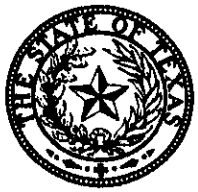
00135454



BOARD OF VOCATIONAL NURSE EXAMINERS

333 Guadalupe
Tower 3, Suite 400
Austin, TX 78701

Z 350 061 721

Receipt for Certified Mail
No Insurance Coverage Provided
Do not use for International Mail
(See Reverse)

Sent to	Sandy Sue Moneymaker
Street and No.	Box 1930
P.O., State and ZIP Code	Jacksonville, TX 75766
Postage	$

PS Form 3800, March 1993

April 18, 1997

Sandy Sue Moneymaker
Box 1930
Jacksonville, TX 75766

Dear Ms. Moneymaker:

This office is in receipt of information alleging that while employed as a Licensed Vocational Nurse with Charter Behavioral Health Systems of Dallas in Dallas, Texas, on or about January 29, 1997, you gave a patient of the Adult Psychiatric Unit sexually suggestive photographs of yourself.

It is also alleged that on or about January 29, 1997, you provided said patient with your personal pager number. Furthermore it is alleged that on or about January 29, 1997, you offered said patient medication that had not been ordered, said medication was your personal Vicodin.

We have initiated an investigation into this matter to determine if you have violated any of the provisions of the Vocational Nurse Act of Texas (Article 4528c, V.A.C.S.).

You are afforded this opportunity to respond to the allegations that have been made and to show that you have complied with all requirements of the law, i.e., Article 4528c, Section 10, V.A.C.S., for the retention of your license to practice vocational nursing in Texas.

We have enclosed Order Forms for a copy of the Vocational Nurse Act and Rules and Regulations.

You may be interested in a provision of the Vocational Nurse Act for the Voluntary Surrender of a license. The return of the license along with your notarized statement that you no longer desire to be licensed, will enable the Board to revoke your license without formal charges, notice or a hearing. We are enclosing such an affidavit form for your consideration. To execute it, please sign the affidavit before a notary public and return it to the Board office, along with any vocational nursing license(s)/renewal form that you have in your possession.

One (1) year from the date the Board accepts the voluntary surrender, you may request a reinstatement hearing by submitting a letter to the Board office. You must be present at your reinstatement hearing, and the Board will require that you provide evidence of rehabilitation/fitness to practice vocational nursing.

00135454

Thank you for your attention. If you have any questions concerning this matter, please contact the Investigation Division.

Sincerely,

Champ R. Kerr
Investigator

CRK/ch
Enclosures: Voluntary Surrender Affidavit and Order Forms

(Certified Mail - RRR)

cc: Sandy Sue Moneymaker, 3700 Preston Road, #1635, Plano, Texas 75093

Z 350 061 704

Receipt for Certified Mail
No Insurance Coverage Provided
Do not use for International Mail
(See Reverse)

UNITED STATES POSTAL SERVICE

Sent to Sandy Sue Moneymaker	
Street and No. 3700 Preston Rd. #1635	
P.O., State and ZIP Code Plano, TX 75093	
Postage	$
Certified Fee	

PS Form 3800, March 1993

00135454

Is your RETURN ADDRESS completed on the reverse side?

SENDER:

- Complete items 1 and/or 2 for additional services.
- Complete items 3, 4a, and 4b.
- Print your name and address on the reverse of this form so that we can return this card to you.
- Attach this form to the front of the mailpiece, or on the back if space does not permit.
- Write *"Return Receipt Requested"* on the mailpiece below the article number.
- The Return Receipt will show to whom the article was delivered and the date delivered.

I also wish to receive the following services (for an extra fee):

1. ☐ Addressee's Address
2. ☐ Restricted Delivery

Consult postmaster for fee.

3. Article Addressed to:
Sandy Sue Moneymaker
Box 1930
Jacksonville, TX 75766
APR 25 1997

4a. Article Number
Z 350 061 721

4b. Service Type
☐ Registered ☒ Certified
☐ Express Mail ☐ Insured
☐ Return Receipt for Merchandise ☐ COD

7. Date of Delivery
4-22

5. Received By: *(Print Name)*

6. Signature: *(Addressee or Agent)*
X [signature]

8. Addressee's Address *(Only if requested and fee is paid)*
CRK / Sandy Moneymaker

PS Form **3811**, December 1994

Domestic Return Receipt

Thank you for using Return Receipt Service.

00135454

Is your RETURN ADDRESS completed on the reverse side?

SENDER:

- Complete items 1 and/or 2 for additional services.
- Complete items 3, 4a, and 4b.
- Print your name and address on the reverse of this form so that we can return this card to you.
- Attach this form to the front of the mailpiece, or on the back if space does not permit.
- Write *"Return Receipt Requested"* on the mailpiece below the article number.
- The Return Receipt will show to whom the article was delivered and the date delivered.

I also wish to receive the following services (for an extra fee):

1. ☐ Addressee's Address
2. ☐ Restricted Delivery

Consult postmaster for fee.

3. Article Addressed to:

Sandy Sue Moneymaker
3700 Preston Rd. #1635
Plano, TX 75093

MAY 21 1997

4a. Article Number

Z 350 061 704

4b. Service Type

☐ Registered ☒ Certified
☐ Express Mail ☐ Insured
☐ Return Receipt for Merchandise ☐ COD

7. Date of Delivery

TX 7503 MAY 15 1997 USPS

5. Received By: *(Print Name)*

6. Signature: *(Addressee or Agent)*

X

8. Addressee's Address *(Only if requested and fee is paid)*

CRK

PS Form **3811**, December 1994

Domestic Return Receipt

Thank you for using Return Receipt Service.

00135454

BOARD OF VOCATIONAL NURSE EXAMINERS

333 GUADALUPE STREET, SUITE 3-400
AUSTIN, TEXAS 78701
512/305-8100

August 11, 1997

Sandra Sue Moneymaker
10604 Red Cedar Drive
Frisco, TX 75035

Dear Ms. Moneymaker:

You were previously advised that this office was investigating allegations contained in the enclosed Agreed Board Order.

The investigation has produced evidence of a violation of the Vocational Nurse Act.

You are entitled to a formal Complaint, Notice of Hearing, and a Public Hearing held before an Administrative Law Judge with the State Office of Administrative Hearings in which you may present evidence and cross examine witnesses. You are also entitled to representation by an attorney. All hearings are held in Austin. However, at this time, you are offered an alternative to a formal hearing.

If the proposed Agreed Order is acceptable to you, please sign the Agreed Order before a Notary Public and return it (all pages) to our office as soon as possible. The Agreed Order does not become effective until it is accepted and endorsed by the Board of Vocational Nurse Examiners.

If it is not acceptable, or if we do not hear from you within twenty-one (21) days of the date of this letter, we will proceed with scheduling for a future hearing on this matter in Austi

Sincerely,

Champ R. Kerr
Investigator

CRK/vg

Enclosure: Agreed Board Order

(Certified Mail - RRR)

Z 350 053 715

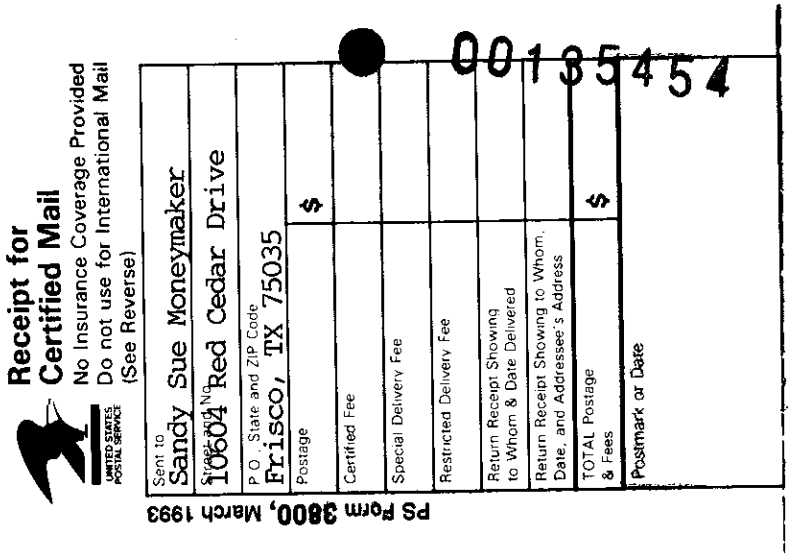
Receipt for Certified Mail
No Insurance Coverage Provided
Do not use for International Mail
(See Reverse)

