

BEFORE THE BOARD OF NURSE EXAMINERS
FOR THE STATE OF TEXAS

In the Matter of Permanent Certificate §
Number 594551 issued to § AGREED ORDER
JENNIFER LYNN FAULKNER §

An investigation by the Board produced evidence indicating that JENNIFER LYNN FAULKNER, hereinafter referred to as Respondent, may have violated Article 4525(b)(12), Revised Civil Statutes of Texas, as amended.

An informal conference was held on November 1, 1995, at the office of the Board of Nurse Examiners, in accordance with Article 4524C, Revised Civil Statutes of Texas, as amended.

Respondent appeared in person. Respondent was notified of her right to be represented by legal counsel and elected to waive representation by counsel. In attendance were Katherine A. Thomas, MN, RN, Executive Director; Iris Snell, Board Member; Roy Rawls, Assistant General Counsel; Anthony L. Diggs, Supervising Investigator; and Gary Walters, RN, Investigator.

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, notice, hearing, and consented to the entry of this order.
3. Respondent is currently licensed to practice professional nursing in Texas.
4. Respondent graduated from San Antonio College with an Associate Degree in Nursing in May 1993, and received a license to practice professional nursing in Texas in September 1993.

5. Upon graduation from the nursing program, Respondent was employed at Southwest General Hospital, San Antonio, Texas, where she worked in telemetry and med-surg from July 1993 until her termination in February 1995.
6. On or about February 22, 1995, while employed at Southwest General Hospital, San Antonio, Texas, Respondent was assigned to care for patient #10089092, an 84 year old female with multiple diagnosis including Cancer of the pancreas, as part of her nursing assignment. The patient was transferred from Southwest General Hospital to another facility for a endoscopic procedure at about 0730 on this date, and returned to Southwest General Hospital at about 1500. Respondent failed to assess the patient prior to the patient's transfer to the other facility, but did assess the patient after the patient's return at approximately 1630. Respondent documented the assessment as being done at 0900, while the patient was physically at the other facility. In the assessment documented by Respondent, she inaccurately documented the patient's skin color, omitted vital signs and failed to document the condition of the IV insertion site. Respondent's actions resulted in an inaccurate medical record and failed to establish an accurate baseline assessment from which changes could be detected.
7. On the same date at the aforementioned facility, Respondent was informed at about 1755 by a nurse tech that patient #10089092 was without vital signs or respiratory effort. Respondent asked staff to initiate a "Code Blue" but gathered other staff and assembled equipment before ventilating the patient, while waiting for the "Code Team" to arrive. Respondent's failure to institute prompt intervention delayed treatment and decreased the patient's chances of a successful resuscitation. The patient was pronounce dead at 1805.

CONCLUSIONS OF LAW

1. Pursuant to Article 4525, Revised Civil Statutes of Texas, the Board has jurisdiction over this matter.
2. Notice was served in accordance with law.
3. The evidence received was sufficient to prove violation(s) of Article 4525(b)(12), TEX. REV. CIV. STAT. ANN., and 22 TEX. ADMIN. CODE §217.11(3),(4)&(7).
4. The activities of the Respondent constituted sufficient cause pursuant to Article 4525(b), TEX. REV. CIV. STAT. ANN., to take disciplinary action against license number 594551, heretofore issued to JENNIFER LYNN FAULKNER.

AGREED SANCTIONS

IT IS THEREFORE AGREED, subject to ratification by the Board of Nurse Examiners, that RESPONDENT SHALL receive the sanction of a reprimand with stipulations, and RESPONDENT SHALL comply in all respects with the Nursing Practice Act, Revised Civil Statutes of Texas as amended, Art. 4513 et. seq., the Rules and Regulations Relating to Professional Nurse Education, Licensure and Practice, 22 TEX. ADMIN. CODE §211.01 et. seq. and this order.

IT IS FURTHER AGREED that RESPONDENT SHALL comply with the following stipulations for one (1) year:

(1) RESPONDENT SHALL deliver the wallet-size license issued to JENNIFER LYNN FAULKNER, to the office of the Board of Nurse Examiners within ten (10) days of the date of this order for appropriate notation.

