



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 703367 § AGREED  
issued to ROBERT MICHAEL TRICKETT § ORDER

On this day, the Texas Board of Nursing, hereinafter referred to as the Board, accepted the voluntary surrender of Registered Nurse License Number 703367, issued to ROBERT MICHAEL TRICKETT, hereinafter referred to as Respondent. This action was taken in accordance with Section 301.453(c) of the Texas Occupations Code.

Respondent waived representation by counsel, informal proceedings, notice and hearing, and agreed to the entry of this Order.

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

FINDINGS OF FACT

1. Prior to the institution of Agency proceedings, notice of the matters specified below in these Findings of Fact was provided to 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 an Associate Degree in Nursing from Northwestern State University, Shreveport, Louisiana, on December 16, 1994. Respondent was licensed to practice professional nursing in the State of Texas on February 23, 2004.
5. Respondent's professional nursing employment history includes:

01/95-01/04	RN	Louisiana State University Health Sciences Center Shreveport, Louisiana
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Respondent's professional nursing employment history continued:

01/04-06/05	RN	Cornerstone Hospital Bossier City, Louisiana
07/05-Present	RN	Longview Regional Medical Center Longview, Texas

6. On or about November 30, 2004, Respondent's license to practice professional nursing in the State of Louisiana was Suspended by the Louisiana State Board of Nursing, Metairie, Louisiana. The Suspension was stayed, and Respondent was placed on probation for a period of twelve (12) months, based on his inability to safely practice professional nursing as a result of substance abuse. A copy of the November 30, 2004, Consent Order of the Board is attached and incorporated, by reference, as part of this Order.
7. On or about June 7, 2005, Respondent's license to practice professional nursing in the State of Louisiana was Suspended, for failing to comply with the Consent Order effective November 30, 2004, in that on June 2, 2005, Respondent submitted a random drug screen which tested positive for Cocaine Metabolites. A copy of the cease and desist letter dated June 7, 2005, is attached and incorporated, by reference, as part of this Order.
8. On or about December 16, 2007, Respondent submitted an Online Renewal Document to the Texas Board of Nursing, in which she provided false, deceptive, and/or misleading information, in that he answered "no" to the question:

*Has any licensing authority refused to issue you a license or ever revoked, annulled, cancelled, accepted surrender of, suspended, placed on probation, refused to renew a nursing license, certificate or multi-state privilege held by you now or previously, or ever fined, censured, reprimanded or otherwise disciplined you?*

On or about November 30, 2004, Respondent's license to practice professional nursing in the State of Louisiana was Suspended by the Louisiana State Board of Nursing, Metairie, Louisiana. The Suspension was stayed, and Respondent was placed on probation for a period of twelve (12) months. On or about June 7, 2005, Respondent's license to practice professional nursing in the State of Louisiana was Suspended, for failing to comply with the Consent Order.

9. In response to Finding of Fact Number Eight (8), Respondent stated, "I cannot dispute the fact that I provided false information in that I answered 'no.' There is no excuse for this. The only explanation I can provide is that the suspension of my nursing license in Louisiana due to 'failure to comply with a board order' is an unfortunate part of my past that I did not want to reveal to the Texas Board of Nursing, and is something I wanted to put behind me."

10. Respondent, by his signature to this Order, expresses his desire to voluntarily surrender his license to practice nursing in the State of Texas.
10. The Board policy implementing Rule 213.29 in effect on the date of this Agreed Order provides discretion by the Executive Director for consideration of conditional reinstatement after proof of twelve (12) consecutive months of abstinence from alcohol and drugs followed by licensure limitations/stipulations and/or peer assistance program participation.
11. The Board finds that there exists serious risks to public health and safety as a result of impaired nursing care due to intemperate use of controlled substances or chemical dependency.

#### 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)(2),(8)&(10), Texas Occupations Code, and 22 TEX. ADMIN. CODE §217.12(6)(I)
4. The evidence received is sufficient cause pursuant to Section 301.453(a), Texas Occupations Code, to take disciplinary action against Registered Nurse License Number 703367, heretofore issued to ROBERT MICHAEL TRICKETT, including revocation of Respondent's license to practice nursing in the State of Texas.
5. Under Section 301.453(c), Texas Occupations Code, the Board has the authority to accept the voluntary surrender of a license.
6. Under Section 301.453(d), Texas Occupations Code, as amended, the Board may impose conditions for reinstatement of licensure.
7. Any subsequent reinstatement of this license will be controlled by Section 301.453(d), Texas Occupations Code, and 22 TEX. ADMIN. CODE §213.26-.29, and any amendments thereof in effect at the time of the reinstatement.