Sent to	Sandra Sue Moneymaker
Street and No.	10604 Red Cedar Drive
P.O., State and ZIP Code	Frisco, TX 75035
Postage	$
Certified Fee	
Special Delivery Fee	
Restricted Delivery Fee	
Return Receipt Showing to Whom & Date Delivered	
Return Receipt Showing to Whom, Date, and Addressee's Address	
TOTAL Postage & Fees	$
Postmark or Date	

PS Form 3800, March 1993

BOARD

Z 350 063 102



January 9, 1998

Sandy Sue Moneymaker
10604 Red Cedar Drive
Frisco, TX 75035

Certified Mail No. Z 350 063 102

Dear Ms. Moneymaker:

Enclosed please find a sworn Complaint which has been filed against you alleging one or more statutory violations or grounds to take disciplinary action against you as a vocational nurse licensed under the Vocational Nurse Act, Tex. Rev. Civ. Stat. Ann., Art. 4528c.

Pursuant to the Board of Vocational Nurse Examiners Rules, you are hereby offered the opportunity to schedule a prehearing conference, to be conducted at the Board's office to discuss possible agreed resolution of this matter, in whole or in part. You may be represented by an attorney at the prehearing conference, or you may appear without an attorney. The dates of the prehearing conference are February 9-11, 1998. You must contact Kathleen S. Davies, Supervising Investigator, at (512) 305-8100, **no later than** February 2, 1998, to schedule your prehearing conference. Docket times are assigned by the Board staff. Be advised that conferences **may not** be held on the last day indicated, if we anticipate that we will not have enough cases to fill the docket.

You must arrive at the Board office at least thirty (30) minutes prior to the scheduled time in order to meet with your case Investigator. Please bring with you a valid form of picture identification (Drivers License, I.D. Card, etc.).

Should you choose not to schedule an appearance at the prehearing conference, the enclosed Complaint will be presented to an Administrative Law Judge with the State Office of Administrative Hearings at a regularly scheduled public meeting, for which you will receive advance notification.

A copy of the Board's rules pertaining to prehearing conferences is enclosed. The proceedings relating to the prehearing conference are confidential and your statements made at the hearing will not be offered as evidence to support the allegations in the Complaint. However, if an Agreed Order is proposed as a result of the prehearing conference, it will become a public record if accepted and endorsed by the Board of Vocational Nurse Examiners.

Due to security concerns, purses, briefcases, backpacks, etc., will not be allowed into the conference chambers. (Attorneys are exempt from this

requirement). Please make prior arrangements for the safekeeping of your personal belongings as the Board will not be responsible for these items.

FIREARMS ARE NOT PERMITTED IN THE BOARD OF VOCATIONAL NURSE EXAMINERS OFFICES AND/OR HEARING CHAMBERS.

Should you have questions regarding the prehearing conference procedure, please contact the Investigation Division.

Sincerely,

Marjorie A. Bronk, R.N.

Marjorie A. Bronk, R.N.
Executive Director

MAB/vg

Enclosure: Complaint, Prehearing Conference Rules, Board Location Map

cc: Regular Mail

BOARD OF VOCATIONAL NURSE EXAMINERS	*	STATE OF TEXAS
	*	
VS.	*	
	*	
SANDY SUE MONEYMAKER	*	COUNTY OF TRAVIS

COMPLAINT

BEFORE ME, the undersigned authority, a Notary Public in and for the State of Texas, on this day personally appeared Champ R. Kerr, who after being by me duly sworn, did depose and say:

As an Investigator for the Board of Vocational Nurse Examiners, I, Champ R. Kerr, do hereby present to the Executive Director of the Board of Vocational Nurse Examiners, the following complaint against SANDY SUE MONEYMAKER, a practitioner of vocational nursing in Texas licensed by the Board of Vocational Nurse Examiners with license number 135454, hereinafter called Respondent.

I.

a. Respondent was employed as a Licensed Vocational Nurse at Charter Behavioral Health System of Dallas in Plano, Texas, from about January 13, 1997, through about January 31, 1997.

b. While so employed at said facility on or about January 29, 1997, Respondent was assigned to the Adult Psychiatric Unit. While assigned to said Unit, Respondent was responsible for the "patient care" of psychiatric patient M.M.

c. While in the care of Respondent, psychiatric patient M.M. was in receipt of sexually explicit pictures. Said sexually explicit pictures depicted Respondent in a semi-nude state.

d. Furthermore, on or about January 31, 1997, Respondent acknowledged to her nursing supervisor that she had given psychiatric patient M.M. her personal pager number, enabling said patient to contact her outside the work setting.

II.

The foregoing acts constitute unprofessional or dishonorable conduct that, in the opinion of the Board, is likely to deceive, defraud, or injure the public, in violation of Article 4528c, Section 10 (a) (9), Revised Civil Statutes of Texas and Rule 239.11 of the Rules and Regulations of the Board of Vocational Nurse Examiners, Title 22, Texas Administrative Code. Rule 239.11, provides in pertinent part: that "Unprofessional Conduct" shall include, but not be limited to:

> (27) failing to conform to the minimal standards of acceptable prevailing practice, regardless of whether or not actual injury to any person was sustained.

III.

The foregoing acts constitute grounds for the Board of Vocational Nurse Examiners to take disciplinary action as provided under Article 4528c, Revised Civil Statutes of Texas, 1951, as amended.

WHEREFORE, PREMISES CONSIDERED, I, Champ R. Kerr, do hereby suggest and request the Board of Vocational Nurse Examiners take disciplinary action against SANDY SUE MONEYMAKER, LVN #135454, in accordance with the provisions of the laws of the State of Texas.

AFFIANT

SUBSCRIBED AND SWORN TO BEFORE ME by the said Champ R. Kerr, on this the 9th day of January 1998.

Kathleen D. Davis
NOTARY PUBLIC IN AND FOR
THE STATE OF TEXAS

Filed with the Board of Vocational Nurse Examiners on the 9th day of January 1998.

Marjorie A. Bronk
Marjorie A. Bronk, R.N.
Executive Director
Board of Vocational Nurse Examiners

00135454

Is your RETURN ADDRESS completed on the reverse side?

SENDER:

- Complete items 1 and/or 2 for additional services.
- Complete items 3, 4a, and 4b.
- Print your name and address on the reverse of this form so that we can return this card to you.
- Attach this form to the front of the mailpiece, or on the back if space does not permit.
- Write *"Return Receipt Requested"* on the mailpiece below the article number.
- The Return Receipt will show to whom the article was delivered and the date delivered.

I also wish to receive the following services (for an extra fee):

1. ☐ Addressee's Address
2. ☐ Restricted Delivery

Consult postmaster for fee.

3. Article Addressed to:

Sandy Sue Moneymaker
10604 Red Cedar Drive
Frisco, TX 75035

4a. Article Number

Z 350 063 102

4b. Service Type

☐ Registered ☒ Certified
☐ Express Mail ☐ Insured
☐ Return Receipt for Merchandise ☐ COD

7. Date of Delivery

1-26-98

SAS JAN 30 1998

5. Received By: *(Print Name)*

Sandy Moneymaker

6. Signature: *(Addressee or Agent)*

X Sandy Moneymaker

8. Addressee's Address *(Only if requested and fee is paid)*

Feb PH

PS Form **3811**, December 1994

Domestic Return Receipt

Thank you for using Return Receipt Service.

