

IN THE MATTER OF
PERMANENT CERTIFICATE
NUMBER 643781
ISSUED TO
DORINDA GAIGE

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BEFORE THE ELIGIBILITY
AND DISCIPLINARY
COMMITTEE OF THE BOARD
OF NURSE EXAMINERS OF THE
STATE OF TEXAS



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

ORDER OF THE BOARD

TO: Dorinda Gaige
P.O. Box 572
Archer City, Texas 76351

During open meeting held in Austin, Texas, on Tuesday June 12, 2007, the Eligibility and Disciplinary Committee (hereinafter "Committee") heard the above-styled case. This case was heard, and based on the failure of the Respondent to appear as required by 22 TEX. ADMIN. CODE Ch. 213.

The Committee of the Board of Nurse Examiners finds that notice of the facts or conduct alleged to warrant disciplinary action has been provided to Respondent in accordance with Texas Government Code § 2001.054(c) and Respondent has been given an opportunity to show compliance with all the requirements of the Nursing Practice Act, chapter 301 of the Texas Occupations Code, for retention of Respondent's license to practice professional nursing in the State of Texas.

The Committee finds that the Formal Charges were properly initiated and filed in accordance with section 301.458, Texas Occupations Code.

The Committee finds that after proper and timely Notice regarding the violations alleged in the Formal Charges was given to Respondent in this matter, Respondent has failed to appear in accordance with 22 TEX. ADMIN. CODE Ch. 213.

The Committee finds that the Board is authorized to enter a default order pursuant to Texas Government Code § 2001.056.

The Eligibility and Disciplinary Committee, after review and due consideration, adopts the proposed findings of fact and conclusions of law as stated in the Formal Charges which are attached hereto and incorporated by reference for all purposes and the Staff's recommended sanction of revocation by default. This Order will be properly served on all parties and all parties will be given an opportunity to file a motion for rehearing (22 TEX. ADMIN.CODE § 213.2(j)). All parties have a right to judicial review of this Order.

All proposed findings of fact and conclusions of law filed by any party not specifically adopted herein are hereby denied.

NOW, THEREFORE, IT IS ORDERED that Permanent Certificate Number 643781, previously issued to Dorinda Gaige, to practice professional nursing in the State of Texas be, and the same is hereby, REVOKED.

IT IS FURTHER ORDERED that Permanent Certificate Number 643781, previously issued to Dorinda Gaige, upon receipt of this Order, be immediately delivered to the office of the Board of Nurse Examiners for the State of Texas.

IT IS FURTHER ORDERED that this Order SHALL be applicable to Respondent's multi-state privilege, if any, to practice professional nursing in the State of Texas.

Entered this 12th day of June, 207.

BOARD OF NURSE EXAMINERS
FOR THE STATE OF TEXAS

BY:



KATHERINE A. THOMAS, MN, RN
EXECUTIVE DIRECTOR ON BEHALF OF SAID BOARD

Re: Permanent Certificate Number 643781
Issued to Dorinda Gaige
DEFAULT ORDER -REVOKE

CERTIFICATE OF SERVICE

I hereby certify that on the 13 day of June, 2007 a true and correct copy of the foregoing DEFAULT ORDER was served by placement in the U.S. Mail via certified mail, and addressed to the following person(s):

Dorinda Gaige
P.O. Box 572
Archer City, Texas 76351

BY:

Katherine A. Thomas
KATHERINE A. THOMAS, MN, RN
EXECUTIVE DIRECTOR ON BEHALF OF SAID BOARD

**In the Matter of Registered Nurse License
Number 643781, Issued to
DORINDA GAIGE, Respondent**

**§ BEFORE THE BOARD
§ OF NURSE EXAMINERS
§ FOR THE STATE OF TEXAS**

FORMAL CHARGES

This is a disciplinary proceeding under Section 301.452(b), Texas Occupations Code. Respondent, DORINDA GAIGE a/k/a DORINDA SCROGRUM, is a Registered Nurse holding license number 643781 which is in current status at the time of this pleading.

Written notice of the facts and conduct alleged to warrant adverse licensure action was sent to Respondent at Respondent's address of record and Respondent was given opportunity to show compliance with all requirements of the law for retention of the license prior to commencement of this proceeding.

CHARGE I.

