

IN THE MATTER OF
PERMANENT REGISTERED NURSE
LICENSE NUMBER 720334
ISSUED TO
TONYA MARIE MOORE

§
§
§
§
§
§

BEFORE THE TEXAS
BOARD OF NURSING
ELIGIBILITY AND
DISCIPLINARY COMMITTEE



Patricia Thomas
Executive Director of the Board

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.

ORDER OF THE BOARD

TO: TONYA MARIE MOORE
209 N 4TH ST
CLARKSVILLE, MO 63336

During open meeting held in Austin, Texas, on **December 9, 2014**, 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.

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 Permanent Registered Nurse License Number 720334, previously issued to TONYA MARIE MOORE, 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 9th day of December, 2014.

TEXAS BOARD OF NURSING



BY:

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

Attachment: Formal Charge filed October 27, 2014.

Re: Permanent Registered Nurse License Number 720334
Issued to TONYA MARIE MOORE
DEFAULT ORDER - REVOKE

CERTIFICATE OF SERVICE

I hereby certify that on the 10 day of December, 2014, a true and correct copy of the foregoing DEFAULT ORDER was served and addressed to the following person(s), as follows:

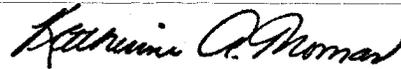
Via USPS Certified Mail, Return Receipt Requested

TONYA MARIE MOORE
209 N 4TH ST
CLARKSVILLE, MO 63336

Via USPS First Class Mail

TONYA MARIE MOORE
4718 SOUTH CROSBY PLACE
TERRE HAUTE, IN 47885

BY:



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

In the Matter of
Permanent Registered Nurse
License Number 720334
Issued to TONYA MARIE MOORE,
Respondent

§
§
§
§
§

BEFORE THE TEXAS

BOARD OF NURSING

FORMAL CHARGES

This is a disciplinary proceeding under Section 301.452(b), Texas Occupations Code. Respondent, TONYA MARIE MOORE, is a Registered Nurse holding License Number 720334 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 September 30, 2014, Respondent's Indiana registered nurse license was Revoked by the Indiana State Board of Nursing, Indianapolis, Indiana. A copy of the Indiana State Board of Nursing Order dated September 30, 2014, is attached and incorporated, by reference, as part of this pleading.

The above action constitutes grounds for disciplinary action in accordance with Section 301.452(b)(8), Texas Occupations Code.

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.

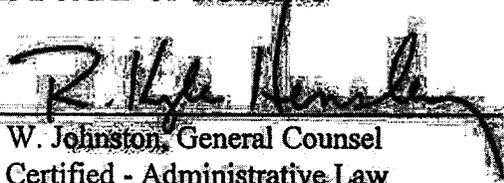
NOTICE IS GIVEN that to the extent applicable, based on the Formal Charges, the Board will rely on Adopted Disciplinary Sanction Policies for Lying and Falsification, which can be found at the Board's website, www.bon.texas.gov.

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.

NOTICE IS ALSO GIVEN that Respondent's past disciplinary history, as set out below and described in the Order(s) which is/are attached and incorporated by reference as part of these charges, will be offered in support of the disposition recommended by staff: Texas Board of Nursing Order dated October 23, 2008, Texas Board of Nursing Order Denying Petitioner's Request for Exception, and Indiana State Board of Nursing Order dated September 30, 2014.

Filed this 27th day of October, 2014.

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

Natalie E. Adelaja, Assistant General Counsel
State Bar No. 24064715

John R. Griffith, Assistant General Counsel
State Bar No. 24079751

Robert Kyle Hensley, Assistant General Counsel
State Bar No. 50511847

John F. Legris, Assistant General Counsel
State Bar No. 00785533

John Vanderford, Assistant General Counsel
State Bar No. 24086670

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

Attachments: Texas Board of Nursing Order dated October 23, 2008, Texas Board of Nursing Order Denying Petitioner's Request for Exception, and Indiana State Board of Nursing Order dated September 30, 2014.

