

Respondent's professional nursing employment history continued:

1/04-12/05	Charge Nurse	Cornerstone Hospital Austin, Texas
1/06-2/06	Unknown	
3/06-9/06	ADON	Heartland Healthcare Austin, Texas
10/06-3/07	RN	St. David's Georgetown Hospital Georgetown, Texas
4/07-9/07	Unknown	
10/07-Present	RN	New Hope Manor Cedar Park, Texas

6. At the time of the initial incident, Respondent was employed as a Registered Nurse with St. David's Georgetown Hospital, Georgetown, Texas, and had been in this position for approximately two (2) months.
7. On or about December 7, 2006, through February 15, 2007, while employed with St. David's Georgetown Hospital, Georgetown, Texas, Respondent signed out Dilaudid, Morphine and Demerol for patients, but failed to completely and accurately document the administration of the medications in the patients' Medication Administration Records (MARs) and/or Nurses Notes as follows:

Date/Time	Patient	Medication Withdrawn	Physician's Order	MAR	Wastage	Additional Findings
12/7/06 0951	CJC	Morphine 4mg	Morphine 2-4 mg Q 2hrs PRN	None	None	
12/16/06 13:42	CFJ	Meperidine 50mg	Demerol 50mg IM Q 3hrs	None	None	
12/16/06 19:16	CFJ	Meperidine 25mg	Demerol 25mg IM Q 4hrs	None	None	Discharge Summary: 1903-Pain Medicated Y see EMAR
12/21/06 12:23	CFJ	Hydromorphone 2mg	Dilaudid 2mg IM Q 4hrs PRN	None	None	

Date/Time	Patient	Medication Withdrawn	Physician's Order	MAR	Wastage	Additional Findings
12/28/06 11:14	FL	Morphine 4mg	Morphine 2mg Q 2hrs	None	None	Discharge Summary: 11:26: Morphine 2mg given 10:15 unable to scan item.
12/28/06 16:46	FL	Morphine 4mg	Morphine 2mg Q 2hrs	4mg 16:00	None	
1/17/07 13:41	HS Sr.	(4) Hydromorphone 2mg	Dilaudid 4-8mg PRN	None	None	
1/18/07 8:01	HS Sr.	(4) Hydromorphone 2mg	Dilaudid 8mg Q 1hr	8mg 9:13	None	
1/18/07 11:19	HS Sr.	(2) Hydromorphone 2mg	Dilaudid 4-8mg Q 1hr	4mg 10:30	None	
1/18/07 12:00	HS Sr.	(4) Hydromorphone 2mg	Dilaudid 8mg Q 1hr	8mg 11:45	None	Discharge Summary: 1258-PCA Dilaudid started w/8mg loading dose
2/5/07 12:31	WHB	Morphine 2mg	Morphine 2mg IV Q 3hrs PRN	None	None	
2/8/07 11:24	ELF	Morphine 2mg	Morphine 1-2mg IV Q 4hrs PRN	2mg 12:16	None	
2/8/07 14:14	ELF	Morphine 2mg	Morphine 1-2mg IV Q 4hrs PRN	2mg 16:15	None	Discharge Summary 14:59 2mg Morphine
2/8/07 15:34	ELF	Morphine 2mg	Morphine 1-2mg IV Q 4hrs PRN	2mg 19:34	None	Discharge Summary: 1815 Morphine given for pain not scanned at time
2/15/07 12:07	LMC	Hydromorphone 2mg	Dilaudid 2mg Q 4hrs PRN	None	None	List Patient Notes: 1329 Scanner did not scan Med was given on time
2/15/07 15:19	LMC	Hydromorphone 2mg	Dilaudid 2mg Q 2hrs PRN	None	None	Discharge Summary: 1551: 1300 medicated as ordered
2/15/07 17:26	LMC	Hydromorphone 2mg	Dilaudid 2mg Q 2hrs PRN	None	None	

Respondent's conduct was likely to injure the patients in that subsequent care givers would rely on her documentation to further medicate the patient which could result in an overdose.