#### ORDER

NOW, THEREFORE, IT IS AGREED and ORDERED that the VOLUNTARY SURRENDER of Registered License Number 703367, heretofore issued to ROBERT MICHAEL

TRICKETT, to practice nursing in the State of Texas, is accepted by the Texas Board of Nursing.

In connection with this acceptance, the Board imposes the following conditions:

1. RESPONDENT SHALL immediately deliver the wallet-sized license, heretofore issued to ROBERT MICHAEL TRICKETT, to the office of the Texas Board of Nursing.
2. RESPONDENT SHALL NOT practice professional nursing, use the title "registered nurse" or the abbreviation "RN" or wear any insignia identifying himself as a registered nurse or use any designation which, directly or indirectly, would lead any person to believe that RESPONDENT is a registered nurse during the period in which the license is surrendered.
3. RESPONDENT SHALL NOT petition for reinstatement of licensure until: one (1) year has elapsed from the date of this Order; and, RESPONDENT has obtained objective, verifiable proof of twelve (12) consecutive months of sobriety immediately preceding the petition.
4. 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 privilege, 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 this Order becomes final when accepted by the Executive Director at which time the terms of this Order become effective and a copy will be mailed to me.

Signed this 23 day of January, 2009.

Robert Michael Trickett  
ROBERT MICHAEL TRICKETT, Respondent

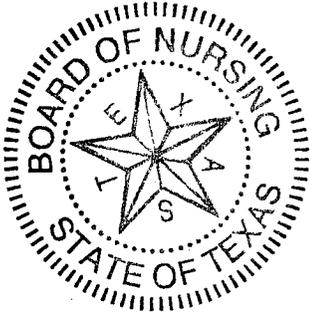
Sworn to and subscribed before me this 23 day of January, 2009.

SEAL

Cynthia Demler # 65176  
Notary Public in and for the State of Louisiana

WHEREFORE, PREMISES CONSIDERED, the Executive Director on behalf of the Texas Board of Nursing does hereby accept the voluntary surrender of Registered Nurse License Number 703367, previously issued to ROBERT MICHAEL TRICKETT.

Effective this 27th day of January, 2009.



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

# Louisiana State Board of Nursing

17373 Perkins Road  
Baton Rouge, LA 70810  
Telephone: (225) 755-7500 Fax: (225) 755-7582  
[www.lsbn.state.la.us](http://www.lsbn.state.la.us)

September 25, 2008

Texas Board of Nursing  
333 Guadalupe, Ste. 3-460  
Austin, TX 78701

STATE OF LOUISIANA

EAST BATON ROUGE PARISH

I, Barbara L. Morvant, Executive Director of the Louisiana State Board of Nursing, do hereby certify that I am Custodian of Records of the Board of Nursing and that the copy of the Final Order pertaining to the matter of **ROBERT MICHAEL TRICKETT, SS# 437-49-1618**, is a true and correct copy of said documents as they appear among the files and records of this office.

WITNESS by my hand and seal of the Board of Nursing this **September 25, 2008**.

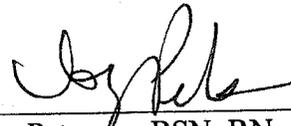
LOUISIANA STATE BOARD OF NURSING

*Barbara L. Morvant, MN, RN*

BARBARA L. MORVANT, MN, RN  
EXECUTIVE DIRECTOR

BOARD SEAL

By



Joy Peterson, BSN, RN  
Acting Investigations Director

Enclosures

BLM/JP/clf

3510 N. Causeway Blvd., Suite 601  
Metairie, LA 70002-3531  
Telephone: (504) 838-5332 Fax: (504) 838-5349  
[www.lsbm.state.la.us](http://www.lsbm.state.la.us)

**Certified Mail**  
**Return Receipt Requested**

June 7, 2005

Mr. Robert Michael Trickett  
5810 Pampus  
Bossier City, LA 71112

Dear Mr. Trickett:

Reference is to the Consent Order with the Board effective November 30, 2004. This order allowed that your Louisiana RN license be suspended, with a stay of suspension, contingent upon stipulations. The Order stipulated, in part, that you:

- Submit to supervised random drug screens through an approved LSBM laboratory.
- Shall remain free of alcohol and all unprescribed mood altering substances. Any mood altering, addictive, or dependency-inducing substance must be currently prescribed for a bona fide medical condition by a physician knowledgeable about the individual's history and the information underlying the Board's concerns. All prescribed drugs must be verified in writing to the Board on a specified form by the individual and the prescribing physicians within five (5) days of this date, and within five (5) day of any new prescriptions. The Board reserves the right to have a LSBM recognized addictionist review and approve the prescriptions for continued nursing practice.