D/2014.08.18

5. Respondent's nursing employment history includes:

08/2005 - 05/2006	Staff Nurse	St. David's Medical Center Austin, Texas
06/2006 - 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 St. David's Medical Center, Austin, Texas, and had been in this position for six (6) months.

7. On or about February 13, 2006, while employed as a Relief Nurse and assigned to the Emergency Room at St. David's Medical Center, Austin, Texas, Respondent failed to appropriately assess and intervene when Patient CJ complained of severe pain in her left arm after an intravenous (IV) line was erroneously inserted into an artery and IV medications were administered. Within minutes of administration of the IV medications, the patient began complaining of severe pain in her entire arm, then the pain localized to her left hand, which had developed significant discoloration. Another nurse entered the patient's room, found the patient crying uncontrollably due to pain in her left hand, determined there to be pulsating at the hub of the IV catheter, and discontinued the IV. The other nurse reported to the Charge Nurse that the IV site required several minutes of direct pressure when the catheter was discontinued and that the blood was bright red. Respondent did not consult with the Charge Nurse regarding any issues with this patient. The patient required an extended admission to the hospital for treatment of vasculitis (inflammation of blood vessel), and further outpatient therapy was recommended upon her discharge. Respondent's conduct contributed to the patient's suffering pain unnecessarily and to the patient developing vasculitis.

8. On or about February 13, 2006, while employed as a Relief Nurse and assigned to the Emergency Room at St. David's Medical Center, Austin, Texas, Respondent failed to timely notify a physician and/or failed to document physician notification regarding the status of the aforementioned Patient CJ. Respondent documented administration of IV Phenergan (for nausea) and Dilaudid (pain medication) at 1520 hours, and a pain rating of ten out of ten (10/10). Almost an hour later, Respondent documented that the patient complained of headache and left hand pain, noted a blood pressure of 205/105, and documented that the physician was notified. At 1700 hours, Respondent documented that the physician visited the patient and "believes IV to be arterial." Respondent's conduct was likely to harm the patient from unnecessary pain and may have delayed medical care. Respondent did not consult with the Charge Nurse regarding any issues with this patient.

9. On or about February 13, 2006, while employed as a Relief Nurse and assigned to the Emergency Room at St. David's Medical Center, Austin, Texas, Respondent failed to timely document in the medical record of Patient CJ regarding insertion of the IV and the change in condition of the patient's left arm/hand. Although Respondent inserted the IV at 1515 hours and noted "hand pain" at 1615 hours, she did not document a full assessment until 1700 hours, after another nurse discovered the IV catheter was in an artery, and even then failed to note the documentation as a late entry. Respondent's conduct resulted in an incomplete medical record.

10. In response to the incident in Findings of Fact Numbers Seven (7) through Nine (9) Respondent states that the patient "made absolutely no complaint" upon insertion of the IV, and only complained of a burning sensation to the entire arm following IV administration of Phenergan. Respondent points out that burning is not an uncommon complaint following administration of Phenergan and states that the patient did not complain of "a localized pain anywhere else." Respondent asserts that all medications flushed quite easily and the patient did not complain with the initial saline flush or with the administration of Dilaudid. Respondent further asserts that although she was a "new nurse," she had been initiating IV lines since 1998 as both a Paramedic and EMT, and was fully aware of what an arterial line looked like when started inadvertently. Respondent indicates that the IV she started on Patient CJ had none of the characteristics of an arterial line. According to Respondent, she was in contact with the attending physician on multiple occasions, which she admits were not all documented. Respondent states that she alerted the physician to the patient's complaints of pain on several occasions, and that she "most certainly" alerted the physician immediately when the patient complained of discoloration to the "ring/pinky finger" on the affected hand. Respondent asserts that she requested on several occasions that the physician evaluate the patient's complaints of pain and discoloration, and that she believes the physician went to see the patient before going to have a Computed Axial Tomography scan. Respondent states that at this point the physician notified her that he believed the line to be arterial and that he had another nurse discontinue the IV. Respondent states that the latter was documented at the time the physician "alleged" that the line was arterial in nature, and was only done to reinforce that the line showed absolutely no sign of being arterial upon placement and had nothing to do with the patient's complaints of pain and discoloration.

