

BOARD OF VOCATIONAL
NURSE EXAMINERS

VS.

SHERRIE DAWN CATER

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STATE OF TEXAS

COUNTY OF TRAVIS



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. Roman
Executive Director of the Board

AGREED BOARD ORDER

On this day came to be considered by the Board of Vocational Nurse Examiners the matter of vocational nurse license number 110429 held by SHERRIE DAWN CATER, hereinafter called Respondent.

By letter, the Board of Vocational Nurse Examiners sent preliminary notice to Respondent of its intent to take disciplinary action with respect to said license held by Respondent, as a result of a complaint and subsequent investigation. Said investigation produced evidence indicating that Respondent has engaged in unprofessional or dishonorable conduct that, Respondent has engaged in the intemperate use of alcohol or drugs, in violation of the Texas Occupations Code, Chapter 302, Section 302.402 (a) (9), in the following manner:

I.

a. On or about April 13, 2001, the Board of vocational Nurse Examiners received a referral from the Texas Peer Assistance Program for Nurses (TPAPN) alleging that Respondent had declined participation in their program.

II.

a. Respondent was employed as a Licensed Vocational Nurse with Grandview Nursing Center in Grandview, Texas, from about March 16, 1999 through about October 23, 2000.

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RE: SHERRIE DAWN CATER, LVN #110429
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b. While so employed with said facility, on or about October 20, 2000, Respondent was requested to submit to a random drug screen. Said drug screen revealed a positive reading for AMPHETAMINES AND METHAMPHETAMINES.

By Respondent's signature on this Order, Respondent neither admits nor denies the truth of the matters previously set out in this Order with respect to the above-mentioned investigation. By Respondent's signature on this Order, Respondent acknowledges that they have read and understood this Order and have approved it for consideration by the Board.

By their notarized signature on this Order, Respondent does hereby waive the right to a formal Complaint, Notice of Hearing and a Public Hearing held before an Administrative Law Judge with the State Office of Administrative Hearings, and to judicial review of this disciplinary action. Notice of this disciplinary action will appear in the Board's newsletter sent to Texas employers.

ORDER OF THE BOARD

NOW THEREFORE, IT IS ORDERED that license number 110429, heretofore issued to SHERRIE DAWN CATER to practice vocational nursing in the State of Texas be, and the same is hereby Suspended, with said suspension stayed and placed on probation for a period of one (1) year.

The probation of said license is subject to the following stipulations, to wit:

1. That if Respondent's place of employment, name, address or telephone number changes, Respondent is to notify the Board office immediately, or no later than ten (10) days after said change has occurred. Said notification shall be in the form of a written letter or report.
2. That Respondent shall comply with Federal, State, and local laws, and all the provisions of the Texas Occupations Code and Rules and Regulations of the Board.
3. That Respondent shall not practice nursing in a Nurse Licensure Compact remote state without obtaining prior written authority of both the BVNE and the Board of Nursing of the remote state.
4. That by copy of this Board Order, Respondent shall provide notice of Board disciplinary action to his/her immediate nursing supervisor(s) and Director(s) of Nursing, throughout the term of probation.
5. That Respondent shall be responsible for causing his/her immediate nursing supervisor(s) to submit satisfactory reports directly to the Board office on a quarterly basis, throughout the term of probation. The receipt of an unfavorable and/or untimely report shall be considered a violation of probation.
6. That any period(s) of nursing unemployment must be documented in writing by Respondent and submitted to the Board office, as provided in Stipulation No. five.
7. That Respondent shall attend Alcoholics Anonymous (A.A.), or Narcotics Anonymous (N.A.), and shall be responsible for causing his/her program sponsor to submit satisfactory reports directly to the Board office on a quarterly basis, throughout the term of probation. The receipt of an unfavorable and/or untimely report shall be considered a violation of probation.
8. That Respondent shall and hereby agrees to abstain from the consumption of Alcohol, Nubain, Stadol, Dalgan or other synthetic opiates, and/or use of unprescribed controlled substances. Any controlled or legend medication must be prescribed by a physician knowledgeable about the disease of addiction, as well as Respondent's history, and it is incumbent upon Respondent to ensure such physician knowledge. If prescribed medication, RESPONDENT SHALL CAUSE the attending physician to submit a written report identifying the medication, dosage and the date the medication was prescribed. The report shall be submitted directly to the Board office by the prescribing physician, within ten (10) days of the date of the prescription.
9. That Respondent shall through the Board's agent (DISA), submit to random blood alcohol and urine drug screens.