BOARD (

511-

March 20, 1998

Sandy Sue Moneymaker
10604 Red Cedar Drive
Frisco, TX 75035

Z 224 159 953

US Postal Service
Receipt for Certified Mail
No Insurance Coverage Provided.
Do not use for International Mail (See reverse)

Sent to Sandy Sue Moneymaker
Street & Number 10604 Red Cedar Dr
Post Office, State, & ZIP Code Frisco, TX 75035
Postage $
Certified Fee
Special Delivery Fee
Restricted Delivery Fee
Return Receipt Showing to Whom & Date Delivered
Return Receipt Showing to Whom, Date, & Addressee's Address
TOTAL Postage & Fees $
Postmark or Date

PS Form 3800, April 1995

00135454

Certified Mail No. Z 224 159 953

Re: Board of Vocational Nurse Examiners **vs.** SANDY SUE MONEYMAKER, LVN #135454

Dear Ms. Moneymaker:

This is to advise you that an Administrative Hearing will be held before an Administrative Law Judge at the Stephen F. Austin Building, 11th Floor, Suite 1100, 1700 North Congress, Austin, Texas, on April 13, 1998. The docket will be called subsequent to the time set forth in your Notice. Such hearing will be held to determine your eligibility for continued issuance of your license.

You must arrive at the Hearing Room at least thirty (30) minutes prior to the scheduled time in order to meet with your case Investigator.

The hearing will be based upon the Complaint previously filed and served upon you pursuant to a violation of Article 4528c, Section 10, Vernon's Civil Statutes. Enclosed is the Notice of Hearing. You are invited and urged to appear. Your failure to appear will not prevent the Administrative Law Judge from proposing a decision, or the Board from taking disciplinary action.

Pursuant to Rule 902 of the Texas Rules of Evidence, you are hereby notified that the following records have been filed in the above referenced contested case. You are further notified that such records are available for your inspection and copying at your expense at the office of the Board of Vocational Nurse Examiners.

(1) Board of Vocational Nurse Examiners records certified by the Custodian of Records Marjorie A. Bronk, R.N., Austin, Texas.

(2) Personnel Records certified by the Custodian of Records, Shane Wilbanks, Charter Behavioral Systems of Dallas, Plano, Texas.

(3) Facility Investigation Records certified by the Custodian of Records, Cindy Sims, Charter Behavioral Systems of Dallas, Plano, Texas.

Due to security concerns, purses, briefcases, backpacks, etc., will not be allowed into the hearing chambers. (Attorneys are exempt from this requirement).

FIREARMS <u>ARE NOT</u> PERMITTED IN THE HEARING CHAMBERS.

If you have any questions concerning this matter, please contact the Investigation Division.

Sincerely,

Marjorie A. Bronk, R.N.

Marjorie A. Bronk, R.N.
Executive Director

MAB/vg

Enclosure: Notice

cc: Regular Mail

511-

BOARD OF VOCATIONAL NURSE EXAMINERS	*	
	*	
VS.	*	135454
	*	
SANDY SUE MONEYMAKER	*	

NOTICE

Notice is hereby given in the aforementioned and styled cause of action that a hearing will be held before an Administrative Law Judge with the State Office of Administrative Hearings on April 13, 1998, at or after 9:00 am, at the Stephen F. Austin Building, 11th Floor, Suite 1100, 1700 North Congress, Austin, Texas.

The purpose of said hearing will be to determine whether SANDY SUE MONEYMAKER, has violated Article 4528c, Section 10, V.T.C.S., by engaging in the alleged acts described in the Complaint, previously filed and served, and incorporated herein for all purposes. The hearing is being conducted under authority of Article 4528c, V.T.C.S., (Vocational Nurse Act) and the Administrative Procedure Act, TEX. GOV'T CODE, ANN., Chapter 2001 (Vernon's Supp. 1994). The Complaint is based on information received by the Board of Vocational Nurse Examiners. You are hereby notified that such documentation, which may include certified business records submitted to the Board, is now on file and available for your inspection at the office of the Board of Vocational Nurse Examiners during regular business hours prior to said hearing.

When applicable, the staff will propose that the Administrative Law Judge take official notice of the following: Federal and/or State Drug Laws, laws relating to medical practice, the Physician's Desk Reference, the Encyclopedia and Dictionary of Medicine and Nursing, and former Orders of the Board.

According to the provisions of the aforementioned authority you have the right to be present at the said hearing and to be represented by counsel. You may also present and introduce evidence by testimony, documentation, or any other offer of proof as prescribed by the Rules of Evidence of the courts of this State in refuting the aforesaid charges.

FAILURE TO ENTER AN APPEARANCE BY FILING IN WRITING AN ANSWER OR OTHER RESPONSIVE PLEADING TO THE ALLEGATIONS CONTAINED IN THE COMPLAINT WITHIN 15 DAYS OF THE DATE THIS NOTICE WAS MAILED SHALL ENTITLE ANY OPPOSING PARTY TO A CONTINUANCE AT THE TIME OF THE HEARING FOR A TIME PERIOD SET BY THE ADMINISTRATIVE LAW JUDGE.

THE WRITTEN ANSWER OR OTHER RESPONSIVE PLEADING MUST BE FILED WITH BOTH THE STATE OFFICE OF ADMINISTRATIVE HEARINGS AT P.O. BOX 13025, 300 WEST 15TH STREET, SUITE 502, AUSTIN, TEXAS 78711-3025, AND THE BOARD OF VOCATIONAL NURSE EXAMINERS OFFICE AT 333 GUADALUPE, SUITE 3-400, AUSTIN, TEXAS 78701.

FAILURE TO APPEAR AT THE HEARING WILL RESULT IN THE ALLEGATIONS AGAINST YOU SET OUT IN THE COMPLAINT BEING ADMITTED AS TRUE.

Marjorie A. Bronk, RN

Marjorie A. Bronk, R.N.
Executive Director
Board of Vocational Nurse Examiners

ENCLOSURE: BVNE ANSWER TO APPEAR
SOAH ANSWER TO APPEAR

CERTIFICATE OF SERVICE

I hereby certify that on the 9th day of January 1998, a true and correct copy of the foregoing complaint was served by placement in the U.S. Mail, first class, and addressed to the following person(s):

SANDY SUE MONEYMAKER
10604 RED CEDER DR
FRISCO, TX 75035

Marjorie A. Bronk, RN

Marjorie A. Bronk, R.N.
Executive Director
Agent for the Board of Vocational Nurse Examiners

00135454

BOARD OF VOCATIONAL NURSE EXAMINERS

333 GUADALUPE STREET, SUITE 3-400
AUSTIN, TEXAS 78701
512/305-8100

June 12, 1998

Sandra Moneymaker
10604 Red Cedar Dr.
Frisco, TX 75035

Dear Ms. Moneymaker:

The enclosed Agreed Board Order has been endorsed by the Board of Vocational Nurse Examiners, and it is now in effect. Your probation is subject to certain conditions as outlined in the Agreed Board Order.

The reports that are due from your nursing supervisor(s) are due on a **monthly** basis for the first six (6) months of probation on the following dates, to-wit:

July 9, 1998 - December 9, 1998

Thereafter and throughout the remainder of said probation reports are due by your nursing supervisor(s) on the following dates, to wit:

March 9, 1999
June 9, 1999

It is **your responsibility** to insure that the required reports are submitted to the Board office, on time, and without reminders.

Any period(s) of unemployment must be documented in writing and submitted directly to the Board office as stipulated in the Board Order. Non-compliance with this Order, or violation of the Vocational Nurse Act, may result in a more severe sanction.

If you have any questions concerning this matter, please contact the Investigation Division.

Sincerely,

Marjorie A. Bronk, RN

Marjorie A. Bronk, RN
Executive Director

MAB/ch

Enclosure: Agreed order and Probation Documentation

00135454

BOARD OF VOCATIONAL NURSE EXAMINERS	*	STATE OF TEXAS
	*	
VS.	*	
	*	
SANDRA SUE MONEYMAKER	*	COUNTY OF TRAVIS

AGREED BOARD ORDER

On this day came to be considered by the Board of Vocational Nurse Examiners the matter of vocational nurse license number 135454, held by SANDRA SUE MONEYMAKER, hereinafter called Respondent.