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)(D),(1)(M)&(1)(P) and 217.12(1)(A),(1)(B)&(4).
4. The evidence received is sufficient cause pursuant to Section 301.452(b) and 304.001, Article 3(c), Texas Occupations Code, to take disciplinary action against Registered Nurse License Number 720334 and Multistate License Privilege related to Indiana Registered Nurse License Number 28177223A, heretofore issued to TONYA MARIE MOORE, including revocation of Respondent's license and privilege to practice professional nursing in the State of Texas.

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)(D),(1)(M)&(1)(P) and 217.12(1)(A),(1)(B)&(4).

ORDER

IT IS THEREFORE AGREED and ORDERED, subject to ratification by the

Texas Board of Nursing, that RESPONDENT SHALL receive the sanction of a WARNING WITH STIPULATIONS, 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 and

multistate licensure privilege are 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, 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 courses' 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

courses are not approved.

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>

(2) RESPONDENT SHALL, within one (1) year of entry of this Order, successfully complete a course in physical assessment. 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 shall include Nurses. The didactic portion of this course shall be a minimum of six (6) hours in length. RESPONDENT SHALL perform physical assessments on live patients in a clinical setting for a minimum of twenty-four (24) hours. The clinical component SHALL focus on tasks of physical assessment only and shall be provided by the same Registered Nurse who provides the didactic portion of this course. To be approved, the course shall cover all systems of the body. Performing assessments on mock patients or mannequins WILL NOT be accepted. 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>.*

(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 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>.*

IT IS FURTHER AGREED, SHOULD RESPONDENT PRACTICE AS A NURSE IN THE STATE OF TEXAS, RESPONDENT WILL PROVIDE DIRECT PATIENT CARE AND PRACTICE IN A HOSPITAL, NURSING HOME, OR OTHER CLINICAL SETTING AND RESPONDENT MUST WORK IN SUCH SETTING A MINIMUM OF SIXTY-FOUR (64) HOURS PER MONTH UNDER THE FOLLOWING STIPULATIONS FOR ONE (1) YEAR

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>.*

OF EMPLOYMENT. THE LENGTH OF THE STIPULATION PERIOD WILL BE EXTENDED UNTIL SUCH TWELVE (12) MONTHS HAVE ELAPSED. PERIODS OF UNEMPLOYMENT OR OF EMPLOYMENT THAT DO NOT REQUIRE THE USE OF A REGISTERED NURSE (RN) LICENSE WILL NOT APPLY TO THIS STIPULATION PERIOD.

(5) RESPONDENT SHALL notify each present employer in nursing of this Order of the Board and the stipulations on RESPONDENT's license and/or privilege. RESPONDENT SHALL present a complete copy of this Order and all Proposals for Decision issued by the Administrative Law Judge, if any, to each present employer within five (5) days of receipt of this Order. RESPONDENT SHALL notify all future employers in nursing of this Order of the Board and the stipulations on RESPONDENT's license and/or privilege. RESPONDENT SHALL present a complete copy of this Order and all Proposals for Decision issued by the Administrative Law Judge, if any, to each future employer prior to accepting an offer of employment.

(6) RESPONDENT SHALL CAUSE each present employer in nursing to submit the Notification of Employment form, which is provided to the Respondent by the Board, to the Board's office within ten (10) days of receipt of this Order. RESPONDENT SHALL CAUSE each future employer to submit the Notification of Employment form, which is provided to the Respondent by the Board, to the Board's office within five (5) days of employment as a nurse.