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RE: SHERRIE DAWN CATER, LVN #110429
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10. That Respondent shall be responsible daily for telephoning DISA's Voice Response (DVR) at 1-800-580-1099. That said drug screen shall be administered through the policies and procedures of the Drug Intervention Services of America, Inc. (DISA), utilizing LabCorp facilities. That said drug-screening panel shall consist of the following:

Alcohol (Ethanol)	Cannabinoids	Methaqualone
Amphetamines	Cocaine	Opiates
Barbiturates	Meperidine	Phencyclidine
Benzodiazepines	Methadone	Propoxyphene

Said screen(s) shall be properly monitored with adherence to chain of custody procedures. A positive result shall be legally confirmed by Gas Liquid Chromatography/Mass Spectrometry (GCMS). The results of said screen(s) shall be submitted directly to the Board office by the laboratory. The expense of said screen(s) shall be borne by Respondent. Any report of failure to contact DISA and/or a positive drug screen for which the Respondent does not have a valid prescription, will be regarded as non-compliance with the terms of this order and may subject the Respondent to further disciplinary action by the Board.

11. That Respondent pay a Probation Monitoring fee in the amount of thirty (\$30.00) dollars in the form of a cashier's check or money order, payable to the Board of Vocational Nurse Examiners. Said fee shall be paid quarterly, due on the 15th of each quarter commencing the quarter following the date of the Board's endorsement of the Order, and continuing thereafter until the successful completion of Respondent's probation. Said fee shall be sent to the Board office, addressed to the "Board of Vocational Nurse Examiners ", 333 Guadalupe, Suite 3-400, Austin, TX 78701. Failure by Respondent to make any quarterly payment on time shall constitute a violation of probation.

12. That Respondent pay a Probation Monitoring fee in the amount of thirty (\$30.00) dollars in the form of a cashier's check or money order, payable to the Board of Vocational Nurse Examiners. Said fee shall be paid quarterly, due on the 15th of each quarter commencing the quarter following the date of the Board's endorsement of the Order, and continuing thereafter until the successful completion of Respondent's probation. Said fee shall be sent to the Board office, addressed to the "Board of Vocational Nurse Examiners ", 333 Guadalupe, Suite 3-400, Austin, TX 78701. Failure by Respondent to make any quarterly payment on time shall constitute a violation of probation.

AGREED BOARD ORDER
RE: SHERRIE DAWN CATER, LVN #110429
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This Agreed Order shall not be effective or take effect and become enforceable in accordance with its terms until endorsed by a majority of the Board present and voting, at its next regularly called session.

Dated this the 2 day of Jan, 2002.

Sherrie Cater
Signature of Respondent

P.O. Box 230
Current Address

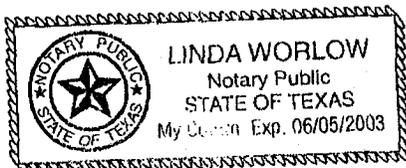
Covington, Texas 76636
City, State and Zip

254 1-854-3082
Area Code and Telephone Number

The State of Texas
County of Johnson

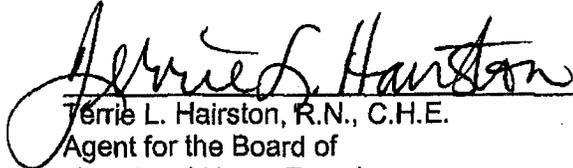
Before me, the undersigned authority, on this day personally appeared SHERRIE DAWN CATER, who being duly sworn by me stated that he or she executed the above for the purpose therein contained, and that he or she understood same.

SWORN TO AND SUBSCRIBED before me on this the 2 day of January, 2002.

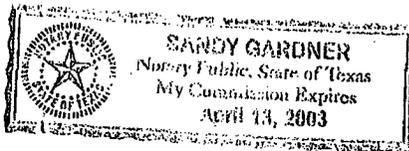


Linda Worlow
NOTARY PUBLIC IN AND FOR
THE STATE OF TEXAS
My Commission Expires 06/05/03

AGREED BOARD ORDER
RE: SHERRIE DAWN CATER, LVN #110429
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Terrie L. Hairston, R.N., C.H.E.
Agent for the Board of
Vocational Nurse Examiners

SWORN TO AND SUBSCRIBED before me, the undersigned authority, on this the
8th day of February, 2002