On or about June 14, 2006, through June 21, 2006, while employed with United Regional Healthcare System, Wichita Falls, Texas, Respondent withdrew Propoxyphene and Hydrocodone, from the Medication Dispensing System (Pyxis) for patients without a valid physician's order; as follows:

Date/Time	Patient Account #	Medication Dispensing System (Pyxis)	Physician's Order	Medication Administration Record (MARs)	Nurses Notes	Waste
6/14/06 @ 2240	1742253	(1) Hydrocodone/Apap 10mg/500mg tablet	No Order	None	None	None
6/15/06 @ 2129	1742253	(1) Hydrocodone/Apap 10mg/500 mg tablet	No Order	None	None	None
6/16/06 @ 0334	1742253	(2) Hydrocodone/Apap 7.5 mg/500mg tablet	No Order	None	None	None
6/17/06 @ 0238	1742253	(2) Hydrocodone/Apap 5mg/500mg tablet	No Order	None	None	None
6/17/06 @ 0538	1742253	(1) Hydrocodone/Apap 10mg/500mg tablet	No Order	None	None	None
6/21/06 @ 2253	1749604	(2) Propoxyphene/Apap 100mg/650 mg tablet	* If pain un-relieved by Tylenol: Darvocet N 100mg 1-2 PO Q 4-6 H PO	None	None	None

* Note: For Patient Account #1749604, the Physician's Order states that if pain is un-relieved by Tylenol, Darvocet N may be administered. However, Respondent did not document the administration of any Tylenol to the patient before withdrawing the Darvocet N.

Respondent's conduct was likely to injure the patient in that the administration of Hydrocodone without a physician's order could result in the patient suffering from adverse reactions.

The above action constitutes grounds for disciplinary action in accordance with Section 301.452(b)(10)&(13), Texas Occupations Code, and is a violation of 22 TEX. ADMIN. CODE §217.11 (1)(C) and §217.12(1)(A)&(4).

CHARGE II.

On or about June 14, 2006, through June 22, 2006, while employed with United Regional Healthcare System, Wichita Falls, Texas, Respondent withdrew Propoxyphene, Hydrocodone, and Morphine, from the Medication Dispensing System (Pyxis) for patients, but failed to document, or accurately document the administration of the medications in the patients' Medication Administration Records (MARs), Nurses Notes, or both; as follows:

Date/Time	Patient Account #	Medication Dispensing System (Pyxis)	Physician's Order	Medication Administration Record (MARs)	Nurses Notes	Waste
6/14/06 @ 2240	1742253	(1) Hydrocodone/Apap 10mg/500mg tablet	No Order	None	None	None
6/15/06 @ 2129	1742253	(1) Hydrocodone/Apap 10mg/500 mg tablet	No Order	None	None	None
6/16/06 @ 0334	1742253	(2) Hydrocodone/Apap 7.5 mg/500mg tablet	No Order	None	None	None
6/17/06 @ 0238	1742253	(2) Hydrocodone/Apap 5mg/500mg tablet	No Order	None	None	None
6/17/06 @ 0538	1742253	(1) Hydrocodone/Apap 10mg/500mg tablet	No Order	None	None	None
6/20/06 @ 2053	1748695	(1) Morphine 2mg Inj. Cartridge	Morphine Sulfate 2-5 mg IV Q1 PRN Pain	None	None	None
6/20/06 @ 2202	1748695	(1) Hydrocodone/Apap 10mg/500mg tablet	Lortab 5mg 1-2 tabs Q 4H PRN Pain	None	None	None
6/21/06 @ 0018	1748695	(1) Morphine 2mg Inj. Cartridge	Morphine Sulfate 2-5 mg IV Q1 PRN Pain	0045	None	None
6/21/06 @ 0429	1748695	(1) Hydrocodone/Apap 10mg/500mg tablet	Lortab 5mg 1-2 tabs Q 4H PRN Pain	None	None	None
6/21/06 @ 0429	1748695	(1) Morphine 2mg Inj. Cartridge	Morphine Sulfate 2-5 mg IV Q1 PRN Pain	None	None	None
6/21/06 @ 2145	1749604	(2) Hydrocodone/Apap 5mg/500mg tablet	Lortab 5/500 1-2 Q 4-6 H PO	(2) Lortab @ 2345	2150 pt. denies pain	None
6/21/06 @ 2253	1749604	(2) Propoxyphene/Apap 100mg/650 mg tablet	* If pain un-relieved by Tylenol: Darvocet N 100mg 1-2 PO Q 4-6 H PO	None	None	None
6/22/06 @ 1411	1749604	(1) Hydrocodone/Apap 10mg/500mg tablet	Lortab 5/500 1-2 Q 4-6 H PO	None	None	None
6/22/06 @ 0605	1749604	(1) Hydrocodone/Apap 10mg/500mg tablet	Lortab 5/500 1-2 Q 4-6 H PO	None	None	None