By letter, the Board of Vocational Nurse Examiners sent preliminary notice to Respondent of its intent to take disciplinary action with respect to said license held by Respondent, as a result of a complaint and subsequent investigation. Said investigation produced evidence indicating that Respondent has engaged in unprofessional or dishonorable conduct that, in the opinion of the Board, is likely to deceive, defraud, or injure the public, in violation of Article 4528c, Section 10 (a) (9), Revised Civil Statutes of Texas, in the following manner:

I.

a. Respondent was employed as a Licensed Vocational Nurse at Charter Behavioral Health System of Dallas in Plano, Texas, from about January 13, 1997, through about January 31, 1997.

APR 0 8 1998

b. While so employed at said facility on or about January 29, 1997, Respondent was assigned to the Adult Psychiatric Unit. While assigned to said Unit, Respondent was responsible for the "patient care" of psychiatric patient M.M.

c. While in the care of Respondent, psychiatric patient M.M. was in receipt of sexually explicit pictures. Said sexually explicit pictures depicted Respondent in a semi-nude state.

d. Furthermore, on or about January 31, 1997, Respondent acknowledged to her nursing supervisor that she had given psychiatric patient M.M. her personal pager number, enabling said patient to contact her outside the work setting.

By Respondent's signature on this Order, Respondent neither admits nor denies the truth of the matters previously set out in this Order with respect to the above mentioned investigation. By Respondent's signature on this Order, Respondent acknowledges that they have read and understood this Order and have approved it for consideration by the Board.

By their notarized signature on this Order, Respondent does hereby waive the right to a formal Complaint, Notice of Hearing and a Public Hearing held before an Administrative Law Judge with the State Office of Administrative Hearings, and to judicial review of this disciplinary action. Notice of this disciplinary action will appear in the Board's newsletter sent to Texas employers.

ORDER OF THE BOARD

NOW THEREFORE, IT IS ORDERED that license number 135454, heretofore issued to SANDRA SUE MONEYMAKER, to practice vocational nursing in the State of Texas be, and the same is hereby suspended, with said suspension stayed and placed on probation for a period of one (1) year.

The probation of said license is subject to the following stipulations, to wit:

1. That if Respondent's place of employment, name, address or telephone number changes, Respondent is to notify the Board office immediately, or no later than ten (10) days after said change has occurred. Said notification shall be in the form of a written letter or report.

2. That Respondent shall comply with Federal, State, and local laws, and all the provisions of the Vocational Nurse Act and Rules and Regulations of the Board.

3. That by copy of this Board Order, Respondent shall provide notice of Board disciplinary action to his/her immediate nursing supervisor(s) and Director(s) of Nursing, throughout the term of probation.

4. That Respondent shall be responsible for causing his/her immediate nursing supervisor(s) to submit satisfactory reports directly to the Board office on a monthly basis for the first six (6) months of probation. Thereafter, and throughout the remainder of said probation, Respondent shall be responsible for causing his/her immediate nursing supervisor(s) to submit satisfactory reports directly to the Board office on a quarterly basis. The receipt of an unfavorable and/or untimely report shall be considered a violation of probation.

5. That any period(s) of nursing unemployment must be documented in writing by Respondent and submitted to the Board office, as provided in Stipulation No. four (4).

6. That Respondent shall work only under the supervision of a licensed medical professional (M.D., R.N., L.V.N.) who is physically present on the work premises during Respondent's shift assignment(s), throughout the term of probation.

7. That Respondent shall not be employed by a nurse registry, temporary nurse employment agency, home health agency, or as a private duty nurse, throughout the term of probation.

8. That Respondent shall not work in the position of nurse supervisor throughout the term of probation.

9. That Respondent shall not be the only licensed medical professional in the facility throughout the term of probation.

10. That Respondent shall successfully complete nursing program course(s) encompassing the following areas of study: **Legal Aspects of Nursing** (to include Charting, & Patient Confidentiality) (at least 8 hours in length), **Nursing Ethics** (at least 8 hours in length), and submit documentation of successful course completion to the Board office within the first six (6) months of probation. Respondent shall be responsible for locating said course(s) and obtaining prior written approval of Board staff prior to committing to said course(s). Said course(s) shall be in-house at a community college, university or nursing program, and/or tutored by a state approved, licensed nursing program faculty member. The expense of said course(s) shall be borne by Respondent. Failure to successfully complete said course(s) within the time-frame stipulated, shall be considered a violation of probation.

00135454

This Agreed Order shall not be effective or take effect and become enforceable in accordance with its terms until endorsed by a majority of the Board present and voting, at its next regularly called session.

Dated this the 16th day of April, 1998.

Sandy Moneymaker
Signature of Respondent

R. S. HAWES
MY COMMISSION EXPIRES
March 2, 2002

10604 Red Cedar Dr
Current Address

Frisco TX 75035
City, State and Zip

972, 365-7521
Area Code and Telephone Number

The State of Texas
County of Collin

Before me, the undersigned authority, on this day personally appeared SANDRA SUE MONEYMAKER, who being duly sworn by me stated that he or she executed the above for the purpose therein contained, and that he or she understood same.

SWORN TO AND SUBSCRIBED before me on this the 16th day of April, 1998.

R S Hawes
NOTARY PUBLIC IN AND FOR
THE STATE OF TEXAS
My Commission Expires 3/2/2002

Marjorie A Bronk, RN
Marjorie A. Bronk, R.N.
Agent for the Board of
Vocational Nurse Examiners

00135454

SWORN TO AND SUBSCRIBED before me, the undersigned authority, on this the 22nd day of April, 1998.

NOTARY PUBLIC IN AND FOR
THE STATE OF TEXAS

LINDA RAE KENT
NOTARY PUBLIC
STATE OF TEXAS
Expires
10-27-01

ENDORSEMENT OF THE BOARD
To The Agreed Board Order
in the matter of Vocational Nurse
License No. 135454
Issued to Sandra Sue Moneymaker

At its regularly called session, on the 9th day of June 1998, came on to be considered the indicated Agreed Board Order pertaining to Sandra Sue Moneymaker. The Board having reviewed the contents of said Order, the Order should be, and is hereby, endorsed as an Order of the Board and made an official act of the Board of Vocational Nurse Examiners for the State of Texas.

Said Order is rendered on this the 9th day of June 1998.

Olivia Irvin
Sabrina Pendleton
Carla McCrean
Vangie Perez
[illegible]
Geneva Hawley
Lynne Chesney LVN
Ginger Brenner

Janette Bowers
Betty E. Sims
Kathleen G. Powell
Cathy Parrott
Lillian K Brown

TEXAS BOARD OF VOCATIONAL NURSE EXAMINERS
TEXAS

CERTIFICATE OF SERVICE

I hereby certify that on the 12th day of June, 1998, a true and correct copy of the foregoing Order was served by placement in the U.S. Mail, first class, and addressed to the following person(s):

SANDRA SUE MONEYMAKER
10604 RED CEDAR DR.
FRISCO, TX 75035

Marjorie A. Bronk

Marjorie A. Bronk, RN
Executive Director
Agent for the Board of Vocational Nurse Examiners

State Office of Administrative Hearings

00135454

Shelia Bailey Taylor
Chief Administrative Law Judge

April 15, 1998

Lynn Bey-Roode
Assistant Attorney General
Office of the Attorney General
300 West 15th, 7th Floor
Austin, Texas 78721

VIA FACSIMILE 320-0167
and INTERAGENCY MAIL

Sandy S. Moneymaker
10604 Red Cedar Drive
Frisco, Texas 75035

VIA CERTIFIED MAIL NO. Z 300 863 577
RETURN RECEIPT REQUESTED

RE: Docket No. 511-98-0543; Board of Vacational Nurse Examiners v. Sandy Sue Moneymaker; LVN# 135454

Dear Ms. Bey-Roode and Ms. Moneymaker:

Enclosed please find the ***Order Granting Continuance*** in the above-referenced matter.