(7) RESPONDENT SHALL be supervised by a Registered Nurse who is on the premises. The supervising nurse is not required to be on the same unit or ward as RESPONDENT, but should be on the facility grounds and readily available to provide assistance and intervention if necessary. The supervising nurse shall have a minimum of two (2) years experience in the same or

similar practice setting to which the Respondent is currently working. RESPONDENT SHALL work only on regularly assigned, identified and predetermined unit(s). The RESPONDENT SHALL NOT be employed by a nurse registry, temporary nurse employment agency, hospice, or home health agency. RESPONDENT SHALL NOT be self-employed or contract for services. Multiple employers are prohibited.

(8) RESPONDENT SHALL CAUSE each employer to submit, on forms provided to the Respondent by the Board, periodic reports as to RESPONDENT's capability to practice nursing. These reports shall be completed by the Registered Nurse who supervises the RESPONDENT. These reports shall be submitted by the supervising nurse to the office of the Board at the end of each three (3) month period for one (1) year of employment as a nurse.

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.

BALANCE OF THIS PAGE INTENTIONALLY LEFT BLANK.

CONTINUED ON NEXT PAGE.

These reports shall be completed by the Registered Nurse who supervises the RESPONDENT. These reports shall be submitted to the office of the Board at the end of each three (3) month period for one (1) year of employment as a nurse.

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.

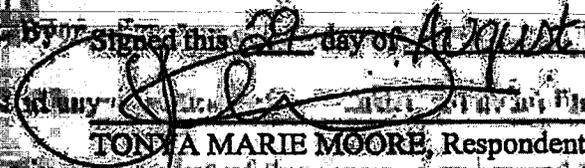
BALANCE OF THIS PAGE INTENTIONALLY LEFT BLANK.

CONTINUED ON NEXT PAGE.

RESPONDENT'S CERTIFICATION

I understand that I have the right to legal counsel prior to signing this Agreed Order. I 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 this Order is subject to ratification by the Board. When this Order is ratified, the terms of this Order become effective, and 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 and multistate licensure privileges to practice professional nursing in the State of Texas; as a consequence of my noncompliance.

I signed this 29 day of August, 2008


TONIA MARIE MOORE, Respondent

I understand that this Order is subject to ratification by the Board. When this Order is ratified, the terms of this Order become effective, and 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 and multistate licensure privileges to practice professional nursing in the State of Texas; as a consequence of my noncompliance.

Sworn to and subscribed before me this 29 day of August, 2008.

SEAL
Notary Public in and for the State of Missouri

B. JACKSON JONES
Notary Public - Notary Seal
State of Missouri
Commissioned for Pike County
My Commission Expires February 17, 2011
Commission Number: 07424969


TONIA MARIE MOORE, Respondent

B. JACKSON JONES
Notary Public - Notary Seal
State of Missouri
Commissioned for Pike County
My Commission Expires February 17, 2011
Commission Number: 07424969

WHEREFORE, PREMISES CONSIDERED, the Texas Board of Nursing does hereby ratify and adopt the Agreed Order that was signed on the 29th day of August, 2008, by TONYA MARIE MOORE, Registered Nurse License Number 720334 and Indiana Registered Nurse License Number 28177223A, and said Order is final.

Effective this 23rd day of October, 2008.


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



WHEREFORE, PREMISES CONSIDERED, the Texas Board of Nursing does hereby ratify and adopt the Agreed Order that was signed on the 29th day of August, 2008, by TONYA MARIE MOORE, Registered Nurse License Number 720334 and Indiana Registered Nurse License Number 28177223A, and said Order is final.

Effective this 23rd day of October, 2008.


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

BEFORE THE BOARD OF NURSE EXAMINERS
FOR THE STATE OF TEXAS

In the Matter of Permanent Certificate § ORDER DENYING
Number 720334 issued to § PETITIONER'S REQUEST
TONYA MARIE MOORE § FOR EXCEPTION



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

On the 23th day of March, 2010, the Eligibility and Disciplinary Committee of the

Board of Nurse Examiners met at the Board's office at 333 Guadalupe, Austin, Texas. Board

members present were: Deborah Hughes Bell, CLU, ChFC; Richard Gibbs, LVN; and Kristin

