



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

BEFORE THE TEXAS BOARD OF NURSING

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In the Matter of Registered Nurse § AGREED  
License Number 695412 issued to §  
MA JOCELYN CACAPIT ASLESEN § ORDER

On this day the Texas Board of Nursing, hereinafter referred to as the Board considered the matter of MA JOCELYN CACAPIT ASLESEN, Registered Nurse License Number 695412, hereinafter referred to as Respondent.

Information received by the Board produced evidence that Respondent may have violated Section 301.452(b)(10)&(13), Texas Occupations Code. Respondent waived representation by counsel, informal conference, notice and hearing, and agreed to the entry of this Order offered on July 8, 2008, 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 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 Degree from Trinity College of Quezon, Manila, Philippines, in March 1985. Respondent was licensed to practice professional nursing in the State of Georgia on March 17, 2003, and was licensed to practice professional nursing in the State of Texas on April 25, 2003.
5. Respondent's nursing employment history includes:

03/2003	Unknown	
04/2003 - 02/2006	Staff Nurse	Medical Center at Plano Plano, Texas

Respondent's nursing employment history continued:

03/2006 - Present                      Unknown

6. At the time of the initial incident in Finding of Fact Number Seven (7), Respondent was employed as a Staff Nurse with Medical Center at Plano, Plano, Texas, and had been in this position for two (2) years and nine (9) months.
7. On or about January 5, 2006, while employed as a Staff Nurse in the Post-Partum Unit at Medical Center of Plano, Plano, Texas, Respondent erroneously administered Hurrricane Spray to Patient Number 714813 instead of Dermoplast Spray, as ordered by the physician. Respondent then inappropriately added Hurrricane Spray to the patient's Medication Administration Record (MAR), even though there was no physician's order. Dermoplast Spray is routinely ordered for external use on a patient's perineum as an anesthetic after giving birth. The Hurrricane Spray was clearly marked for oral use. Although the Pharmacy placed the Hurrricane Spray in the medication dispensing system in error, Respondent overrode the electronic medication administration system, which uses bar codes to compare medications with patients' arm bands. Respondent never looked up the medication in a drug book, never questioned coworkers, including the Charge Nurse, and never called the Pharmacy to clarify what she thought was a substitution for Dermoplast. Respondent's conduct resulted in an inaccurate medical record and was likely to injure the patient in that failure to administer medications as ordered by the physician could have resulted in non-efficacious treatment.
8. On or about April 4, 2007, while employed as a Staff Nurse in the Post Partum Unit of Richardson Regional Medical Center, Richardson, Texas, Respondent erroneously brought another patient's baby to Patient Number 505292. When Respondent brought the newborn baby to the patient's room, the patient told Respondent that baby was not hers, that the baby did not look like her baby, and that the crib card had completely different handwriting and information on it. Respondent did not respond until the mother repeated this information, noting that the card on the bassinet did not list the correct physician, and the room number was wrong. Instead of acknowledging her error, Respondent removed the card and changed the room number on the card. Respondent then checked both armbands and left the patient's room without removing the baby. Patient Number 505292 was very distressed, pressed her call button, and again stated the baby was not her child. Respondent returned to the room, stated she was sorry and removed the baby. The mother remained concerned about her baby, wondering if her child had been taken to the wrong mother, until another nurse reassured the mother that her baby never left the nursery. Respondent's conduct caused the patient undue stress, and may have unnecessarily exposed the baby to risk of infection or other harm by placing it in the wrong patient's room.
9. In response to the incidents in Findings of Fact Numbers Seven (7) through Eight (8), Respondent states the Pharmacy mistakenly placed Hurrricane Spray in the Dermoplast location of the Accudose Cabinet and, reasoning that Hurrricane Spray and Dermoplast were interchangeable, she did not call the pharmacy or physician and did not consult the medication reference book or the Charge Nurse. Respondent states that the Hurrricane

Spray was not listed on the MAR so she added it and noted it as "New medication as replacement for Dermoplast." Regarding Patient Number 505292, Respondent states that the patients in rooms 208 and 209 had similar ID numbers, with only the last two numbers being different, and that while she was getting the baby for Patient Number 505292, she was thinking of something she had to do for the patient in the next room. Consequently, she states she missed the differences in the last digits of their numbers. According to Respondent, although she "quickly checked the ID numbers of the infant and mother," she did not realize the error and when Patient Number 505292 said, "This seems to be the wrong number," Respondent changed the number. Respondent states that it wasn't until after she stepped into the hall that the patient called to her, so Respondent returned to the patient's room and the patient told her that the baby was not her child. Respondent states she checked the ID again, realized she had delivered the wrong infant, apologized, and told the patient she would bring the correct baby to her. Respondent states that she was thinking "a lot of things we all do on busy shifts" and never in the slightest way wished to offend this patient.