Sincerely,

Cathleen Parsley
Administrative Law Judge

CP/dc
Enclosure
cc: Rommel Corro, Docket Clerk, State Office of Administrative Hearings

William P. Clements Building
Post Office Box 13025 ◆ 300 West 15th Street, Suite 502 ◆ Austin Texas 78711-3025
(512) 475-4993 Docket (512) 475-3445 Fax (512) 475-4994

04/17/98 FRI 08:29 FAX 512 475 4994 SOAH 010

DOCKET NO. 511-98-0543

BOARD OF VOCATIONAL NURSE EXAMINERS	§	BEFORE THE STATE OFFICE
	§	
	§	
V.	§	OF
	§	
SANDY SUE MONEYMAKER LVN #135454	§	
	§	ADMINISTRATIVE HEARINGS

ORDER GRANTING CONTINUANCE

On April 13, 1998, counsel for the staff of the Board of Vocational Nurse Examiners moved for a continuance of the hearing in this case scheduled for April 13, 1998, on the grounds that Respondent Sandy Sue Moneymaker has entered into an Agreed Board Order. The Agreed Board Order will be taken up by the Board in its open meeting in June 1998. In the circumstances, it appears a continuance is in order.

Therefore, the hearing in this matter is **continued** to a date to be determined. At such time as the Agreed Board Order is accepted by the Board, counsel for the staff shall file the appropriate motion to withdraw or dismiss this case from the docket.

SIGNED this 14th day of April, 1998.

CATHLEEN PARSLEY
ADMINISTRATIVE LAW JUDGE
STATE OFFICE OF ADMINISTRATIVE HEARINGS

dcG:\511\98-0543\511-8543.ORI

00135454

DOCKET NO. 511-98-0543

RECEIVED
STATE OFFICE OF
ADMINISTRATIVE HEARINGS
-7 JUL 98 08 53

BOARD OF VOCATIONAL NURSE EXAMINERS	§	STATE OFFICE
	§	
	§	
vs.	§	OF
	§	
SANDY SUE MONEYMAKER LVN LICENSE # 135454	§	ADMINISTRATIVE HEARINGS
	§	

MOTION FOR DISMISSAL

COMES NOW the Board of Vocational Nurse Examiners and files this Motion for Dismissal and would show the Administrative Law Judge the following:

Defendant SANDY SUE MONEYMAKER, L.V.N. and the Board of Vocational Nurse Examiners have entered into an Agreed Board Order. Therefore, no necessity exists to have this case heard before the State Office of Administrative Hearings.

WHEREFORE, the Board of Vocational Nurse Examiners requests that the State Office of Administrative Hearings dismiss this action and that all costs incurred in pursuing this case shall be assessed against the party incurring same.

Respectfully submitted,

DAN MORALES
Attorney General of Texas

JORGE VEGA
First Assistant Attorney General

SEDORA JEFFERSON
Chief, Administrative Law Division

00135454

LYNN BEY-ROODE
Assistant Attorney General
Bar No. 00793343
Administrative Law Division
P.O. Box 12548, Capitol Station
Austin, Texas 78711-2548
(512) 475-4300
FAX: (512) 320-0167

CERTIFICATE OF SERVICE

I hereby certify that a true copy of the above Motion to Dismiss was sent on this, the 7th day of July 1998, by certified mail, to:

Sandy S. Moneymaker
10604 Red Cedar Drive
Frisco, Texas 75035

LYNN BEY-ROODE
Assistant Attorney General

00135454

DOCKET NO. 511-98-0543

BOARD OF VOCATIONAL NURSE EXAMINERS	§	STATE OFFICE
	§	
	§	
vs.	§	OF
	§	
SANDY SUE MONEYMAKER	§	ADMINISTRATIVE HEARINGS
LVN LICENSE # 135454	§	

ORDER OF DISMISSAL

ON THIS THE _____ day of _____, 1998, came to be heard the Board of Vocational Nurse Examiners' Motion for Dismissal. The State Office of Administrative Hearings finds that the Defendant SANDY SUE MONEYMAKER, L.V.N. and the Board of Vocational Nurse Examiners have entered into an Agreed Board Order. Therefore, no necessity exists for this case to be heard by the Administrative Law Judge.

IT IS, THEREFORE ORDERED that this cause is dismissed. All costs and expenses incurred in this case will be assessed against the party incurring same.

_____

ADMINISTRATIVE LAW JUDGE -PRESIDING

State Office of Administrative Hearings

00135454

Shelia Bailey Taylor
Chief Administrative Law Judge

July 10, 1998

Lynn Bey-Roode
Assistant Attorney General
Office of the Attorney General
300 West 15th, 7th Floor
Austin, Texas 78721

VIA FACSIMILE 320-0167
and INTERAGENCY MAIL

Sandy S. Moneymaker
10604 Red Cedar Drive
Frisco, Texas 75035

VIA CERTIFIED MAIL NO. Z 300 865 843
RETURN RECEIPT REQUESTED

RE: Docket No. 511-98-0543; Board of Vacational Nurse Examiners v. Sandy Sue Moneymaker; LVN# 135454

Dear Ms. Bey-Roode and Ms. Moneymaker:

Enclosed please find the *Order Ruling on Motion for Dismissal* in the above-referenced matter.

Sincerely,

for Cathleen Parsley
Administrative Law Judge

CP/ds
Enclosure
cc: Rommel Corro, Docket Clerk, State Office of Administrative Hearings

William P. Clements Building
Post Office Box 13025 ◆ 300 West 15th Street, Suite 502 ◆ Austin Texas 78711-3025
(512) 475-4993 Docket (512) 475-3445 Fax (512) 475-4994

00135454

DOCKET NO. 511-98-0543

BOARD OF VOCATIONAL NURSE EXAMINERS	§	BEFORE THE STATE OFFICE
	§	
VS.	§	OF
	§	
SANDY SUE MONEYMAKER LVN LICENSE #135454	§	ADMINISTRATIVE HEARINGS

ORDER RULING ON MOTION FOR DISMISSAL

On July 7, 1998, counsel for the Board of Vocational Nurse Examiners filed in this docket a written motion for dismissal of this matter. The basis of the motion was that Respondent Sandy Sue Moneymaker, L.V.N., and the Board have entered into an Agreed Board Order resolving the issues in controversy. In the circumstances it appears that the motion has merit.

Therefore, the motion for dismissal is GRANTED, and the following action is taken as to this docket: this matter is dismissed from the docket of the State Office of Administrative Hearings.

Signed on the 10 day of July, 1998.

CATHLEEN PARSLEY
ADMINISTRATIVE LAW JUDGE
STATE OFFICE OF ADMINISTRATIVE HEARINGS

(ds)G:\511\98-0543\511-0543.ORD

7-10-98

00135454

BOARD OF VOCATIONAL NURSE EXAMINERS

333 GUADALUPE STREET, SUITE 3-400
AUSTIN, TEXAS 78701
512/305-8100

November 18, 1998

SANDY MONEYMAKER
10604 RED CEDAR DR
FRISCO TX 75035

Dear Ms. Moneymaker:

As you are aware, on June 9, 1998, the Board of Vocational Nurse Examiners endorsed an Agreed Board Order. Your license to practice Vocational Nursing in the State of Texas was suspended, suspension stayed and placed on probation for a period of one (1) year.

Said Order stipulated, in part, that you shall be responsible for causing your immediate nursing supervisor(s) to submit satisfactory reports directly to the Board office on a monthly basis for the first six (6) months of probation. Thereafter, and throughout the remainder of said probation, you shall be responsible for causing your immediate nursing supervisor(s) to submit satisfactory reports directly to the Board office on a quarterly basis. The receipt of an unfavorable and/or untimely report shall be considered a violation of probation.

