IN THE MATTER OF	§	BEFORE THE ELIGIBILITY
	§	
PERMANENT CERTIFICATE	§	AND DISCIPLINARY
	§	
NUMBER 651036	§	COMMITTEE OF THE BOARD
	§	
ISSUED TO	§	OF NURSE EXAMINERS OF THE
	§	
JAMIE WATKINS	§	STATE OF TEXAS

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.
Executive Director of the Board

ORDER OF THE BOARD

TO: Jamie Watkins
RT 1 Box 804
Cookville, TX 75558

During open meeting held in Austin, Texas, on March 11, 2003, the Eligibility and Disciplinary Committee (herinafter "Committee") heard the above-styled case. This case was heard, and based on the failure of the Respondent to file a written response to the Formal Charges as required by 22 TEX. ADMIN. CODE, §213.16.

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 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 of the violations alleged in the Formal Charges were given to Respondent in this matter, Respondent has failed to file an answer in accordance with 22 TEX. ADMIN. CODE, §213.16.

The Committee finds that the Board is authorized to enter a default order pursuant to Texas Government Code, §2001.056 and 22 Texas Administrative Code, §213.16.

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 to set aside the default order (22 TEX. ADMIN.CODE § 213.16(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 651036, previously issued to JAMIE WATKINS, to practice professional nursing in the State of Texas be, and the same is hereby, REVOKED.

IT IS FURTHER ORDERED that Permanent Certificate Number 651036, previously issued to JAMIE WATKINS, 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 11th day of March, 2003

BOARD OF NURSE EXAMINERS
FOR THE STATE OF TEXAS

BY: Katherine A. Thomas

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

Re: Permanent Certificate Number 651036
Issued to JAMIE WATKINS
DEFAULT ORDER -REVOKE

CERTIFICATE OF SERVICE

I hereby certify that on the 18th day of March, 2003, a true and correct copy of the foregoing DEFAULT ORDER was served by placement in the U.S. Mail via first class mail, and addressed to the following person(s):

Jamie Watkins

BY: Katherine A. Thomas

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

In the Matter of Permanent License Number 651036, Issued to JAMIE WATKNS, 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, JAMIE WATKINS, is a Registered Nurse holding license number 651036, 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.

Respondent, on or about May 11, 2001, through June 15, 2001, while employed with East Texas Medical Center, Pittsburg, Texas, and on duty at the Gilmer Emergency Care Center, Gilmer, Texas, altered the physician's orders for patients 061052, 059229, 045701,064081, 003413, 049284, 038976, 051195, 042323, 063584, 049729, 035098, 044494, and 050738, by adding Vicodin to the physician's order. Respondent signed out Vicodin for patients, and documented the administration of Vicodin in patient's Medication Administration Record, as follows:

Date/ Time	Patient	Controlled Substance Record	Physician's Order	Medication Administration Record	Comments
05/11/02 @ 2245	044494	Vicodin ES x 2 tabs	Vicodin ES x 2 tabs PO now	Vicodin ES x 2 @ 2245	Donald Middleton, M.D., states that he did not write order for Vicodin, and gave no verbal order for Vicodin.
05/12/02 @0045	050738	Vicodin ES x 2 tabs	Vicodin 7.5 mg x 2 tabs PO now	Vicodin 7.5 mg x 2 @ 0025	Donald Middleton, M.D., states that his original order was for Vicodin 5 mg x 1 PO now, and gave no verbal order for Vicodin.
5/16/02 @ 2100	063584	Vicodin ES x 2 tabs	Vicodin ES x 2 tabs PO	Vicodin ES x 2 @ 2100	Lewis King, M.D., states that he only wrote the order for Vicodin x 1, and gave no verbal order for Vicodin.
5/17/02 @ 0045	049729	Vicodin ES x 2 tabs	Vicodin ES x 2 tabs PO	Vicodin ES x 2 @ 0045	Lewis King, M.D., states that the order is not in his handwriting, and gave no verbal order for Vicodin.
5/17/02 @0200	035098	Vicodin ES x 2 tabs	Vicodin ES x 2 tabs PO	Vicodin ES x 2 @0200	Lewis King, M.D., states that he did not write order for Vicodin, and gave no verbal order for Vicodin.
6/9/02 @ 2040	051195	Vicodin ES x 2 tabs	Vicodin ES x 2 tabs PO	Vicodin ES x 2 @ 2040	Robert J. Gabbay, D.O., states that he did not write order for Vicodin, and gave no verbal order for Vicodin.

