

BEFORE THE TEXAS BOARD OF NURSING



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

In the Matter of Registered Nurse § AGREED
License Number 607519 §
issued to DEBORAH KAYLEEN FRIGO § ORDER

On this day the Texas Board of Nursing, hereinafter referred to as the Board, considered the matter of DEBORAH KAYLEEN FRIGO, Registered Nurse License Number 607519, hereinafter referred to as Respondent.

Information received by the Board produced evidence that Respondent may have violated Section 301.452(b)(10)&(12), Texas Occupations Code. Respondent waived representation by counsel, informal conference, notice and hearing, and agreed to the entry of this Order offered on October 16, 2008, by Katherine A. Thomas, MN, RN, Executive Director, subject to ratification by the Board.

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 conference, 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 an Associate Degree in Nursing from Amarillo College, Amarillo, Texas, on May 13, 1994. Respondent was licensed to practice professional nursing in the State of Texas on July 15, 1994.
5. Respondent's complete professional nursing employment history is unknown.
6. On or about September 4, 2007, Respondent lacked fitness to practice professional nursing in that she became a client of Rose Wehrman, Counselor and Jill Awtrey, Psychiatrist, and has been receiving treatment for Panic Disorder with agoraphobia and Bipolar Disorder Type

II. Respondent's condition could have affected her ability to recognize subtle signs, symptoms or changes in patients' conditions, and could have affected her ability to make rational, accurate, and appropriate assessments, judgments, and decisions regarding patient care, thereby placing the patients in potential danger.

7. In response to Finding of Fact Number Six (6), Respondent states:

"On January 2, 2007 I was physically & emotionally assaulted by my 24 y/o son. After this traumatic incident I took a 3 month leave of absence from work. I was subsequently diagnosed with Bipolar Disorder Type II and Chronic Anxiety Disorder. I was referred to a psychiatrist who put me on a medication regimen of Geodon 160mg QHS, Remerom 45mg QHS & Xanax 2mg BiD. After my leave of absence ended, I was released to return to work and started a new job in Home Health Care. I was on the above medication regimen for 8 months, but it was apparently ineffective because I became more depressed. On the night of Sept. 4, I had a verbal telephone altercation with my son & felt unable to cope with the situation. Subsequently I overdosed on Geodon & Xanax. Because of the overdose, I received inpatient treatment at Texoma Medical Center, Behavioral Unit for 12 days. At this time, I was started on a new medication regimen of Seroquel 50mg BiD & 200mg QHS, Lamictal 50mg Qam & Xanax 1mg TiD. After treatment, I was released to return to work. I am now feeling better, no longer suicidal and am functioning well at work. I am currently receiving outpatient treatment bi-weekly with a counselor, Rose Wehrman and see a psychiatrist, Jill Awtrey monthly for medication management. At no time during these events were any patients endangered or harmed."

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 a violation of Section 301.452(b)(10)&(12), Texas Occupations Code, and 22 TEX. ADMIN. CODE §217.12(5).
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 607519, heretofore issued to DEBORAH KAYLEEN FRIGO, 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 a WARNING WITH STIPULATIONS, 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 professional nursing in compact states.

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 Texas Board of Nursing 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 DEBORAH KAYLEEN FRIGO, to the office of the Texas Board of Nursing within ten (10) days from the date of ratification of this Order.

(2) RESPONDENT SHALL participate in therapy with a "professional counselor" possessing credentials approved by the Board. RESPONDENT SHALL CAUSE the therapist to submit written reports, on forms provided by the Board, as to the RESPONDENT's progress in therapy, rehabilitation and capability to safely practice professional nursing. The report must indicate whether or not the RESPONDENT's stability is sufficient to provide direct patient care

safely. Such reports are to be furnished each and every month for three (3) months. If therapy is recommended for beyond three (3) months, the reports shall then be required at the end of each three (3) month period for a span of one (1) year, or after completion of at least one (1) year until RESPONDENT is dismissed from therapy.

IT IS FURTHER AGREED, that upon full compliance with the terms of this Order, RESPONDENT SHALL be issued an unencumbered license and multistate licensure privileges, if any, to practice professional nursing in the State of Texas.

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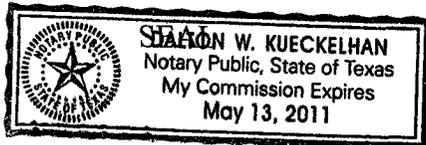
RESPONDENT'S CERTIFICATION

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 this Order is subject to ratification by the Board. When this Order is ratified, the terms of this Order become effective, and 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 8 day of December, 2008.

Deborah Frigo
DEBORAH KAYLEEN FRIGO, Respondent

Sworn to and subscribed before me this 8 day of December, 2008.



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

WHEREFORE, PREMISES CONSIDERED, the Texas Board of Nursing does hereby ratify and adopt the Agreed Order that was signed on the 8th day of December, 2008, by DEBORAH KAYLEEN FRIGO, Registered Nurse License Number 607519, and said Order is final.

Effective this 22nd day of January, 2009.


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