Said Order further stipulated, in part, that any period(s) of nursing unemployment must be documented in writing by you and submitted to the Board office, as provided in the above stipulation regarding employer reports.

Said Order also stipulated, in part, that you shall successfully complete nursing program course(s) encompassing the following areas of study: Legal Aspects of Nursing (to include Charting, & Patient Confidentiality) (at least 8 hours in length), Nursing Ethics (at least 8 hours in length), and submit documentation of successful course completion to the Board office within the first six (6) months of probation.

Further, said Order stipulated, in part that you shall be responsible for locating said course(s) and obtaining prior written approval of Board staff prior to committing to said course(s). The expense of said course(s) shall be borne by Respondent. Failure to successfully complete said course(s) within the time frame stipulated, shall be considered a violation of probation.

A review of your probation file has disclosed that you have failed to cause your nursing employers to submit required, monthly reports on or before the due dates of October 9, 1998, and November 9, 1998.

Further, it has been disclosed that you have failed to obtain prior written approval to commit to said course(s) in order to complete the required nursing course(s) on or before the due date of December 9, 1998.

Therefore, it is alleged that you have violated the terms of your probation.

We have initiated an investigation into the matter to determine if you have violated any of the provisions of the Vocational Nurse Act of Texas (Article 4528c, V.A.C.S.).

We have enclosed Order Forms for a copy of the Vocational Nurse Act and Rules and Regulations.

You are afforded this opportunity to respond to the allegations that have been made and to show that you have complied with all requirements of the Vocational Nurse Act of Texas (Article 4528c, V.A.C.S.) for the retention of your license to practice vocational nursing in Texas.

You may be interested in a provision of the Vocational Nurse Act for the Voluntary Surrender of a license. The return of the license along with your notarized statement that you no longer desire to be licensed will enable the Board to revoke your license without formal charges, notice or a hearing. We are enclosing such an affidavit form for your consideration. To execute it, sign the affidavit before a notary public and return it to the Board office, along with any vocational nursing license(s)/renewal form that you have in your possession.

One (1) year from the date the Board accepts the voluntary surrender, you may request a reinstatement hearing by submitting a letter to the Board office. You must be present at your reinstatement hearing, and the Board will require that provide evidence of rehabilitation/fitness to practice vocational nursing.

Thank you for your attention. If you have any questions concerning this matter, please contact the Investigation Division.

Sincerely,

Carolyn Hudson

Carolyn Hudson
Investigator

/ch
Enclosures: Voluntary Surrender Affidavit and Order Forms

cc: Sandy Moneymaker, P. O. Box 1930, Jacksonville, TX 75766

00135454

BOARD OF

333

January 14, 1999

Sandy Moneymaker
824 Pebble Beach Dr.
Garland, TX 75043-5622

Certified Mail No. Z 224 161 771

Z 224 161 771

US Postal Service
Receipt for Certified Mail
No Insurance Coverage Provided.
Do not use for International Mail (See reverse)

Sent to Sandy Moneymaker
Street & Number 824 Pebble Beach Dr.
Post Office, State, & ZIP Code Garland, TX 75043-5622

Postage	$
Certified Fee	
Special Delivery Fee	
Restricted Delivery Fee	
Return Receipt Showing to Whom & Date Delivered	
Return Receipt Showing to Whom, Date, & Addressee's Address	
TOTAL Postage & Fees	$
Postmark or Date	

PS Form 3800, April 1995

Dear Ms. Moneymaker:

Enclosed please find a sworn Complaint which has been filed against you alleging one or more statutory violations or grounds to take disciplinary action against you as a vocational nurse licensed under the Vocational Nurse Act, Tex. Rev. Civ. Stat. Ann., Art. 4528c.

Pursuant to the Board of Vocational Nurse Examiners Rules, you are hereby offered the opportunity to schedule a prehearing conference, to be conducted at the Board's office to discuss possible agreed resolution of this matter, in whole or in part. You may be represented by an attorney at the prehearing conference, or you may appear without an attorney. The dates of the prehearing conference are February 8-10, 1999. You must contact Kathleen S. Davies, Supervising Investigator, at (512) 305-8100, **no later than** January 28, 1999, to schedule your prehearing conference. Docket times are assigned by the Board staff. Be advised that conferences may not be held on the last day indicated, if we anticipate that we will not have enough cases to fill the docket.

You must arrive at the Board office at least thirty (30) minutes prior to the scheduled time in order to meet with your case Investigator. Please bring with you a valid form of picture identification (Drivers License, I.D. Card, etc.).

Should you choose not to schedule an appearance at the prehearing conference, the enclosed Complaint will be presented to an Administrative Law Judge with the State Office of Administrative Hearings at a regularly scheduled public meeting, for which you will receive advance notification.

A copy of the Board's rules pertaining to prehearing conferences is enclosed. The proceedings relating to the prehearing conference are confidential and your statements made at the hearing will not be offered as evidence to support the allegations in the Complaint. However, if an Agreed Order is proposed as a result of the prehearing conference, it will become a public record if accepted and endorsed by the Board of Vocational Nurse Examiners.

Due to security concerns, purses, briefcases, backpacks, etc., will not be allowed into the conference chambers. (Attorneys are exempt from this requirement). Please make prior arrangements for the safekeeping of your personal belongings, as the Board will not be responsible for these items.

FIREARMS ARE NOT PERMITTED IN THE BOARD OF VOCATIONAL NURSE EXAMINERS OFFICES AND/OR HEARING CHAMBERS.

Should you have questions regarding the prehearing conference procedure, please contact the Investigation Division.

Sincerely,

Kathleen S. Davies

Kathleen S. Davies
Supervising Investigator

KSD/ch

Enclosure: Complaint, Prehearing Conference Rules, Board Location Map

BOARD OF VOCATIONAL NURSE EXAMINERS	*	STATE OF TEXAS
VS.	*	
SANDRA SUE MONEYMAKER	*	COUNTY OF TRAVIS

COMPLAINT

BEFORE ME, the undersigned authority, a Notary Public in and for the State of Texas, on this day personally appeared Carolyn Hudson, who after being by me duly sworn, did depose and say:

As an Investigator for the Board of Vocational Nurse Examiners, I, Carolyn Hudson, do hereby present to the Executive Director of the Board of Vocational Nurse Examiners, the following complaint against SANDRA SUE MONEYMAKER, a practitioner of vocational nursing in Texas licensed by the Board of Vocational Nurse Examiners with license number 135454, hereinafter called Respondent.

I.

a. On June 9, 1998, the Board of Vocational Nurse Examiners endorsed an Agreed Board Order in which Respondent's license to practice Vocational Nursing in the State of Texas was suspended, with said suspension stayed and placed on probation for a period of one (1) year.

b. Said Order stipulated, in part, that that Respondent shall be responsible for causing her immediate nursing supervisor(s) to submit satisfactory reports directly to the Board office on a monthly basis for the first six (6) months of probation. Thereafter, and throughout the remainder of said probation, Respondent shall be responsible for causing her immediate nursing supervisor(s) to submit satisfactory reports directly to the Board office on a quarterly basis.

c. Said Order also stipulated, in part, that any period(s) of nursing unemployment must be documented in writing by Respondent and submitted to the Board office, as provided in the above Stipulation regarding employer reports.

d. Said Order further stipulated, in part, that Respondent shall successfully complete nursing program course(s) encompassing the following areas of study: Legal Aspects of Nursing (to include Charting, & Patient Confidentiality) (at least 8 hours in length), Nursing Ethics (at least 8 hours in length), and submit documentation of successful course completion to the Board office within the first six (6) months of probation.

e. Further, said Order stipulated, in part that you Respondent be responsible for locating said course(s) and obtaining prior written approval of Board staff prior to committing to said course(s). The expense of said course(s) shall be borne by Respondent. Failure to successfully complete said course(s) within the time frame stipulated, shall be considered a violation of probation.

f. Respondent has failed to cause her nursing employers to submit required, monthly reports on or before the due dates of October 9, 1998, and November 9, 1998.

g. Respondent has failed to obtain prior written approval to commit to said course(s) in order to complete the required nursing course(s) on or before the due date of December 9, 1998.

h. By said conduct Respondent has violated the terms of her probation.

