 3.6 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/critical/ctabout.asp>*


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.

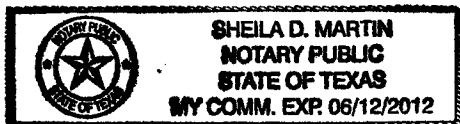
Signed this 14 day of April, 2009

ELIZABETH ABIMBOLA OYE, Respondent

Sworn to and subscribed before me this 14 day of April, 2009.

SEAL



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 ratify and adopt the Agreed Order that was signed on the 14th day of April, 2009, by ELIZABETH ABIMBOLA OYE, Registered Nurse License Number 550172, and said Order is final.

Effective this 21st day of April, 2009.



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

