

IN THE MATTER OF
PERMANENT REGISTERED NURSE
LICENSE NUMBER 693505
ISSUED TO
KRISTI GENTRY

§
§
§
§
§

BEFORE THE TEXAS
BOARD OF NURSING

ELIGIBILITY AND
DISCIPLINARY COMMITTEE



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 Thomas
Executive Director of the Board

ORDER OF THE BOARD

TO: KRISTI GENTRY
814 SMITH LANE
SEAGOVILLE, TX 75159

During open meeting held in Austin, Texas, on **Tuesday, 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 693505, previously issued to KRISTI GENTRY, 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 Charges filed October 9, 2014.

Re: Permanent Registered Nurse License Number 693505
Issued to KRISTI GENTRY
DEFAULT ORDER - REVOKE

CERTIFICATE OF SERVICE

I hereby certify that on the 11 day of Dec, 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

KRISTI GENTRY
814 SMITH LANE
SEAGOVILLE, TX 75159

Katherine A. Thomas

BY:

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



I certify this to be a true copy of the records on file with the Texas Board of Nursing.

Date:

Signed:

12/16/14

In the Matter of § **BEFORE THE TEXAS**
Permanent Registered Nurse §
License Number 693505 §
Issued to KRISTI GENTRY, §
Respondent § **BOARD OF NURSING**

FORMAL CHARGES

This is a disciplinary proceeding under Section 301.452(b), Texas Occupations Code. Respondent, KRISTI GENTRY, is a Registered Nurse holding License Number 693505, 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.

On or about July 18, 2012, through October 1, 2012, while employed as a Registered Nurse with Methodist Charlton Medical Center, Dallas, Texas, Respondent withdrew twenty-four (24) syringes/vials of Hydromorphone from the Medication Administration System (Omniceil) for patients AIG, MDF, CJ, MDA, LA, DLG, LBG, CLC, ARC, and JMP, on eleven (11) days she was not on duty. Respondent's conduct was likely to deceive the pharmacy and is a violation of Chapter 481 (Controlled Substances Act) of the Texas Health and Safety Code.

The above action constitutes grounds for disciplinary action in accordance with Section 301.452(b)(10), Texas Occupations Code, and is a violation of 22 TEX. ADMIN. CODE §217.12(1)(B),(4),(6)(G)&(11)(B).

CHARGE II.

On or about July 21, 2012, through October 11, 2012 while employed as a Registered Nurse with Methodist Charlton Medical Center, Dallas, Texas, Respondent withdrew Hydromorphone from the Medication Dispensing System (Omniceil) for patients but failed to document, or accurately and completely document, the administration of the medications in the patients' Medication Administration Record (MAR) and/or Nurse's Notes, as summarized below:

Date	Patient	Physician's Orders	Medication Dispensing System (Omniceil)		MAR	Nurse's Notes	Wastage
			Time	Quantity			
07-21-12	HLW	Hydromorphone 1mg/1ml injection IV ONE ordered at 0759	0844	1 Syringe	Not Documented	Not Documented	None Documented

Date	Patient	Physician's Orders	Medication Dispensing System (Omniceil)		MAR	Nurse's Notes	Wastage
			Time	Quantity			
07-21-12	JRE	Hydromorphone 1mg/1ml Injection IV ONE ordered at 1012	Hydromorphone 2mg/1ml 1010	1 Vial	Not Documented	Not Documented	None Documented
07-21-12	JRE	Hydromorphone 2gm/1ml Injection IV ONE ordered at 1320	Hydromorphone 2mg/1ml 1318	1 Vial	Not Documented	Respondent documented Pain level 10 at 1111. Nurse Stanford documented pain level 10 at 1207.	None Documented
07-25-12	JWB	No Order	Hydromorphone 2mg/1ml 1839	1 Vial	Not Documented	None Documented	None Documented
07-26-12	DRM	Hydromorphone 1mg/1ml Injection IV STAT ordered at 1116	Hydromorphone 1mg/1ml 11 21	2 Syringes	Not Documented	Not Documented	None Documented
09-13-12	BLP	Hydromorphone 1mg/1ml Injection IV STAT ordered at 1614	Hydromorphone 2mg/1ml 1614	1 Vial	Hydromorphone 1mg administered IV to right subclavian at 1620	None Documented	None Documented
09-13-12	BLP	Hydromorphone 2mg/1ml Injection IV ONE ordered at 1616	Hydromorphone 2mg/1ml 1845	1 Vial	Not Documented	Respondent documented pain level 5 at 1654	None Documented
10-03-12	PJM	No Order	Hydromorphone 1mg/1ml 1862	1 Syringe	Not Documented	Not Documented	None Documented
10-10-12	LAW	Hydromorphone 2mg/1ml Injection IM/IV STAT prn pain	Hydromorphone 1mg/1ml 1217	1 Syringe	Not Documented	Not Documented	None Documented
10-10-12	LAW	Hydromorphone 2mg/1ml Injection IM/IV STAT prn pain	Hydromorphone 1mg/1ml 1528	1 Syringe	Not Documented	Not Documented	None Documented
10-11-12	EBC	No Order	Hydromorphone 1mg/ml 0643	1 Syringe	Not Documented	Not Documented	None Documented
10-11-12	EBC	No Order	Hydromorphone 1mg/1ml 0808	1 Syringe	Not Documented	Not Documented	None Documented