II.

Respondent has violated the Vocational Nurse Act or rule, regulation or order issued under the Act, contrary to Article 4528c, Section 10 (a) (1), Revised Civil Statutes of Texas.

III.

The foregoing acts constitute grounds for the Board of Vocational Nurse Examiners to take disciplinary action as provided under Article 4528c, Revised Civil Statutes of Texas, 1951, as amended.

WHEREFORE, PREMISES CONSIDERED, I, Carolyn Hudson, do hereby suggest and request the Board of Vocational Nurse Examiners take disciplinary action against SANDRA SUE MONEYMAKER, LVN # 135454, in accordance with the provisions of the laws of the State of Texas.

Carolyn Hudson
AFFIANT

SUBSCRIBED AND SWORN TO BEFORE ME by the said Carolyn Hudson, on this the 14th day of January 1999.

Kathleen S. Davies
NOTARY PUBLIC IN AND FOR
THE STATE OF TEXAS

Filed with the Board of Vocational Nurse Examiners on the 14 day of January 1999.

Mary M. Strangeland
Agent for the Board of
Vocational Nurse Examiners

Feb PH Ctr
Returned 1-26-99
"Attempted Not
Known"

00135454

BOARD OF VOCATIONAL NURSE EXAMINERS
333 GUADALUPE, SUITE 3-400
AUSTIN, TX 78701

RETURNED TO SENDER
ATTEMPT

CERTIFIED

Z 224 161 771

MAIL

SANDY MONEYMAKER
824 PEBBLE BEACH DR
GARLAND TX 75043-5622

JAN 14 '99
3320
METER
7202137
U.S. POSTAGE

AU

JAN 26 1999

75043 78702/3935

00135454

BOARD OF VOCATIONAL NURSE EXAMINERS

333 GUADALUPE STREET, SUITE 3-400
AUSTIN, TEXAS 78701
512/305-8100

February 2, 1999

SANDY MONEYMAKER
1025 LAKEPOINT DR NO. 26
LEWISVILLE TX 75057

Dear Ms. Moneymaker:

Your Motion for Continuance of the Prehearing Conference scheduled for February 8-10, 1999 has been granted. This continuance will be considered by the Board in the event a future Motion for a Continuance is received.

We anticipate that this matter will be reset for the next available Conference date, May 10, 1999, at 8:30 a.m. with advance notice mailed to you. Please keep this office informed of any address and/or telephone number changes.

If you have any questions concerning this matter, please contact the Investigation Division.

Sincerely,

Carolyn Hudson

Carolyn Hudson
Investigator

/ch

00135454

BOARD OF

33

April 15, 1999

Sandy Moneymaker
1025 Lakepoint Dr., No. 26
Lewisville, TX 75057

Certified Mail No. Z 224 161 527

Z 224 161 527

US Postal Service
Receipt for Certified Mail
No Insurance Coverage Provided.
Do not use for International Mail *(See reverse)*

Sent to	Sandy Moneymaker
Street & Number	1025 Lakepoint Dr.
Post Office, State, & ZIP Code	No. 26
Postage	Lewisville, TX 75057
Certified Fee	
Special Delivery Fee	
Restricted Delivery Fee	
Return Receipt Showing to Whom & Date Delivered	
Return Receipt Showing to Whom, Date, & Addressee's Address	
TOTAL Postage & Fees	$
Postmark or Date	

PS Form 3800, April 1995

Dear Ms. Moneymaker:

Enclosed please find a sworn Complaint which has been filed against you alleging one or more statutory violations or grounds to take disciplinary action against you as a vocational nurse licensed under the Vocational Nurse Act, Tex. Rev. Civ. Stat. Ann., Art. 4528c.

Pursuant to the Board of Vocational Nurse Examiners Rules, you are hereby offered the opportunity to schedule a prehearing conference, to be conducted at the Board's office to discuss possible agreed resolution of this matter, in whole or in part. You may be represented by an attorney at the prehearing conference, or you may appear without an attorney. The dates of the prehearing conference are May 10-12, 1999. You must contact Kathleen S. Davies, Supervising Investigator, at (512) 305-8100, **no later than** April 29, 1999, to schedule your prehearing conference. Docket times are assigned by the Board staff. Be advised that conferences may not be held on the last day indicated, if we anticipate that we will not have enough cases to fill the docket.

You must arrive at the Board office at least thirty (30) minutes prior to the scheduled time in order to meet with your case Investigator. Please bring with you a valid form of picture identification (Drivers License, I.D. Card, etc.).

Should you choose not to schedule an appearance at the prehearing conference, the enclosed Complaint will be presented to an Administrative Law Judge with the State Office of Administrative Hearings at a regularly scheduled public meeting, for which you will receive advance notification.

A copy of the Board's rules pertaining to prehearing conferences is enclosed. The proceedings relating to the prehearing conference are confidential and your statements made at the hearing will not be offered as evidence to support the allegations in the Complaint. However, if an Agreed Order is proposed as a result of the prehearing conference, it will become a public record if accepted and endorsed by the Board of Vocational Nurse Examiners.

Due to security concerns, purses, briefcases, backpacks, etc., will not be allowed into the conference chambers. (Attorneys are exempt from this requirement). Please make prior arrangements for the safekeeping of your personal belongings, as the Board will not be responsible for these items.

Z 582 967 048

US Postal Service
Receipt for Certified Mail
No Insurance Coverage Provided.
Do not use for International Mail *(See reverse)*

Sent to	Sandy Moneymaker
Street & Number	3500 E. Park Blvd.
Post Office, State, & ZIP Code	No. 901 A
Postage	Plano, TX $ 75074

FIREARMS ARE NOT PERMITTED IN THE BOARD OF VOCATIONAL NURSE EXAMINERS OFFICES AND/OR HEARING CHAMBERS.

Should you have questions regarding the prehearing conference procedure, please contact the Investigation Division.

Sincerely,

Kathleen S. Davies

Kathleen S. Davies
Supervising Investigator

KSD/ch

Enclosure: Complaint, Prehearing Conference Rules, Board Location Map

cc: Regular Mail

00135454

BOARD OF VOCATIONAL NURSE EXAMINERS	*	STATE OF TEXAS
VS.	*	
SANDRA SUE MONEYMAKER	*	COUNTY OF TRAVIS

COMPLAINT

BEFORE ME, the undersigned authority, a Notary Public in and for the State of Texas, on this day personally appeared Carolyn Hudson, who after being by me duly sworn, did depose and say:

As an Investigator for the Board of Vocational Nurse Examiners, I, Carolyn Hudson, do hereby present to the Executive Director of the Board of Vocational Nurse Examiners, the following complaint against SANDRA SUE MONEYMAKER, a practitioner of vocational nursing in Texas licensed by the Board of Vocational Nurse Examiners with license number 135454, hereinafter called Respondent.

I.

a. On June 9, 1998, the Board of Vocational Nurse Examiners endorsed an Agreed Board Order in which Respondent's license to practice Vocational Nursing in the State of Texas was suspended, with said suspension stayed and placed on probation for a period of one (1) year.

b. Said Order stipulated, in part, that that Respondent shall be responsible for causing her immediate nursing supervisor(s) to submit satisfactory reports directly to the Board office on a monthly basis for the first six (6) months of probation. Thereafter, and throughout the remainder of said probation, Respondent shall be responsible for causing her immediate nursing supervisor(s) to submit satisfactory reports directly to the Board office on a quarterly basis.

c. Said Order also stipulated, in part, that any period(s) of nursing unemployment must be documented in writing by Respondent and submitted to the Board office, as provided in the above Stipulation regarding employer reports.

d. Said Order further stipulated, in part, that Respondent shall successfully complete nursing program course(s) encompassing the following areas of study: Legal Aspects of Nursing (to include Charting, & Patient Confidentiality) (at least 8 hours in length), Nursing Ethics (at least 8 hours in length), and submit documentation of successful course completion to the Board office within the first six (6) months of probation.

e. Further, said Order stipulated, in part that you Respondent be responsible for locating said course(s) and obtaining prior written approval of Board staff prior to committing to said course(s). The expense of said course(s) shall be borne by Respondent. Failure to successfully complete said course(s) within the time frame stipulated, shall be considered a violation of probation.

f. Respondent has failed to cause her nursing employers to submit required, monthly reports on or before the due dates of October 9, 1998, and November 9, 1998.

g. Respondent has failed to obtain prior written approval to commit to said course(s) in order to complete the required nursing course(s) on or before the due date of December 9, 1998.

h. By said conduct Respondent has violated the terms of her probation.

