



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.  
*Carol Marshall*  
Executive Director of the Board

BEFORE THE TEXAS BOARD OF NURSING  
\*\*\*\*\*

In the Matter of Registered Nurse License Number 703181 § AGREED  
issued to LORENZO MEDINA, JR. § ORDER

An investigation by the Texas Board of Nursing, hereinafter referred to as the Board, produced evidence indicating that LORENZO MEDINA, JR., hereinafter referred to as Respondent, Registered Nurse License Number 703181, may have violated Section 301.452(b)(3)&(10), Texas Occupations Code.

An informal conference was held on October 23, 2007, at the office of the Texas Board of Nursing, in accordance with Section 301.464 of the Texas Occupations Code.

Respondent appeared in person and was represented by Louis Leichter, Attorney at Law. In attendance were Carol Marshall, MSN, RN, Nurse Consultant, Executive Director's Designee; James W. Johnston, General Counsel; Anthony L. Diggs, MSCJ, Director, Enforcement Division; and Jesse Thibodeau, Investigator.

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 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 a Baccalaureate Degree in Nursing from the University of Texas, Arlington, Texas, on December 1, 2003. Respondent was licensed to practice professional nursing in the State of Texas on February 19, 2004.

5. Respondent's nursing employment history includes:

5/2004-5/2005	Staff Nurse	Tomball Regional Hospital Tomball, Texas
5/2005-5/2007	Charge Nurse/Staff Nurse	Texas Children's Hospital Houston, Texas
12/2006-Present	Registered Nurse	Superior HealthCare Staffing Houston, Texas

6. On or about May 7, 2007, Respondent pled guilty and was convicted of "Delivery of a Controlled Substance Greater than 400 Grams," a 1st Degree Felony committed on February 1, 2007, in the 268th District Court of Fort Bend County, Richmond, Texas, Cause No. 46265. Respondent was sentenced to confinement for a period of ten (10) years in the Institutional Division of the Texas Department of Criminal Justice and assessed a fine. The imposition of the confinement portion of the sentence was suspended, and Respondent was placed on probation for a period of five (5) years.
7. On or about July 31, 2007, Respondent was convicted of "Driving While Intoxicated," a Class B Misdemeanor, committed on January 13, 2007, in the County Court at Law No. 4 of Fort Bend County, Richmond, Texas, Cause No. 128664. Respondent was sentenced to confinement for a period of one hundred eighty (180) days in the Fort Bend County Jail and assessed a fine. The imposition of the confinement portion of the sentence was suspended, and Respondent was placed on probation for a period of twelve (12) months.
8. Formal Charges were filed on October 1, 2007, and mailed to Respondent on October 8, 2007.
9. First Amended Formal Charges were filed on February 19, 2008, and mailed to Respondent on February 20, 2008.
10. Respondent, by his signature to this Order, expresses his desire to voluntarily surrender his license to practice professional nursing in the State of Texas.
11. 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.
12. 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)(3)&(10), Texas Occupations Code, and 22 TEX. ADMIN. CODE §217.12(5),(10)(E),(11)(B)&(13).
4. The evidence received is sufficient cause pursuant to Section 301.453(d), Texas Occupations Code, to take disciplinary action against Registered Nurse License Number 703181, heretofore issued to LORENZO MEDINA, JR., including revocation of Respondent's professional 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 703181, heretofore issued to LORENZO MEDINA, JR., 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 LORENZO MEDINA, JR., 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.

BALANCE OF PAGE INTENTIONALLY LEFT BLANK.

CONTINUED ON NEXT PAGE.

**RESPONDENT'S CERTIFICATION**

I understand that I have the right to legal counsel prior to signing this Agreed Order. 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 14 day of MARCH, 2008.

[Signature]  
LORENZO MEDINA, JR., Respondent

Sworn to and subscribed before me this 14 day of MARCH, 2008.



[Signature]

Notary Public in and for the State of TEXAS


Approved as to form and substance.

LOUIS LEICHTER, Attorney for Respondent

Signed this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

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 703181, previously issued to LORENZO MEDINA, JR.

Effective this 20th day of March, 2008.

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