* Note: For Patient Account #1749604, the Physician's Order states that if pain is un-relieved by Tylenol, Darvocet N may be administered. However, Respondent did not document the administration of any Tylenol to the patient before withdrawing the Darvocet N.

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 and is in violation of Chapter 481 of the Texas Health and Safety Code (Controlled Substances Act).

The above action constitutes grounds for disciplinary action in accordance with Section 301.452(b)(10)&(13), Texas Occupations Code, and is a violation of 22 TEX. ADMIN. CODE §217.11(1)(D) and 22 TEX. ADMIN. CODE §217.12(1)(A),(4)&(10)(B).

CHARGE III.

On or about June 14, 2006, through June 22, 2006, while employed with United Regional Healthcare System, Wichita Falls, Texas, Respondent withdrew Propoxyphene, Hydrocodone, and Morphine, from the Medication Dispensing System (Pyxis) for patients, but failed to follow the facility's policy and procedure for the wastage of the medications, as follows:

Date/Time	Patient Account #	Medication Dispensing System (Pyxis)	Physician's Order	Medication Administration Record (MARs)	Nurses Notes	Waste
6/14/06 @ 2240	1742253	(1) Hydrocodone 10mg/500mg tablet	No Order	None	None	None
6/15/06 @ 2129	1742253	(1) Hydrocodone 10mg/500 mg tablet	No Order	None	None	None
6/16/06 @ 0334	1742253	(2) Hydrocodone 7.5 mg/500mg tablet	No Order	None	None	None
6/17/06 @ 0238	1742253	(2) Hydrocodone 5mg/500mg tablet	No Order	None	None	None
6/17/06 @ 0538	1742253	(1) Hydrocodone 10mg/500mg tablet	No Order	None	None	None
6/20/06 @ 2053	1748695	(1) Morphine 2mg Inj. Cartridge	Morphine Sulfate 2-5 mg IV Q1 PRN Pain	None	None	None
6/20/06 @ 2202	1748695	(1) Hydrocodone/Apap 10mg/500mg tablet	Lortab 5mg 1-2 tabs Q 4H PRN Pain	None	None	None
6/21/06 @ 0429	1748695	(1) Hydrocodone/Apap 10mg/500mg tablet	Lortab 5mg 1-2 tabs Q 4H PRN Pain	None	None	None
6/21/06 @ 0429	1748695	(1) Morphine 2mg Inj. Cartridge	Morphine Sulfate 2-5 mg IV Q1 PRN Pain	None	None	None
6/21/06 @ 2253	1749604	(2) Propoxyphene/Apap 100mg/650 mg tablet	* If pain un-relieved by Tylenol: Darvocet N 100mg 1-2 PO Q 4-6 H PO	None	None	None
6/22/06 @ 1411	1749604	(1) Hydrocodone/Apap 10mg/500mg tablet	Lortab 5/500 1-2 Q 4-6 H PO	None	None	None
6/22/06 @ 0605	1749604	(1) Hydrocodone/Apap 10mg/500mg tablet	Lortab 5/500 1-2 Q 4-6 H PO	None	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).

The above action constitutes grounds for disciplinary action in accordance with Section 301.452(b)(10), Texas Occupations Code, and is a violation of 22 TEX. ADMIN. CODE §217.12(10)(C)&(11)(B).

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CHARGE IV.

On or about June 14, 2006, through June 22, 2006, while employed with United Regional Healthcare System, Wichita Falls, Texas, Respondent misappropriated Propoxyphene, Hydrocodone, and Morphine, from the facility and patients thereof, or failed to take the necessary precautions to prevent the misappropriation of the Propoxyphene, Hydrocodone, and Morphine. Respondent's conduct was likely to defraud the facility and patients of the cost of the medications.