8. On or about December 7, 2006, through February 15, 2007, while employed with St. David's Georgetown Hospital, Georgetown, Texas, Respondent signed out Dilaudid, Morphine and Demerol for patients, but failed to follow the policy and procedure for the wastage of the medications as follows:

Date/ Time	Patient	Medication Withdrawn	Physician's Order	MAR	Wastage	Additional Findings
12/7/06 0951	CJC	Morphine 4mg	Morphine 2-4 mg Q 2hrs PRN	None	None	
12/16/06 13:42	CFJ	Meperidine 50mg	Demerol 50mg IM Q 3hrs	None	None	
12/16/06 19:16	CFJ	Meperidine 25mg	Demerol 25mg IM Q 4hrs	None	None	Discharge Summary: 1903-Pain Medicated Y see EMAR
12/21/06 12:23	CFJ	Hydromorphone 2mg	Dilaudid 2mg IM Q 4hrs PRN	None	None	
12/28/06 11:14	FL	Morphine 4mg	Morphine 2mg Q 2hrs	None	None	Discharge Summary: 11:26: Morphine 2mg given 10:15 unable to scan item.
1/17/07 11:00	HS Sr.	(4) Hydromorphone 2mg	Dilaudid 2-4mg PRN	8mg 11:30	None	Appears order changes @ 1740 to 4- 8mg Q 1hr. Pt. Had history of Gastric cancer & metastasis. Patient passed away 1/18. Possible that Dr changed order to higher dose and was not written until made rounds
1/17/07 13:41	HS Sr.	(4) Hydromorphone 2mg	Dilaudid 4-8mg PRN	None	None	
2/5/07 12:31	WHB	Morphine 2mg	Morphine 2mg IV Q 3hrs PRN	None	None	

Date/Time	Patient	Medication Withdrawn	Physician's Order	MAR	Wastage	Additional Findings
2/15/07 12:07	LMC	Hydromorphone 2mg	Dilaudid 2mg Q 4hrs PRN	None	None	List Patient Notes: 1329 Scanner did not scan Med was given on time
2/15/07 15:19	LMC	Hydromorphone 2mg	Dilaudid 2mg Q 2hrs PRN	None	None	Discharge Summary: 1551: 1300 medicated as ordered
2/15/07 17:26	LMC	Hydromorphone 2mg	Dilaudid 2mg Q 2hrs PRN	None	None	

Respondent's conduct was likely to deceive the hospital pharmacy and placed them in violation of Chapter 481 of the Texas Health and Safety Code (Controlled Substances Act).

9. On or about December 21, 2006, through February 8, 2007, while employed with St. David's Georgetown Hospital, Georgetown, Texas, Respondent withdrew and/or administered Dilaudid, Morphine and Demerol in excess frequency and/or dosage of the physician's order as follows:

Date/Time	Patient	Medication Withdrawn	Physician's Order	MAR	Wastage	Additional Findings
12/21/06 11:59	CFJ	Hydromorphone 2mg	Dilaudid 2mg IM Q 4hrs PRN	2mg 1208	None	95 yr old w/ altered mental status & abscess on left upper back
12/21/06 12:23	CFJ	Hydromorphone 2mg	Dilaudid 2mg IM Q 4hrs PRN	None	None	
12/28/06 11:14	FL	Morphine 4mg	Morphine 2mg Q 2hrs	None	None	Discharge Summary: 11:26: Morphine 2mg given 10:15 unable to scan item.
12/28/06 11:48	FL	Morphine 4mg	Morphine 2mg Q 2hrs	2mg 12:00	None	
1/17/07 11:00	HS Sr.	(4) Hydromorphone 2mg	Dilaudid 2-4mg PRN	8mg 11:30	None	Appears order changes @ 1740 to 4-8mg Q 1hr. Pt. Had history of Gastric cancer & metastasis. Patient passed away 1/18. Possible that Dr changed order to higher dose and was not written until made rounds

Date/Time	Patient	Medication Withdrawn	Physician's Order	MAR	Wastage	Additional Findings
2/5/07 12:31	WHB	Morphine 2mg	Morphine 2mg IV Q 3hrs PRN	None	None	
2/5/07 14:43	WHB	Morphine 2mg	Morphine 2mg IV Q 3hrs PRN	2mg 14:45	None	
2/8/07 14:14	ELF	Morphine 2mg	Morphine 1-2mg IV Q 4hrs PRN	2mg 16:15	None	Discharge Summary 14:59 2mg Morphine
2/8/07 15:34	ELF	Morphine 2mg	Morphine 1-2mg IV Q 4hrs PRN	2mg 19:34	None	Discharge Summary: 1815 Morphine given for pain not scanned at time

Respondent's conduct was likely to injure the patient in that the administration of Dilaudid, Morphine and Demerol in excess frequency and/or dosage of the physician's order could result in the patient suffering from adverse reactions.

