

IN THE MATTER OF PRIVILEGE TO
PRACTICE FROM NEW MEXICO
REGISTERED NURSE LICENSE
NUMBER R62744 AND PERMANENT
REGISTERED NURSE LICENSE
NUMBER 437771 ISSUED TO
EE-YONG MOLLY CHIN

§
§
§
§
§
§
§

BEFORE THE TEXAS
BOARD OF NURSING
ELIGIBILITY AND
DISCIPLINARY COMMITTEE

ORDER OF THE BOARD

TO: EE-Yong Molly Chin
807 Courtland Drive
Mesquite, TX 75150

During open meeting held in Austin, Texas, on December 18, 2012, the Texas Board of Nursing Eligibility and Disciplinary Committee (hereinafter "Committee") heard the above-styled case, based on the failure of the Respondent to appear as required by 22 TEX. ADMIN. CODE Ch. 213.

The Committee 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(s) to practice 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.



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. Pappas
Executive Director of the Board

The 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 § 213.16(j)]. All parties have a right to judicial review of this Order.

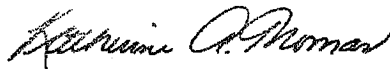
All proposed findings of fact and conclusions of law filed by any party not specifically adopted herein are hereby denied.

NOW, THEREFORE, IT IS ORDERED that Privilege to Practice from New Mexico Registered Nurse License Number R62744 and Permanent Registered Nurse License Number 437771, previously issued to EE-YONG MOLLY CHIN, to practice nursing in the State of Texas be, and the same is/are hereby, REVOKED.

IT IS FURTHER ORDERED that this Order SHALL be applicable to Respondent's nurse licensure compact privileges, if any, to practice nursing in the State of Texas.

Entered this 18th day of December, 2012.

TEXAS BOARD OF NURSING



BY:

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

Attachment: Formal Charge filed August 13, 2012.

Re: Privilege to Practice from
New Mexico Registered Nurse
License Number R62744 and
Permanent Registered Nurse License
Number 437771 Issued to
EE-YONG MOLLY CHIN
DEFAULT ORDER - REVOKE

CERTIFICATE OF SERVICE

I hereby certify that on the 20th day of December, 2012, a true and correct copy of the
foregoing DEFAULT ORDER was served and addressed to the following person(s), as follows:

Via USPS Certified Mail, Return Receipt Requested

EE-Yong Molly Chin
807 Courtland Drive
Mesquite, TX 75150



BY:

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

In the Matter of Privilege to Practice	§	BEFORE THE TEXAS
From New Mexico Registered Nurse	§	
License Number R62744 &	§	
Permanent Registered Nurse	§	
License Number 437771	§	
Issued to EE-YONG MOLLY CHIN,	§	
Respondent	§	BOARD OF NURSING

FORMAL CHARGES

This is a disciplinary proceeding under Section 301.452(b), Texas Occupations Code. Respondent, EE-YONG MOLLY CHIN, has a Privilege to Practice from New Mexico Registered Nurse License Number R62744 and a Registered Nurse holding License Number 437771 which is in delinquent 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 January 5, 2012, January 11, 2012, January 27, 2012, and February 16, 2012, while utilizing Respondent's Privilege to Practice from New Mexico Registered Nurse License Number R62744, and employed as a Registered Nurse with Home Care Providers of Texas, Dallas, Texas, Respondent falsely documented providing home health care visits to include vital signs, assessments and teaching to Patient MR#4286. At the time Respondent documented providing home health care to Patient MR#4286, said Patient MR#4286, had been treated at Lake Point Hospital until January 4, 2012, and was subsequently transferred to Beacon Hill Nursing and Rehabilitation on January 4, 2012, where she remained through February 16, 2012. Respondent's conduct defrauded the facility and patient of the cost of respondent's salary and the Medicare/Medicaid cost for visits that she did not actually make.

The above action constitutes grounds for disciplinary action in accordance with Section 301.452(b)(10), Texas Occupations Code and 22 TEX. ADMIN. CODE §217.12(1)(B), (C), (6)(A), (G), (H) & (11)(B).

NOTICE IS GIVEN that staff will present evidence in support of the recommended disposition of up to, and including, revocation of Respondent's license/s to practice nursing in the State of Texas pursuant to the Nursing Practice Act, Chapter 301, Texas Occupations Code and 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 Section 301.461, Texas Occupations Code. 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).

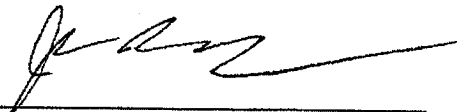
NOTICE IS GIVEN that all statutes and rules cited in these Charges are incorporated as part of this pleading and can be found at the Board's website, www.bon.texas.gov.

NOTICE IS GIVEN that to the extent applicable, based on the Formal Charges, the Board will rely on Adopted Disciplinary Sanction Policies for Nurses for Lying and Falsification, for Fraud, Theft and Deception, which can be found at the Board's website, www.bon.texas.gov.

NOTICE IS GIVEN that, based on the Formal Charges, the Board will rely on the Disciplinary Matrix, which can be found at www.bon.texas.gov/disciplinaryaction/discp-matrix.html.

Filed this 13 day of August, 2012.

TEXAS BOARD OF NURSING



-
- James W. Johnston, General Counsel
Board Certified - Administrative Law
Texas Board of Legal Specialization
State Bar No. 10838300
 - Jena Abel, Assistant General Counsel
State Bar No. 24036103
 - Lance Robert Brenton, Assistant General Counsel
State Bar No. 24066924
 - John R. Griffith, Assistant General Counsel
State Bar No. 24079751
 - Robert Kyle Hensley, Assistant General Counsel
State Bar No. 50511847
 - Nikki Hopkins, Assistant General Counsel
State Bar No. 24052269
 - John F. Legris, Assistant General Counsel
State Bar No. 00785533

TEXAS BOARD OF NURSING
333 Guadalupe, Tower III, Suite 460
Austin, Texas 78701
P: (512) 305-6811
F: (512) 305-8101 or (512)305-7401