



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 P. Thomas
Executive Director of the Board

BEFORE THE TEXAS BOARD OF NURSING

In the Matter of Registered Nurse License Number 510376 §
and Vocational Nurse License Number 39562 §
issued to VIRGINIA ANN TURNER §

ORDER OF THE BOARD

On this day, the Texas Board of Nursing, hereinafter referred to as the Board, accepted the voluntary surrender of Registered Nurse License Number 510376 and Vocational Nurse License Number 39562, issued to VIRGINIA ANN TURNER, hereinafter referred to as Respondent.

This action was taken in accordance with Section 301.453(c), Texas Occupations Code.

Respondent waived representation by counsel, informal proceedings, notice and hearing.

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

FINDINGS OF FACT

1. Respondent is currently licensed to practice professional nursing in the State of Texas. Respondent's license to practice vocational nursing in the State of Texas is currently in "delinquent" status.
2. Respondent waived representation by counsel, informal proceedings, notice and hearing.
3. Respondent received a Certificate in Vocational Nursing from El Centro Junior College, Dallas, Texas, on November 30, 1967, and received an Associate Degree in Nursing from El Centro College, Dallas, Texas, on May 1, 1983. Respondent was licensed to practice vocational nursing in the State of Texas on March 22, 1968, and was licensed to practice professional nursing in the State of Texas on August 30, 1983.
4. Respondent's nursing employment history includes:

3/68 to 12/92	Unknown
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Respondent's nursing employment history continued:

1993 to 1996	RN	Horizon Specialty Hospital Dallas, Texas
1996 to 1999	RN	Variety Home Health Dallas, Texas
1999 to 2000	RN	Tri City Hospital Dallas, Texas
2000 to 2002	RN	Doctors Hospital Dallas, Texas
1/03 to 2/04	Unknown	
3/04 to 6/06	RN, Director of Nursing	Guardian Home Health Services Dallas, Texas
7/06 to Present	Unknown	

5. On or about December 30, 2008, the Board offered Respondent a proposed Agreed Order with the sanction of Warning with Stipulations which included, in relevant part, the following Finding of Fact:

On or about April 13, 2006, through June 7, 2006, while employed as the Director of Nursing with Guardian Home Health Services, Dallas, Texas, Respondent falsified documentation of comprehensive recertification visits or discharge visits of patients, as follows:

- Patient Medical Record Number MCZ 122. The patient was out of the country on the date of the visit by Respondent;
- Patient Medical Record Number MCW 22, a recertification visit;
- Patient Medical Record Number MCB 157, a recertification visit;
- Patient Medical Record Number MCR 142, a discharge visit; and
- Patient Medical Record Number MCB 120, a discharge visit.

Respondent's conduct resulted in inaccurate medical records and was likely to injure the patients in that changes in their medical conditions which could have required nursing interventions may have been missed and subsequent caregivers would have relied on her documentation while providing further medical care. Further, Respondent's conduct could have resulted in insurance companies being billed for visits that were not performed.

6. In response to the incidents in Finding of Fact Number Five (5), Respondent stated that she did perform the visits and a surveyor did not believe that she had made the visits because she could not remember a patient's address.

7. On or about January 14, 2009, Respondent informed the Board that she had previously suffered a cerebrovascular accident in 2002 and had been having difficulty with numbers. Consequently, Respondent indicated a belief that she could no longer work as a nurse and indicated a desire to surrender her license.
8. Formal Charges were filed on March 10, 2009.
9. Formal Charges were mailed to Respondent on March 11, 2009.
10. On or about March 13, 2009, the Board received Respondent's license to practice professional nursing along with her notarized statement, dated March 9, 2009, voluntarily surrendering her licenses to practice nursing in Texas. A copy of Respondent's notarized statement, dated March 9, 2009, is attached and incorporated herein as part of this Order.

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)(10)&(13), Texas Occupations Code, and 22 TEX. ADMIN. CODE §§ 217.11(1)(A),(1)(B),(1)(D)&(3)(A) and 217.12(1)(A),(1)(B),(1)(C),(4)&(6)(A).
4. Under Section 301.453(c), Texas Occupations Code, the Board has the authority to accept the voluntary surrender of licenses.
5. Under Section 301.453(d), Texas Occupations Code, the Board may impose conditions for reinstatement of licensure.
6. Any subsequent reinstatement of these licenses will be controlled by Section 301.452 (b), Texas Occupations Code, and 22 TAC §§ 213.26-.29, and any amendments thereof in effect at the time of the reinstatement.

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ORDER

NOW, THEREFORE, IT IS ORDERED that the voluntary surrender of Registered Nurse License Number 510376 and Vocational Nurse License Number 39562, heretofore issued to VIRGINIA ANN TURNER, to practice nursing in the State of Texas, is accepted by the Executive Director on behalf of the Texas Board of Nursing. In connection with this acceptance, the Board imposes the following conditions:

1. RESPONDENT SHALL NOT practice nursing, use the title of "registered nurse" or "vocational nurse," or the abbreviation "RN" or "LVN," or wear any insignia identifying herself as a registered or vocational nurse, or use any designation which, directly or indirectly, would lead any person to believe that RESPONDENT is a registered or vocational nurse during the period in which the licenses are surrendered.
2. RESPONDENT SHALL NOT petition for reinstatement of licensure until: one (1) year has elapsed from the date of this Order.
3. 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 licensure privileges, if any, to practice nursing in compact states.

Effective this 13th day of March, 2009.



TEXAS BOARD OF NURSING

By:



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

VIRGINIA ANN TURNER
2441 Skylark Drive
Dallas, Texas 75216
Texas Registered Nurse License #510376
Texas Vocational Nurse License #39562

Voluntary Surrender Statement

January 13, 2009

Dear Texas Board of Nursing:

I no longer desire to be licensed as a nurse. Accordingly, I voluntarily surrender my licenses to practice nursing in the State of Texas. I waive representation by counsel and consent to the entry of an Order which outlines requirements for reinstatement of my license. I understand that I will be required to comply with the Board's Rules and Regulations in effect at the time I submit any petition for reinstatement.

Signature Virginia Ann Turner

Date 3/9/09

Texas Registered Nurse License Number 510376
Texas Vocational Nurse License Number 39562

The State of Texas

Before me, the undersigned authority, on this date personally appeared VIRGINIA ANN TURNER who, being duly sworn by me, stated that she executed the above for the purpose therein contained and that she understood same.

Sworn to before me the 9th day of March, 2009.

SEAL

[Signature]
Notary Public in and for the State of TX