A review of your file reveals that you are not in compliance with the aforementioned Order. Specifically, on June 2, 2005, you submitted a random drug screen which tested positive for Cocaine Metabolites.

The order further states that failure to comply with the stipulations, or receipt of an unfavorable report shall result in the immediate suspension of your license. Therefore, your Louisiana RN license is suspended and you are hereby directed to return your 2005 RN license to the Board of Nursing.

**YOU ARE TO CEASE AND DESIST IMMEDIATELY THE PRACTICE OF NURSING IN LOUISIANA.**

If you are able to show error in the staff's action then you must so notify the Board in writing within ten (10) days of this date.

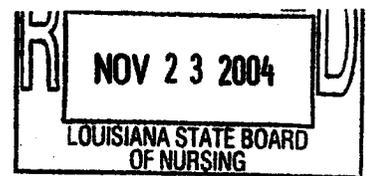
**LOUISIANA STATE BOARD OF NURSING**

*Cynthia D. Morris*

Cynthia D. Morris, MN, RN, APRN  
Assistant Executive Director

CDM/LRR

cc: Cornerstone Hospital of Bossier City ✓  
Attn: Elizabeth Cooper, RN  
4900 Medical Drive  
Bossier City, LA 71112



I, **ROBERT MICHAEL TRICKETT**, voluntarily agree to sign and have witnessed terms of agreement for the purpose of avoiding formal administrative proceedings with the Louisiana State Board of Nursing.

I, **ROBERT MICHAEL TRICKETT**, do say that I freely, knowingly and voluntarily enter into this agreement. I understand that I have a right to a hearing in this matter and I freely waive such right. I understand that I have a right to legal counsel prior to entering into this agreement.

I acknowledge that the Louisiana State Board of Nursing makes the following **FINDINGS OF FACT:**

1. That on March 3, 1995, the respondent was licensed by examination to practice as a registered nurse in Louisiana.
2. That on or about January 12, 2004, respondent was named in an anonymous complaint to LSUHSC where he was alleged, but denied, that he was observed smoking pot at a concert and smoking pot and snorting cocaine at a New Year's Eve party. Respondent was asked by LSUHSC to submit to a drug screen to which he refused. He was allowed to resign in lieu of termination for this refusal of the drug screen as per LSUHSC policy.
3. That on January 13, 2004, following respondent's resignation, in meeting with the Assistant Hospital Administrator, Director of Nursing Services, he admitted to having "smoked some marijuana a few weeks ago."

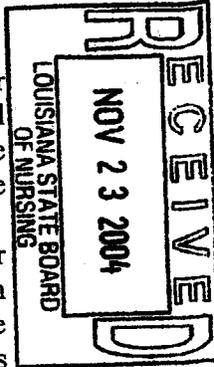
To facilitate submission of this Consent Agreement, I do not offer any defense to the **FINDINGS OF FACTS**. I agree that the Board has jurisdiction of this matter pursuant to L.R.S. 37:911 et seq. I admit to all of the above facts and I agree that there is sufficient evidence upon which to predicate a finding of violation of the provisions of L.R.S. 37:921. I agree that the Board may treat the allegations of fact and law as true, which finding shall have the same force and effect as if evidence and argument were presented in support of the allegations and, based thereon, the Board found the allegations to be true. I specifically waive my right to contest these findings in any subsequent proceedings before the Board. I understand that this Consent Order shall constitute a public record and is disciplinary action by the Board. I understand that this will be reported as **Drug Related: Other**.

I further acknowledge and attest that I have fully cooperated with the Louisiana State Board of Nursing in resolving this matter and intend to comply with all stipulations of this order.

In order to avoid further administrative proceedings, I hereby consent to accept and abide by the following **ORDER** of the Board:

The license of this registrant is suspended, with a stay of the said suspension, and that the license is probated for twelve (12) months with the following stipulations:

1. Within three (3) days upon receipt of this Order, send RN license to the Board office so that the license can be marked "probated".
2. Within 60 days, submit to a comprehensive outpatient psychiatric, psychological and substance abuse evaluation by a psychiatrist, clinical psychologist and addictionist who have been approved by the Board; Shall authorize and cause a written report of the said evaluation to be submitted to the Board; Shall include the entire evaluation report including diagnosis, course of treatment, prescribed or recommended treatment, prognosis, and professional opinion as to registrant's capability of practicing nursing with reasonable skill and safety to patients.