Date	Patient	Physician's Orders	Medication Dispensing System (Omnicell)		MAR	Nurse's Notes	Wastage
			Time	Quantity			
10-11-12	LLL	No Order	Hydromorphone 1mg/1ml		Not Documented	Respondent documented pain level 1 at 1113	None Documented
			1045	1 Syringe			
10-11-12	LLL	No Order	Hydromorphone 1mg/1ml		Not Documented	Not Documented	None Documented
			1515	1 Syringe			

Respondent's conduct created inaccurate medical records and was likely to injure the patients, in that subsequent care givers would rely on her documentation to further medicate the patients, which could result in an overdose. Furthermore, Respondent's conduct placed the hospital in violation of Chapter 481 (Controlled Substances Act) of the Texas Health and Safety Code.

The above action constitutes grounds for disciplinary action in accordance with Section 301.452(b)(10)&(13), Texas Occupations Code, and is a violation of 22 TEX. ADMIN. CODE §§217.11(1)(A)&(1)(D) and 217.12(1)(A),(1)(C),(4)&(11)(B).

CHARGE III.

On or about December 30, 2012, while employed with Texas Regional Medical Center at Sunnyvale, Sunnyvale, Texas, Respondent removed two (2) Dilaudid 2mg vials, from the Medication Dispensing System (Pyxis) for two (2) patients who were not assigned to her care, as summarized below:

Date	Patient	Physician's Orders	Medication Dispensing System (Pyxis)		MAR	Nurse's Notes	Wastage
			Time	Quantity			
12-30-12	AC	Dilaudid 2mg IM	Hydromorphone 2mg/1ml		Not Documented	Not Documented	None Documented
			1123	1 Vial			
12-30-12	BAT	No Orders	Hydromorphone 2mg/1ml		Not Documented	Not Documented	None Documented
			1326	1 Vial			

Respondent's conduct was likely to deceive the pharmacy and patient of the cost of the medication.

The above action constitutes grounds for disciplinary action in accordance with Section 301.452(b)(10), Texas Occupations Code, and is a violation of 22 TEX. ADMIN. CODE §217.12(1)(B)&(4).

CHARGE IV.

On or about December 30, 2012, while employed as a Registered Nurse with Texas Regional Medical Center at Sunnyvale, Sunnyvale, Texas, Respondent misappropriated two (2) vials of Dilaudid 2mg belonging to the facility and patients, thereof, or failed to take precautions to prevent such misappropriation in that she admitted to the nursing supervisor that she removed two vials of Dilaudid 2mg from the Pyxis for her own use. Respondent's conduct was likely to defraud the facility and patients, thereof, of the cost of the medications, and is a violation of Chapter 481 (Controlled Substances Act) of the Texas Health and Safety Code.

The above action constitutes grounds for disciplinary action in accordance with Section 301.452(b)(10), Texas Occupations Code, and is a violation of 22 TEX. ADMIN. CODE §217.12(4),(6)(G),(8),(10)(E)&(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 with Substance Abuse, Misuse, Substance Dependency, or other Substance Use Disorder, and for Fraud, Theft and Deception, which can be found at the Board's website, www.bon.texas.gov.

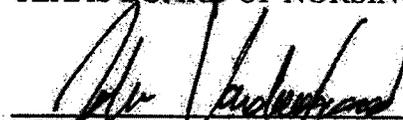
NOTICE IS ALSO GIVEN that Respondent's past disciplinary history, as set out below and described in the Order(s) which is/are attached and incorporated by reference as part of these charges, will be offered in support of the disposition recommended by staff: Order dated May 31, 2011.

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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 9 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

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

Attachments: Order of the Board issued to Respondent on May 31, 2011.