Benton, MSN, RN. Also present were: Katherine A. Thomas, MN, RN, Executive Director; James

W. Johnston, General Counsel; Lance Brenton, Assistant General Counsel; Nikki Hopkins, Assistant

General Counsel; Anthony Diggs, MSCJ, Director of Enforcement; Cynthia LoCastro, Legal

Assistant; Anison Hassinger, Legal Secretary; Earl E. Stearns, Supervising Investigator; and Diane

E. Burell, Investigator.

The Committee considered the request for exception submitted by TONYA MARIE

MOORE, Registered Nurse License Number 720334, to TONYA MARIE MOORE.

Upon considering the evidence presented, the Committee determined that Ms. Moore's request for exception should be denied.

IT IS THEREFORE ORDERED that the request for exception presented by TONYA MARIE MOORE on March 23, 2010, be denied.

Entered this 23rd day of March, 2010.

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



Upon considering the evidence presented, the Committee determined that Ms. Moore's request for exception should be denied.

IT IS THEREFORE ORDERED that the request for exception presented by TONYA MARIE MOORE on March 23, 2010, be denied.

BEFORE THE INDIANA STATE
BOARD OF NURSING
CAUSE NO: 2011 NB 268

FILED
SEP 30 2014
Indiana Professional
Licensing Agency

IN THE MATTER OF THE LICENSE OF:)
TONYA MOORE, R.N.)
LICENSE NO: 28177223A)

**FINDINGS OF FACT, ULTIMATE FINDINGS OF FACT, CONCLUSIONS OF LAW
AND ORDER**

The Indiana State Board of Nursing ("Board") held a hearing on September 18, 2014, in the Auditorium of the Indiana Government Center South, 302 West Washington Street, Indianapolis, Indiana 46204, regarding the Administrative Complaint filed against the Registered Nurse ("R.N.") license of Tonya Moore ("Respondent").

On April 23, 2014, the Indiana Professional Licensing Agency ("IPLA") sent notice to Respondent's last reported address informing Respondent of the date, time, and place of a pre hearing/settlement conference on May 14, 2014. Respondent did not appear in person or by counsel. The State of Indiana ("Petitioner") was represented by Jason Gross, Deputy Attorney General. The Board then issued a notice of proposed default on August 18, 2014, which ordered Respondent to file a motion opposing a default order within seven (7) days of the notice. Respondent did not respond to the order within the time specified by Indiana law.

The Board, after considering the evidence presented and taking official notice of its file in this matter, by a vote of 8-0-0, finds Respondent to be in DEFAULT. The Board, by another vote of 8-0-0, issues the following Findings of Fact, Conclusions of Law, and Order:

On May 14, 2014, the Indiana Professional Licensing Agency ("IPLA") sent notice to Respondent's last reported address informing Respondent of the date, time, and place of a pre hearing/settlement conference on May 14, 2014. Respondent did not appear in person or by counsel. The State of Indiana ("Petitioner") was represented by Jason Gross, Deputy Attorney General. The Board then issued a notice of proposed default on August 18, 2014, which ordered Respondent to file a motion opposing a default order within seven (7) days of the notice. Respondent did not respond to the order within the time specified by Indiana law.

The Board, after considering the evidence presented and taking official notice of its file in this matter, by a vote of 8-0-0, finds Respondent to be in DEFAULT. The Board, by another vote of 8-0-0, issues the following Findings of Fact, Conclusions of Law, and Order:

FINDINGS OF FACT

1. Respondent's address on file with the Indiana Professional Licensing Agency is 4718 South Crosby Place, West Terre Haute, Indiana 47885.

2. Respondent is a Registered Nurse ("R.N.") in the State of Indiana holding license number 28177223A. Respondent's license was issued on February 20, 2008 and expires on October 31, 2015.

3. Respondent's license was issued on February 20, 2008 and expires on October 31, 2015.

4. Respondent's Indiana nursing license was placed on probation by the Indiana State Board of Nursing ("Board") on February 29, 2012. This was due to Respondent not disclosing discipline from the Texas Board of Nursing ("Texas Board") on her 2009 Indiana renewal application, and as a Registered Nurse ("R.N.") in the State of Indiana.