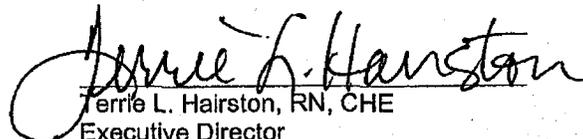



NOTARY PUBLIC IN AND FOR
THE STATE OF TEXAS
My Commission Expires 4/13/03

BOARD ORDER
RE: SHERRIE DAWN CATER, LVN #110429
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WHEREFORE, PREMISES CONSIDERED, the Board of Vocational Nurse Examiners for the State of Texas does hereby ratify and adopt the Agreed Board Order, notarized on the 2nd day of January, 2002 by Respondent, license number 110429 and that Said Order is Final.

Effective this 11th day of March, 2002


Terrie L. Hairston, RN, CHE
Executive Director
On Behalf of Said Board

BOARD ORDER

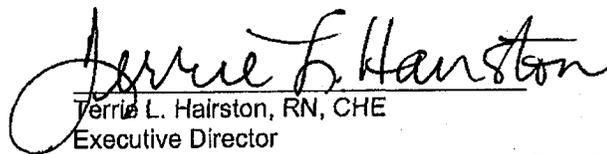
RE: SHERRIE DAWN CATER, LVN #110429

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CERTIFICATE OF SERVICE

I hereby certify that on the 15th day of March, 2002, a true and correct copy of the foregoing **BOARD ORDER** was served by placement in the U.S. Mail, first class, and addressed to the following person(s):

SHERRIE DAWN CATER
PO BOX 220
COVINGTON TX 76636



Terrie L. Hairston, RN, CHE
Executive Director
Agent for the Board of Vocational Nurse Examiners



BOARD OF VOCATIONAL NURSE EXAMINERS

333 GUADALUPE STREET, SUITE 3-400

AUSTIN, TEXAS 78701

(512) 305-8100

March 15, 2003

SHERRIE CATER
PO BOX 220
COVINGTON TX 76636

Dear Ms. Cater:

You have successfully completed your term of probation as stipulated by the Board of Vocational Nurse Examiners.

All pertinent information will remain in your permanent records. We urge you in the future to promote and uphold the ethical standards a Licensed Vocational Nurse should practice.

If you have any questions concerning this matter, please do not hesitate to contact our office.

Sincerely,

A handwritten signature in cursive script that reads "Carolyn Hudson".

Carolyn Hudson
Probation Monitor, Enforcement Division

/ch

#110429

BOARD OF VOCATIONAL NURSE EXAMINERS

STATE OF TEXAS

VS.

SHERRIE DAWN CATER

COUNTY OF TRAVIS

AGREED BOARD ORDER

On this day came to be considered by the Board of Vocational Nurse Examiners the matter of vocational nurse license number 110429 held by SHERRIE DAWN CATER, hereinafter called Respondent.

By letter, the Board of Vocational Nurse Examiners sent preliminary notice to Respondent of its intent to take disciplinary action with respect to said license held by Respondent as a result of a complaint and subsequent investigation. Said investigation produced evidence indicating that Respondent has engaged in unprofessional or dishonorable conduct that, in the opinion of the Board, is likely to deceive, defraud, or injure the public, in violation of Article 4528c, Section 10 (a) (9), Revised Civil Statutes of Texas, in the following manner:

- a. Respondent was employed as a Licensed Vocational Nurse at Burleson Nursing Center in Burleson, Texas on or about August 23, 1991.
- b. While so employed as said facility on or about August 23, 1991, Respondent was informed by a nurse aide of a change in resident L. Wyatt's condition. Respondent assessed said resident and found that resident L. Wyatt was not breathing.
- c. While so employed at said facility on said August 23, 1991, Respondent notified resident L. Wyatt's physician and family members of a change in said resident's condition. However, Respondent failed to initiate CPR to resident L. Wyatt even though said resident was a full code and did not have a DNR order.

By Respondent's signature on this Order, Respondent neither admits nor denies

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Re: Sherrie Dawn Cater, LVN #110429

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the truth of the matters previously set out in this Order with respect to the above mentioned investigation. By Respondent's signature on this Order, Respondent acknowledges that she has read and understood this Order and has approved it for consideration by the Board.

By her notarized signature on this Order, Respondent does hereby waive the right to Notice of Formal Hearing, to a Formal Hearing before the Board of Vocational Nurse Examiners, and to judicial review of this disciplinary action. Notice of this disciplinary action will appear in the Board's newsletter sent to Texas employers.