Date/ Time	Patient	Controlled Substance Record	Physician's Order	Medication Administration Record	Comments
6/10/02 @ 0230	042323	Vicodin ES x 2 tabs	Vicodin ES x 2 tabs PO q 6hr	Vicodin ES x 2 @ 0230	Robert J. Gabbay, D.O., states that he only wrote the order for Vicodin x 1 PO q6, and gave no verbal order for Vicodin.
6/10/02 @ 2230	045701	Vicodin ES x 2 tabs	Vicodin ES x 2 tabs PO	Vicodin ES x 2 @ 2330	Kevin Lawrence, M.D., states that he did not write order for Vicodin, and gave no verbal order for Vicodin. Pt. denies receiving Vicodin.
6/11/02 @ 0320	064081	Vicodin ES x 2 tabs	Vicodin ES x 2 tabs PO	Vicodin ES x 2 @ 0320	Kevin Lawrence, M.D., states that the order is not in his handwriting, and gave no verbal order for Vicodin.
6/13/02 @ 2346	061052	Vicodin ES x 2 tabs	Vicodin ES x 2 tabs PO	Vicodin ES x 2 @ 2340	Pt. denies receiving Vicodin while in the Emergency Room.
6/13/02 @ 2355	059229	Vicodin ES x 2 tabs	Vicodin 7.5 mg x 2 tabs now and tid	Vicodin ES x 2 @ 2355	David Buller, M.D., states that his original order was for Vicodin 5 mg x1 tid, and gave no verbal order for Vicodin.
6/15/02 @ 0200	038976	Vicodin ES x 2 tabs	Vicodin ES x 2 tabs PO	Vicodin ES x 2 @ 0200	Robert J. Gabbay, D.O., states that the order is not in his handwriting, and gave no verbal order for Vicodin.
6/15/02 @ 0215	049284	Vicodin ES x 2 tabs	Vicodin ES x 2 tabs PO	Vicodin ES x 2 @ 0215	Robert J. Gabbay, D.O., states that the order is not in his handwriting, and gave no verbal order for Vicodin.
6/15/02 @0300	003413	Vicodin ES x 2 tabs	Vicodin ES x 2 tabs PO	Vicodin ES x 2 @ 0330	Robert J. Gabbay, D.O., states that the order is not in his handwriting, and gave no verbal order for Vicodin.

Respondent's conduct was likely to deceive, defraud, or injure patients and the public, and constitutes a violation of Section 301.452(b)(10), Texas Occupations Code, and 22 TEX. ADMIN. CODE §217.12(20)&(22).

CHARGE II.

Respondent, on or about May 11, 2001, through June 15, 2001, while employed with East Texas Medical Center, Pittsburg, Texas, and on duty at the Gilmer Emergency Care Center, Gilmer, Texas, misappropriated Vicodin from the facility and patients thereof. Respondent's conduct was likely to defraud patients and the public.

The above action constitutes a violation of Section 301.452(b)(10), Texas Occupations Code, and 22 TEX. ADMIN. CODE §217.12(19).

CHARGE III.

Respondent, on or about August 30, 2001, while employed with Villa Visiting Nurses, Mount Pleasant, Texas, made false entries into the medical records of patient A.M., in that Respondent completed a Skilled Nursing Note for patient A.M. without properly assessing the patient. Respondent's conduct was likely to injure the patient.

The above action constitutes a violation of Section 301.452(b)(10), Texas Occupations Code, and 22 TEX. ADMIN. CODE §217.12(2), (4)&(20).

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NOTICE IS GIVEN that staff will present evidence in support of any recommended disposition of this matter pursuant to the factors stated in the Board's rule regarding penalty/sanction factors, 22 TEX. ADMIN. CODE § 213.33. NOTICE IS GIVEN that all statutes and rules cited in these Charges are incorporated as a part of this pleading.

Filed this 17th day of December, 2002.

BOARD OF NURSE EXAMINERS
FOR THE STATE OF TEXAS

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Attachments: Section 301.452(b)
~~Articles 4525(a) and (b), Texas Revised Civil Statutes Annotated, as amended~~
Section 213.33, 22 Texas Administrative Code (repeal and new chapter adopted 06/98, change effective 09/01/98. Amended 06/99, effective 07/20/99)
Section 217.12, 22 Texas Administrative Code

0999/D