The above action constitutes grounds for disciplinary action in accordance with Section 301.452(b)(10), Texas Occupations Code, and is a violation of 22 TEX. ADMIN. CODE §217.12(6)(G),(10)(E)&(11)(B).

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NOTICE IS GIVEN that staff will present evidence in support of the recommended disposition of revocation of Respondent's license to practice nursing in the State of Texas pursuant to the Board's rules, 22 TEX. ADMIN. CODE §§ 213.27 - 213.33. Additionally, staff will seek to impose on Respondent the administrative costs of the proceeding pursuant to § 301.461, TEX. OCC. CODE ANN. The cost of proceedings shall include, but is not limited to, the cost paid by the board to the State Office of Administrative Hearings and the Office of the Attorney General or other Board counsel for legal and investigative services, the cost of a court reporter and witnesses, reproduction of records, board staff time, travel, and expenses. These shall be in an amount of at least one thousand two hundred dollars (\$1200.00).

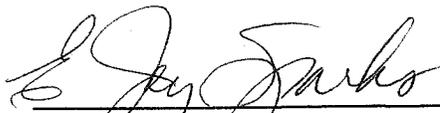
NOTICE IS GIVEN that all statutes and rules cited in these Charges are incorporated as part of this pleading and can be found at the Board's website, www.bne.state.tx.us.

NOTICE IS GIVEN that to the extent applicable, based on the Formal Charges, the Board will rely on Adopted Disciplinary Sanction Policies for Nurses with Chemical Dependency, Fraud, Theft & Deception which can be found at the Board's website, www.bne.state.tx.us.

NOTICE IS ALSO GIVEN that Respondent's past disciplinary history, as set out below and described in the Order which is attached and incorporated by reference as part of these charges, will be offered in support of the disposition recommended by staff: Agreed Order dated September 8, 2000.

Filed this 4th day of April, 2007.

BOARD OF NURSE EXAMINERS
FOR THE STATE OF TEXAS



James W. Johnston, General Counsel
Board Certified - Administrative Law
Texas Board of Legal Specialization
State Bar No. 10838300

Victoria Cox, Assistant General Counsel
State Bar No. 00789585

E. Joy Sparks, Assistant General Counsel
State Bar No. 18874600

BOARD OF NURSE EXAMINERS
FOR THE STATE OF TEXAS
333 Guadalupe, Tower III, Suite 460
Austin, Texas 78701
P: (512) 305-6824
F: (512) 305.8101 or (512)305-7401

Attachments: Order of the Board dated September 8, 2000.

BEFORE THE BOARD OF NURSE EXAMINERS
FOR THE STATE OF TEXAS

In the Matter of License Number 643781 § AGREED
issued to DORINDA SCROGUM § ORDER

On this day the Board of Nurse Examiners for the State of Texas, hereinafter referred to as the Board, considered the matter of DORINDA SCROGUM, License Number 643781, hereinafter referred to as Respondent.

Information received by the Board produced evidence that Respondent may have violated Section 301.452(b)(13), Texas Occupations Code. Respondent waived informal conference, notice, hearing and agreed to the entry of this Order offered on April 20, 2000, by Katherine A. Thomas, MN, RN, Executive Director.

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 consented to the entry of this Order.
3. Respondent is currently licensed to practice professional nursing in Texas.
4. Respondent received a Bachelor's Degree in Nursing from Midwestern State University, Wichita Falls, Texas, in 1997. Respondent became licensed to practice professional nursing in the State of Texas in 1997.
5. Respondent's professional employment history includes:

May 1997-November 1997	Staff RN
	Northwest Texas Health Care
	Amarillo, Texas

Respondent's professional employment history continued:

November 1997-August 1999	Staff/Charge RN United Regional Health Care Wichita Falls, Texas
September 1999-January 2000	Staff RN Medical City Dallas Hospital Dallas, Texas
January 2000-Present	Agency RN USA Personnel Carrollton, Texas