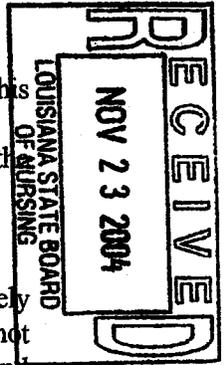


3. Immediately submit to all recommendations thereafter of the therapist, physician, or treatment team, and cause to have submitted evidence of continued compliance with all recommendations by the respective professionals. This stipulation shall continue until the registrant is fully discharged by the respective professionals and until approved by the Board staff.
4. If the evaluations give any treatment recommendations or findings to warrant concern for patient safety, shall meet with Board or Board staff. Must demonstrate, to the satisfaction of the Board, that he poses no danger to the practice of nursing or to the public and that he can safely and competently perform the duties of a registered nurse. If the Board approves continued licensure, the probation period, conditions or stipulations, may be revised to ensure that patients and the public are protected.
5. If found to be chemically dependent, immediately sign an agreement with the Recovering Nurse Program, and cause to have submitted evidence of compliance with all program requirements for a minimum of three (3) years.
6. Shall remain free of alcohol and all unprescribed mood altering substances. Any mood altering, addictive, or dependency-inducing substance must be currently prescribed for a bona fide medical condition by a physician knowledgeable about the individual's history and the information underlying the Board's concerns. All prescribed drugs must be verified in writing to the Board on a specified form by the individual and the prescribing physicians within five (5) days of this date, and within five (5) day of any new prescriptions. The Board reserves the right to have a LSBN recognized addictionist review and approve the prescriptions for continued nursing practice.
7. Have supervised random urine drug screens done monthly, through an approved LSBN laboratory. Additional screenings may be requested by Board staff. Written reports of same shall be submitted to the Board.
8. Prior to beginning or returning to work, inform all nursing employers of these disciplinary measures and of the probationary status of license. Within 5 days, shall cause all employers to submit, in writing to the Board, that they have reviewed all pages of this Order.
9. Have all immediate nursing supervisors submit a performance evaluation report quarterly, commencing from the first date of employment.
10. Work in a restrictive environment as a member of a treatment team rather than alone or with a few employees. Not be employed in agency/pool/staffing, home health services, or nursing homes. Additionally, not be employed in any unsupervised setting. Must be directly supervised by an on-site registered nurse.
11. Immediately (within 72 hours) inform the Board in writing of any change in address.
12. Immediately inform the Board in writing of all places of employment. If employment changes, the Board shall be immediately (within 72 hours) notified in writing.
13. If unemployed, inform the Board in writing on a quarterly basis.
14. Shall engage in the practice of professional nursing in Louisiana for a minimum of twenty four (24) hours per week for a minimum of twelve (12) consecutive months.
15. Within two (2) months, submit payment of \$200.00 to the Board, with \$100.00 due on the first of each month.
16. By the first of each month, submit a monthly probation fee of twenty-five dollars (\$25.00) to the Board, beginning October 1, 2004.
17. Not have any misconduct, criminal violations or convictions, or violations of any health care regulations reported to the Board related to this or any other incidents.
18. Quarterly reports are due on or before the first day of January, April, July, October. Monthly reports are due on the first of each month.
19. Failure to comply with the above orders, receipt of an unfavorable report, or non-receipt of

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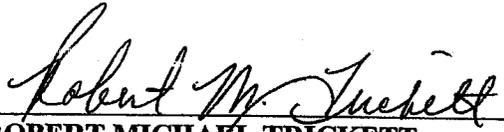
reports on or before the date due shall result in the immediate suspension of this registrant's license.

20. This suspension can be imposed by action of the Executive Director subject to the discretionary review of the Board.



I, **ROBERT MICHAEL TRICKETT**, understand that this agreement is effective immediately upon signature of the Executive Director. It is also understood that this agreement does not preclude the Board of Nursing from requiring a formal hearing of my case. I further understand that should the Consent Agreement not be accepted by the Board, I agree that presentation to and consideration of the Consent Agreement, the documentary evidence and information by the Board shall not unfairly or illegally prejudice the Board or any of its members from participation in hearings or other proceedings pertaining to these or other matters regarding this registrant.

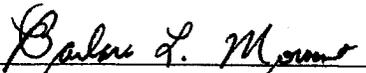
Dated this 17 day of November, 2004

  
\_\_\_\_\_  
**ROBERT MICHAEL TRICKETT**

Witness James Woods

Ronda Bean  
\_\_\_\_\_  
Witness

**LOUISIANA STATE BOARD OF NURSING**

 11/20/04  
\_\_\_\_\_  
**Barbara L. Morvant, MN, RN** Date  
**Executive Director**