(2) RESPONDENT SHALL, within one (1) year of entry of this order, successfully complete a course in documentation. RESPONDENT SHALL obtain Board approval of the course prior to enrollment. Home Study courses and video programs will not be approved. The course must be a minimum of six (6) contact hours in length. RESPONDENT SHALL CAUSE the sponsoring institution to submit a Verification of Course Completion form, provided by the Board, to verify RESPONDENT'S successful completion of the course. This course is to be taken in addition to any continuing education requirements the Board may have for relicensure.

THE FOLLOWING TERMS OF THIS ORDER MAY ONLY BE SERVED WHILE RESPONDENT IS EMPLOYED AS A REGISTERED NURSE IN A HOSPITAL, NURSING HOME, OR OTHER CLINICAL PRACTICE SETTING.

(3) RESPONDENT SHALL notify each present employer in professional nursing of this order of the Board and the stipulations on RESPONDENT's license. RESPONDENT SHALL present a copy of this order to each present employer within five (5) days of notification of this order. RESPONDENT SHALL notify all potential employers in professional nursing of this order of the Board and the stipulations probation conditions on RESPONDENT's license. RESPONDENT SHALL present a copy of this order to each potential employer prior to employment.

(4) RESPONDENT SHALL CAUSE each present employer in professional nursing to submit the Notification of Employment form to the Board's office within ten (10) days of notification of this order. RESPONDENT SHALL CAUSE each potential employer to submit the Notification of Employment form to the Board's office within five (5) days of employment as a professional nurse.

(5) RESPONDENT SHALL CAUSE each employer to submit, on forms provided by the Board, periodic reports as to RESPONDENT's capability to practice professional nursing. 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) months for one (1) year of employment as a professional nurse.

IT IS FURTHER AGREED, that upon full compliance with the terms of this order, RESPONDENT SHALL be issued an unencumbered license to practice professional nursing in the State of Texas.

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RESPONDENT'S CERTIFICATION

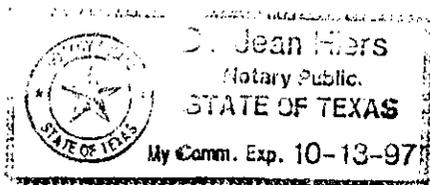
I understand that I have the right to legal counsel prior to signing this Agreed Order. I waive representation by counsel. I have reviewed this order. I neither admit nor deny the violation(s) alleged. By my signature on this order, I agree to the Findings of Fact, Conclusions of Law, Agreed Sanctions, and any stipulation(s) of this order to avoid further disciplinary action in this matter. I consent to the issuance of the Agreed Sanctions. I waive judicial review of this order. I understand that this order is subject to ratification by the Board. When the order is ratified, the terms of this order become effective, and a copy will be mailed to me.

Signed this 9 day of April, 1996.

Jennifer Lynn Faulkner
JENNIFER LYNN FAULKNER

Sworn to and subscribed before me this 9th day of April, 1996.

SEAL



C. Jean Hiers

Notary Public in and for the State of Texas Harris Co.

WHEREFORE, PREMISES CONSIDERED, the Board of Nurse Examiners for the State of Texas does hereby ratify and adopt the Agreed Order that was signed on the 9th day of April, 1996, by JENNIFER LYNN FAULKNER, license number 594551, and said order is final.

Effective this 23rd day of May, 1996.



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



**BOARD OF NURSE EXAMINERS
FOR THE STATE OF TEXAS**



**Mailing Address:
POST OFFICE BOX 430
AUSTIN, TEXAS 78767-0430**

**333 GUADALUPE, SUITE 3-460
AUSTIN, TEXAS 78701 • 512/305-7400 • Fax: 512/305-7401**

**KATHERINE A. THOMAS, MN, RN
EXECUTIVE DIRECTOR**

July 1, 1997

Jennifer Lynn Faulkner
16411 Hickory Point
Houston, TX 77095

Dear Ms. Faulkner:

This office is in receipt of the Verification of Course Completion form indicating your successful completion of "Documentation for Nurses". Our records now reflect your successful completion of the requirements of the Order of the Board issued to you in May of 1996.

Please return your wallet-sized certificate of re-registration to our office, along with a copy of this letter. We will then issue you a certificate without the stipulated designation.

If you should have any questions, do not hesitate to contact this office at (512) 305-6834.

Sincerely,

A handwritten signature in cursive script that reads "Korena Schaaf".

Korena Schaaf
Investigator
Monitoring

1094/142

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