5. On March 28, 2012, the Missouri State Board of Nursing ("Missouri Board") revoked Respondent's license.

6. The Missouri Board revoked the Respondent's license due to the Respondent's failure to comply with an order issued on April 20, 2011, which placed Respondent's license on probation. Specifically, Respondent failed to furnish employment evaluations to the Missouri Board. Respondent failed to appear at her hearing and was held in default.

7. On October 31, 2013, Respondent answered "no" to the question, which states "Since you last renewed, has any professional license, certificate, registration or permit you hold or have held been disciplined or are any formal charges pending?"

8. Respondent's license was

9. The Missouri Board revoked the Respondent's license due to the Respondent's failure to comply with an order issued on April 20, 2011, which placed Respondent's license on probation. Specifically, Respondent failed to furnish employment evaluations to the Missouri Board.

ULTIMATE FINDINGS OF FACT

Respondent's conduct as described above constitutes a violation of Ind. Code § 25-19-4(a)(4)(D).

CONCLUSIONS OF LAW

Respondent's violation is cause for disciplinary sanctions which may be imposed singly or in combination such as censure, a letter of reprimand, probation, suspension, or revocation and a fine up to the amount of one thousand dollars (\$1,000) per violation as detailed in Ind. Code § 25-1-9-9.

ULTIMATE ORDER

Respondent's nursing license is hereby **REVOKED**.

SO ORDERED, this 30th day of September, 2014.

INDIANA STATE BOARD OF NURSING

By:

Maurice Bennett

for
Nicholas W. Rhoad
Executive Director
Indiana Professional Licensing Agency

SO ORDERED, this 30th day of September, 2014.

INDIANA STATE BOARD OF NURSING

By:

Maurice Bennett

for
Nicholas W. Rhoad
Executive Director
Indiana Professional Licensing Agency

CERTIFICATE OF SERVICE

I certify that a copy of the "Findings of Fact, Ultimate Findings of Fact, Conclusions of Law and Order" has been duly served upon:

Tonya Moore
4718 S. Crosby Place
West Terre Haute, Indiana 47885
Service by U.S. Mail

Jason Cross
Deputy Attorney General
Office of the Indiana Attorney General
302 West Washington Street
IGCS - 5th Floor
Indianapolis, Indiana 46204
Service by Email

I certify that a copy of the Findings of Fact, Ultimate Findings of Fact, Conclusions of Law and Order has been duly served upon:

11/30/14
Date: 11/30/14
4718 S. Crosby Place
West Terre Haute, Indiana 47885
Indiana State Board of Nursing
Indiana Government Center South
402 West Washington St., Room W072
Indianapolis, IN 46204
Phone: 317-234-2043
Fax: 317-233-4236
Email: pla2@pla.in.gov

Lisa Chapman
Lisa Chapman

Indianapolis, Indiana 46204
Service by Email

Explanation of Service Methods

- Personal Service:** by delivering a true copy of the aforesaid document(s) personally.
- Service by U.S. Mail:** by serving a true copy of the aforesaid document(s) by First Class U.S. Mail, postage prepaid.
- Service by Email:** by sending a true copy of the aforesaid document(s) to the individual's electronic mail address.

11/30/14
Date:

Lisa Chapman
Lisa Chapman

Indiana State Board of Nursing
Indiana Government Center South
402 West Washington St., Room W072
Indianapolis, IN 46204
Phone: 317-234-2043
Fax: 317-233-4236
Email: pla2@pla.in.gov

Explanation of Service Methods

- Personal Service:** by delivering a true copy of the aforesaid document(s) personally.
- Service by U.S. Mail:** by serving a true copy of the aforesaid document(s) by First Class U.S. Mail, postage prepaid.
- Service by Email:** by sending a true copy of the aforesaid document(s) to the individual's electronic mail address.