D/2014.08.18



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

In the Matter of Registered Nurse § AGREED
License Number 693505 §
issued to KRISTI GENTRY § ORDER

On this day the Texas Board of Nursing, hereinafter referred to as the Board, considered the matter of KRISTI GENTRY, Registered Nurse License Number 693505, 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 proceedings, notice and hearing, and agreed to the entry of this Order offered on December 10, 2010, 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(s).
2. Respondent waived representation by counsel, informal proceedings, 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 an Associate Degree in Nursing from El Centro College, Dallas, Texas, on January 16, 2001. Respondent was licensed to practice professional nursing in the State of Texas on February 13, 2003.
5. Respondent's nursing employment history includes:

2/2003-4-2002	Unknown	
5/2002-7/2010	RN	Texas Health Presbyterian Hospital Dallas, Texas

Respondent's nursing employment history continued:

8/2010 - Present Unknown

6. At the time of the incident, Respondent was employed as a RN with Texas Health Presbyterian Hospital, Dallas, Texas, and had been in this position for eight (8) years and two (2) months.
7. On or about June 29, 2010, while employed with Texas Health Presbyterian Hospital, Dallas, Texas, and on duty in the emergency department, Respondent took a photo of a patient without his consent and uploaded the photo to her Face Book account using the Mobile Upload application through Face Book Mobile and Respondent wrote comments regarding the photo which identified the patient's diagnosis, gender, and the condition he was found in prior to arriving at the hospital via Emergency Medical Services. Respondent's conduct exposed the patient unnecessarily to a risk of harm from disclosure of his confidential medical information without his written authorization.
8. In response to the incident in Findings of Fact Number Seven (7), Respondent states that she did not take the picture of the patient's legs and denies that she uploaded the picture to her Face Book account. Respondent states the picture was a photo of a person's feet with no name attached, no race or sex could be identified, nothing in the photo suggests where the photo was taken, no date or time was on the photo, and no names were attached anywhere on the photo to be identified as who the person was, where it was taken, or in what setting. Respondent states it actually looked like it could have come from an Anatomy/Physiology book. Respondent states she regrets that she made comments on the picture and that the situation even took place.

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 violation of Section 301.452(b)(10)&(13), Texas Occupations Code, and 22 TEX. ADMIN. CODE §§217.11(1)(A)&(1)(E) and 217.12(1)(B).
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 693505, heretofore issued to KRISTI GENTRY, including revocation of Respondent's license(s) to practice nursing in the State of Texas.

ORDER

IT IS THEREFORE AGREED and ORDERED that RESPONDENT SHALL receive the sanction of REMEDIAL EDUCATION AND A FINE, 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 nurse licensure compact privileges, if any, to practice nursing in the State of Texas.

IT IS FURTHER AGREED and ORDERED that while Respondent's license(s) is/are encumbered by this Order, Respondent may not work outside the State of Texas pursuant to a nurse licensure compact 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) 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 Substance Abuse, Misuse, Substance Dependency, or other Substance Use Disorder;

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. *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 the course "Patient Privacy," a 5.4 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://learningext.com/hives/26c68c0322/summary>

(3) 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://learningext.com/hives/a0f6f3e8a0/summary>

(4) RESPONDENT SHALL pay a monetary fine in the amount of five hundred (\$500.00) dollars. RESPONDENT SHALL pay this fine within forty-five (45) days of entry of this Order. Payment is to be made directly to the Texas Board of Nursing in the form of cashier's check or U.S. money order. Partial payments will not be accepted.

IT IS FURTHER AGREED, that upon full compliance with the terms of this Order, all encumbrances will be removed from RESPONDENT'S license(s) to practice nursing in the State of Texas and RESPONDENT shall be eligible for nurse licensure compact privileges, if any.

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RESPONDENT'S CERTIFICATION

I understand that I have the right to legal counsel prior to signing this Agreed Order.

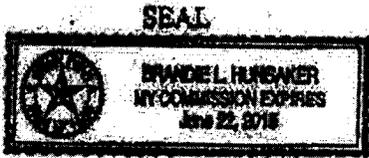
I waive representation by counsel. I have reviewed this Order. I neither admit nor deny the violations alleged herein. By my signature on this Order, I agree to the Findings of Fact, Conclusions of Law, Order, and any conditions of said Order, to avoid further disciplinary action in this matter. I waive 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(s) to practice nursing in the State of Texas, as a consequence of my noncompliance.

Signed this 31st day of May, 2011.

Kristi Gentry
KRISTI GENTRY Respondent

Sworn to and subscribed before me this 31 day of May, 2011.

Brandi L. Hunsaker
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 31st day of May, 2011, by KRISTI GENTRY, Registered Nurse License Number 693505, and said Order is final.

Effective this 31st day of May, 2011.



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