10. In response to Findings of Fact Numbers Seven (7) through Nine (9), Respondent states they are not true. Respondent states she was still in orientation and training when the hospital began trying to move away from handwritten paper charting to documentation via EMAR Medi Tech and there were many glitches. Respondent states she was instructed to use alternative ways to enter notes into other sections of the Medi Tech screens when the computer malfunctioned. Respondent states she was unable to verify that notes were properly saved and at times the computer would not scan a drug. The pharmacy would instruct her to give the drug and they would later provide a bar code to scan and when the drug was scanned after the fact, the drug administration may have become skewed. Respondent states that after getting more patients with higher acuity, she requested additional training where she felt weakest, but resigned before she received additional training.
11. Included with Respondent's response was a letter written on June 16, 2007 by Lisa Aitala. Ms. Aitala states that she has worked with Respondent approximately five (5) years in different hospital settings and Respondent has always been very conscientious and extremely professional. Ms. Aitala worked at Georgetown Hospital shortly during the policy/procedure change involving nursing documentation and pharmacy medication administration/delivery changes and states she and Respondent had informal training on the new computer charting which was difficult due to the "bugs". Ms. Aitala states that on several occasions she found it difficult to find a witness to waste with and was told multiple times to put the narcotic in her pocket and she could find a witness later. Ms. Aitala states that documentation issues were presented during the transition to computerized charting and if keys were not properly utilized after documenting, information would be lost and appear to not be entered. Ms. Aitala states she was accused of not documenting at one point and was threatened by another nurse that she could be "reported to the BNE."

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),(B),(C)&(D) and §217.12(1)(A),(1)(B),(4),(10)(C)&(11)(B).
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 620644, heretofore issued to ANTONIETTA Y. BURDETT-SUTTON, 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 ANTONIETTA Y. BURDETT-SUTTON 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) contact 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 medication administration. 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. The didactic portion of this course shall be a minimum of six (6) hours in length. The course shall contain a minimum twenty-four (24) hour clinical component which is to be provided by the same Registered Nurse who provides the didactic

portion of this course. The clinical component SHALL focus on tasks of medication administration only. In order for the course to be approved, the course's content shall include: a review of proper administration procedures for all standard routes; computation of drug dosages; the five (5) rights of medication administration; factors influencing the choice of route; and possible adverse effects resulting from improper administration. The course description shall indicate goals and objectives for the course, resources to be utilized, and the methods to be used to determine successful completion of the course. RESPONDENT SHALL successfully complete both the didactic and clinical portions of the course to satisfy this stipulation. RESPONDENT SHALL CAUSE the instructor 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>

(4) RESPONDENT SHALL, within one (1) year of entry of this Order, successfully complete a course in nursing documentation. 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. The course shall be a minimum of six (6) hours in length of classroom time. In order for the course to be approved, the target audience shall include Nurses. The course shall include content on the following: nursing standards related to accurate and complete documentation; legal guidelines for recording; methods and processes of recording; methods of alternative record-keeping; and computerized documentation. RESPONDENT SHALL cause the instructor to submit a Verification of Course Completion form, provided by the Board, to the Board's office 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>

(5) 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>

(6) RESPONDENT SHALL pay a monetary fine in the amount of two hundred fifty dollars (\$250). 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 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 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 13th day of April, 2009.

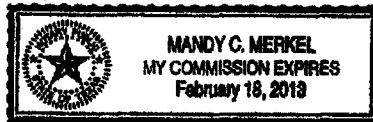
Antonietta Sutton
 ANTONIETTA Y. BURDETT-SUTTON, Respondent

Sworn to and subscribed before me this 13th day of April, 2009.

SEAL


Notary Public in and for the State of TEXAS.

Mandy C. Merkel



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 13th day of April, 2009, by , Registered Nurse License Number 620644, and said Order is final.

Effective this 14th day of April, 2009.


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