6. At the time of the incidents, Respondent was employed as a Staff RN with Medical City Dallas Hospital, Dallas, Texas and had been in this position for (4) months.
7. On or about January 29, 2000 and January 30, 2000, while employed with Medical City Dallas Hospital, Dallas, Texas, and while working in the CCU, Respondent failed to thoroughly and accurately document the status of patients #034637, who suffered from insulin dependent diabetes mellitus. Respondent failed to document the midnight blood glucose level as ordered. Respondent failed to document any assessment or interventions for this patient between 2200 on January 29, 2000 and 0715 on January 30, 2000. Respondent's conduct potentially deprived subsequent care givers of information essential in making sound clinical judgements regarding the status and progress of the patient, thus unnecessarily exposing the patient to risk of harm.
8. On or about the same dates, while employed in the CCU with the above mentioned facility, Respondent failed to document the administration of numerous medications to patient #034637 as ordered. Respondent's conduct potentially deprived subsequent care givers of information essential in making sound clinical judgements regarding the status and progress of the patient, thus unnecessarily exposing the patient to risk of harm.
9. On or about the same dates, while employed with the above mentioned facility, Respondent failed to accurately document the blood glucose levels of patient #187394, who suffered from insulin dependent diabetes mellitus, on three (3) occasions. Respondent's conduct potentially deprived subsequent care givers of information essential in making sound clinical judgements regarding the status and progress of the patient, thus unnecessarily exposing the patient to risk of harm.
10. On or about the same dates, while employed with the above mentioned facility, Respondent failed to document the number of units of insulin she administered to patient #187394 on three (3) occasions. Respondent's conduct potentially deprived subsequent care givers of information essential in making sound clinical judgements regarding the status and progress of the patient, thus unnecessarily exposing the patient to risk of harm.

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)(13), Texas Occupations Code, and 22 TEX. ADMIN. CODE §217.11(4).
4. The evidence received is sufficient cause pursuant to Section 301.452(b), Texas Occupations Code, to take disciplinary action against License Number 643781, heretofore issued to DORINDA SCROGUM including revocation of Respondent's professional license to practice nursing in the State of Texas.

ORDER

IT IS THEREFORE AGREED and ORDERED, subject to ratification by the Board of Nurse Examiners, that RESPONDENT SHALL receive the sanction of Remedial Education, and RESPONDENT SHALL comply in all respects with the Nursing Practice Act, Revised Civil Statutes of Texas as amended, Texas Occupations Code, Section §§301.001 *et seq.*, the Rules and Regulations Relating to Professional Nurse Education, Licensure and Practice, 22 TEX. ADMIN. CODE §211.01 *et seq.* and this Order.

IT IS FURTHER AGREED that:

(1) RESPONDENT SHALL deliver the wallet-size license issued to DORINDA SCROGUM to the office of the Board of Nurse Examiners within ten (10) days of the date of this Order for appropriate notation.

(2) RESPONDENT SHALL, within one (1) year of entry of this Order, successfully complete a course in nursing jurisprudence. RESPONDENT SHALL obtain Board approval of the course prior to enrollment. Home study courses and video programs will not be approved. In order for the course to be approved, the target audience must include registered nurses. It must be a

minimum of six (6) contact hours in length. The course's content shall include the Nursing Practice Act, standards of practice, and documentation of care. 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 is to be taken in addition to any continuing education requirements the Board may have for relicensure.

(3) 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. Home study courses and video programs will not be approved. The course must be a minimum of six (6) hours in length. In order for the course to be approved, the target audience must include registered nurses. The course must contain content on the following: guidelines and processes for good reporting and recording; legal guidelines for recording; methods 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 is to be taken in addition to any continuing education requirements the Board has for relicensure.

IT IS FURTHER AGREED, that upon full compliance with the terms of this Order, RESPONDENT SHALL be issued an unencumbered license 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 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 3rd day of August, 2000

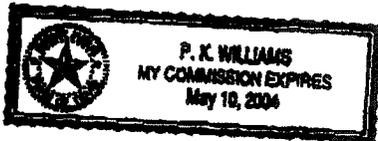
Dorinda Scrogum
DORINDA SCROGUM, Respondent

Sworn to and subscribed before me this 3rd day of August, 2000

SEAL

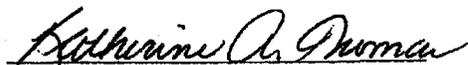
P. K. Williams

Notary Public in and for the State of Tx



WHEREFORE, PREMISES CONSIDERED, the Executive Director, on behalf of the Board of Nurse Examiners for the State of Texas, does hereby ratify and adopt the Agreed Order that was signed on the 3rd day of August, 2000, by DORINDA SCROGUM, License Number 643781, and said Order is final.

Effective this 8th day of September, 2000.



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