#### 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)(10)&(13), Texas Occupations Code, and 22 TEX. ADMIN. CODE §§ 217.11(1)(A),(1)(B), (1)(C)&(1)(D) and 217.12(1)(A),(1)(B),(1)(C)&(4).
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 695412, heretofore issued to MA JOCELYN CACAPIT ASLESEN, 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 REMEDIAL EDUCATION, 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 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 State of Texas 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 MA JOCELYN CACAPIT ASLESEN, to the office of the Texas Board of Nursing within ten (10) days from the date of ratification of this Order for appropriate notation.

(2) RESPONDENT SHALL, within one (1) year of entry of this Order, successfully complete a course in Texas nursing jurisprudence and ethics. RESPONDENT SHALL obtain Board approval of the course prior to enrollment only if the course is not being offered by a pre-approved provider. Home study courses and video programs will not be approved. In order for the course to be approved, the target audience shall include nurses. It shall be a minimum of six (6) contact hours in length. The course's content shall include the Nursing Practice Act, standards of practice, documentation of care, principles of nursing ethics, confidentiality, professional boundaries, and the Board's Disciplinary Sanction Policies regarding Sexual Misconduct, Fraud, Theft and Deception, Nurses with Chemical Dependency, and Lying and Falsification. 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 shall be taken in addition to any other courses stipulated in this Order, if any, and in addition to any continuing education requirements the Board has for relicensure. *Information regarding Board-approved courses in Texas Nursing*

*Jurisprudence may be found at the Board's website Board-approved courses may be found at the following Board website address: <http://www.bon.state.tx.us/disciplinaryaction/stipscourses.html>.*

(3) RESPONDENT SHALL, within one (1) year of entry of this Order, successfully complete a course in medication administration. RESPONDENT SHALL obtain Board approval of the course prior to enrollment only if the course is not being offered by a pre-approved provider. Home study courses and video programs will not be approved. In order for the course to be approved, the target audience shall include Nurses. The didactic portion of this course shall be a minimum of six (6) hours in length. The course shall contain a minimum twenty-four (24) hour clinical component which is to be provided by the same Registered Nurse who provides the didactic portion of this course. The clinical component SHALL focus on tasks of medication administration only. In order for the course to be approved, the course's content shall include: a review of proper administration procedures for all standard routes; computation of drug dosages; the five (5) rights of medication administration; factors influencing the choice of route; and possible adverse effects resulting from improper administration. The course description shall indicate goals and objectives for the course, resources to be utilized, and the methods to be used to determine successful completion of the course. RESPONDENT SHALL successfully complete both the didactic and clinical portions of the course to satisfy this stipulation. RESPONDENT SHALL CAUSE the instructor 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 shall be taken in addition to any other courses stipulated in this Order, if any, and in addition to any continuing education requirements the Board has for relicensure. *Board-approved courses may be found at the following Board website address: <http://www.bon.state.tx.us/disciplinaryaction/stipscourses.html>.*

(4) 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 only if the course is not being offered by a pre-approved provider. Home study courses and video programs will not be approved. The course shall be a minimum of six (6) hours in length of classroom time. In order for the course to be approved, the target audience shall include Nurses. The course shall include content on the following: nursing standards related to accurate and complete documentation; legal guidelines for recording; methods and processes 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 shall be taken in addition to any other courses stipulated in this Order, if any, and in addition to any continuing education requirements the Board has for relicensure. *Board-approved courses may be found at the following Board website address:*  
*<http://www.bon.state.tx.us/disciplinaryaction/stipscourses.html>*

(5) RESPONDENT SHALL, within one (1) year of entry of this Order, successfully complete the course "Sharpening Critical Thinking Skills," a 3.6 contact hour online program provided by the National Council of State Boards of Nursing (NCSBN) Learning Extension. In order to receive credit for completion of this program, RESPONDENT SHALL SUBMIT the continuing education certificate of completion for this program to the Board's office, to the attention of Monitoring. This course is to be taken in addition to any continuing education requirements the Board may have for relicensure. *Information regarding this workshop may be found at the following web address:*  
*<http://www.learningext.com/products/generalce/critical/ctabout.asp>*

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 nursing in the State of Texas.

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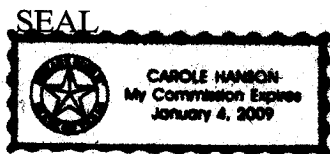
RESPONDENT'S CERTIFICATION

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 14 day of August, 2008.

Ma. Jocelyn Aslesen  
MA JOCELYN CACAPIT ASLESEN, Respondent

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

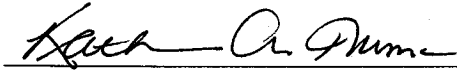


Carole Hanson  
Notary Public in and for the State of Texas



WHEREFORE, PREMISES CONSIDERED, the Executive Director, on behalf of the Texas Board of Nursing, does hereby ratify and adopt the Agreed Order that was signed on the 14th day of August, 2008, by MA JOCELYN CACAPIT ASLESEN, Registered Nurse License Number 695412, and said Order is final.

Effective this 19th day of August, 2008.



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