ORDER OF THE BOARD

THEREFORE, PREMISES CONSIDERED, the Board of Vocational Nurse Examiners does hereby order that license number 110429, issued to SHERRIE DAWN CATER, be suspended, with said suspension stayed and placed on probation for a period of one (1) year.

The probation of said license is subject to the following stipulations, to-wit:

1. That by copy of this Board Order, Respondent shall provide notice of Board disciplinary action to her nursing employer(s) throughout the term of probation.
2. That Respondent shall cause her nursing employer(s) to submit satisfactory reports to the Board office on a quarterly basis throughout the term of probation.
3. That Respondent shall work only under the direct supervision of a licensed medical professional throughout the term of probation.
4. That Respondent shall not be employed by a nurse registry/temporary nurse agency or as a private duty nurse throughout the term of probation.

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Re: Sherrie Dawn Cater, LVN #110429

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- 5. That Respondent shall enroll in and successfully complete a nursing program course encompassing the following areas of study: Legal Aspects of Nursing to include Charting, & Patient confidentiality. and submit documentation of successful course completion to the Board office within the first six (6) months of probation. Respondent shall be responsible for locating said course and obtaining approval of Board staff prior to enroll. Said course shall be in-house at a community college, university or nursing program, or tutored by a state approved, licensed nursing program faculty member. The expense of said course shall be borne by Respondent.
- 6. That any period(s) of unemployment must be documented in writing by Respondent and submitted to the Board office on a quarterly basis throughout the term of probation.
- 7. Further, that if Respondent's place of employment, name, address or telephone number changes, Respondent is to notify the Board office immediately.
- 8. It is also ordered that SHERRIE DAWN CATER shall comply with all the provisions of Article 4528c, Revised Civil Statutes of Texas.

This Agreed Order shall not be effective or take effect and become enforceable in accordance with its terms until endorsed by a majority of the Board present and voting, at its next regularly called session.

Date this the 6 day of August, 1992.

Sherrie Cater
Signature of Respondent

320 Wintercrest
Current Address

Burleson, Tx
City, State and Zip

817, 447-3113
Area Code and Telephone Number

AUG 10 1992

110429

AGREED BOARD ORDER

Re: Sherrie Dawn Cater, LVN #110429

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The State of Texas

County of Johnson

Before me, the undersigned authority, on this day personally appeared SHERRIE DAWN CATER, who being duly sworn by me stated that he or she executed the above for the purpose therein contained, and that he or she understood same.

SWORN TO AND SUBSCRIBED before me on this the 6th day of August, 1992.

Linda B. Luey

NOTARY PUBLIC IN AND FOR
THE STATE OF TEXAS

My Commission Expires 10-25-94

Marjorie A. Bronk

Marjorie A. Bronk, R.N.

Agent for the Board of

Vocational Nurse Examiners

SWORN TO AND SUBSCRIBED before me, the undersigned authority, on this the 12th day of August, 1992.

Linda B. Luey

NOTARY PUBLIC IN AND FOR
THE STATE OF TEXAS

AUG 10 1992

110429

AGREED BOARD ORDER
RE: SHERRIE DAWN CATER, LVN #110429
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CERTIFICATE OF SERVICE

I hereby certify that on the 18th day of September, 1992
a true and correct copy of the foregoing Order was served by placement in the
U.S. Mail, first class, and addressed to the following person(s):

Sherrie Dawn Cater
320 N.W. Wintercrest
Burleson, Texas 76028

Marjorie A. Bronk

Marjorie Bronk, R.N.
Executive Director
Agent for the Board of Vocational Nurse Examiners



110429

BOARD OF VOCATIONAL NURSE EXAMINERS
9101 BURNET ROAD - SUITE 105
AUSTIN, TEXAS 78758
TELEPHONE 512/835-2071

December 7, 1993

Sherrie Cater
320 NW Wintercrest
Burleson, TX 76028

Dear Ms. Cater:

You have successfully completed your term of probation as stipulated by the Board of Vocational Nurse Examiners.

All pertinent information will remain in your permanent records. We urge you in the future to promote and uphold the ethical standards a Licensed Vocational Nurse should practice.

If you have any questions concerning this matter, please do not hesitate to contact our office.

Sincerely,

A handwritten signature in cursive script that reads "Carolyn Hudson".

Carolyn Hudson
Investigations Division

/CH