II.

Respondent has violated the Vocational Nurse Act or rule, regulation or order issued under the Act, contrary to Article 4528c, Section 10 (a) (1), Revised Civil Statutes of Texas.

III.

The foregoing acts constitute grounds for the Board of Vocational Nurse Examiners to take disciplinary action as provided under Article 4528c, Revised Civil Statutes of Texas, 1951, as amended.

WHEREFORE, PREMISES CONSIDERED, I, Carolyn Hudson, do hereby suggest and request the Board of Vocational Nurse Examiners take disciplinary action against SANDRA SUE MONEYMAKER, LVN # 135454, in accordance with the provisions of the laws of the State of Texas.

Carolyn Hudson
AFFIANT

SUBSCRIBED AND SWORN TO BEFORE ME by the said Carolyn Hudson, on this the 14th day of January 1999.

Kathleen S. Davies
NOTARY PUBLIC IN AND FOR
THE STATE OF TEXAS

Filed with the Board of Vocational Nurse Examiners on the 14 day of January 1999.

Mary M. Strangelo
Agent for the Board of
Vocational Nurse Examiners

00135454

Is your RETURN ADDRESS completed on the reverse side?

SENDER:
- Complete items 1 and/or 2 for additional services.
- Complete items 3, 4a, and 4b.
- Print your name and address on the reverse of this form so that we can return this card to you.
- Attach this form to the front of the mailpiece, or on the back if space does not permit.
- Write *"Return Receipt Requested"* on the mailpiece below the article number.
- The Return Receipt will show to whom the article was delivered and the date delivered.

I also wish to receive the following services (for an extra fee):

1. ☐ Addressee's Address
2. ☐ Restricted Delivery

Consult postmaster for fee.

3. Article Addressed to:
Sandy Moneymaker
1025 Lakepoint Dr.
No. 26
Lewisville, TX 75057

JUN 0 2 1999

4a. Article Number
Z 224 161 527

4b. Service Type
☐ Registered ☒ Certified
☐ Express Mail ☐ Insured
☐ Return Receipt for Merchandise ☐ COD

7. Date of Delivery
5-28-9 c

5. Received By: *(Print Name)*

6. Signature: *(Addressee or Agent)*
X

8. Addressee's Address *(Only if requested and fee is paid)*
CH / may PH

PS Form 3811, December 1994

Domestic Return Receipt

Thank you for using Return Receipt Service.

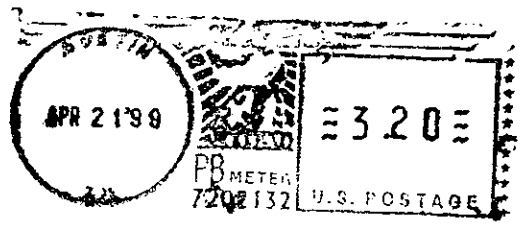
0013545 4
May PH Ctr
Returned 6-9-99
" unclaimed

BOARD OF VOCATIONAL NURSE EXAMINERS
333 GUADALUPE, SUITE 3-400
AUSTIN, TX 78701

CERTIFIED

Z 582 967 048

MAIL



SANDY MONEYMAKER
3500 E PARK BLVD NO. 901A
PLANO TX 75074

UNCLAIMED

JUN 0 9 1999

4/24
5-6-99
5-11-99

[redacted]

STATEMENT OF PREHEARING CONFERENCE PROCEDURES

You have received a copy of the Complaint filed against you alleging statutory violations or grounds to take disciplinary action against you under the Vocational Nurse Act, Tex. Rev. Civ. Stat. Ann., Art. 4528c. This prehearing conference was scheduled at your request, to give you an opportunity to refute the allegations of the Complaint, in whole or in part and to potentially avoid the necessity of conducting a contested case hearing on the Complaint before an Administrative Law Judge with the State Office of Administrative Hearings.

The prehearing conference will be conducted pursuant to the Rules of the Board of Vocational Nurse Examiners and as part of a contested case proceeding under the Administrative Procedure Act. You should be aware of the following standards, which apply to this prehearing conference:

1) You have the right to be represented by an attorney in the prehearing conference. At anytime, should you decide not to proceed without an attorney being present, please advise us immediately, and we will discontinue the prehearing conference.

2) During the prehearing conference, other parties, including the Board staff and any Board member present, may ask you questions. You are under no obligation to answer any question posed to you in the conference.

3) Your participation in the conference is voluntary and you may terminate the conference at any time.

If you elect not to complete the prehearing conference, a hearing will be scheduled before an Administrative Law Judge with the State Office of Administrative Hearings, to consider evidence and propose action on the Complaint filed against you.

No written or recorded transcript of this hearing will be made. Nothing said by you or your attorney will be used as evidence at any hearing or proceeding on the Complaint. This does not mean that any other evidence, including any prior statements made by you, will not be presented at such hearing.

At the prehearing conference, the staff will describe the evidence to be offered in support of the allegations in the Complaint and you will be given the opportunity to review such available evidence. You may present evidence in your defense of the charges against you. If, in the judgment of the prehearing conference members, the evidence offered does not substantiate the allegations of the Complaint, it will be dismissed and no further action taken.

STATEMENT OF PREHEARING CONFERENCE PROCEDURES
PAGE 2

At the conclusion of the prehearing conference, you will be excused from the room, and the prehearing conference members will deliberate and formulate a proposed disposition of the Complaint. You may accept or reject the proposed disposition. If you reject the recommendation, a hearing on the Complaint will be scheduled before an Administrative Law Judge with the State Office of Administrative Hearings.

If you elect to accept the recommendation, the staff will prepare an Agreed Order for your signature. By signing the Agreed Order, you are waiving your right to a hearing on the Complaint and are authorizing the staff to present the Agreed Order to the Board for its consideration. The Board will consider the Agreed Order at the next available regularly scheduled meeting. In considering the Agreed Order, the Board will only have knowledge of the Complaint; no other evidence or information will be presented.

If the Board elects to ratify the Agreed Order, that action will finally dispose of the Complaint. If the Board rejects the Agreed Order, the Complaint will be scheduled for hearing at another meeting, with advance notice to you. The staff does not have authority to ratify the Agreed Order or settle the case without Board approval. The entry of an Agreed Order is public information. The Board will not consider the execution of an Agreed Order as an admission that the allegations in the Complaint are true.

Should you have any questions, please bring them to the attention of the prehearing conference members, or consult your attorney, if any. By placing your signature below, you indicate that you have read and understood this Statement of Prehearing Conference Procedures.

Sandy [signature] 5-10-99

Name Date

Attorney Date

00135454

BOARD OF VOCATIONAL NURSE EXAMINERS

333 GUADALUPE STREET, SUITE 3-400
AUSTIN, TEXAS 78701
512/305-8100

June 11, 1999

Sandra Sue Moneymaker
3500 E. Park Blvd
Apartment 9101A
Plano, TX 75074

Dear Ms. Moneymaker:

The enclosed Agreed Board Order has been ratified by the Board of Vocational Nurse Examiners and is now in effect.

If you have any questions concerning this matter, please contact the Investigation Division.

Sincerely,

Mary M. Strange

Mary M. Strange, RN
Executive Director

MMS/vg

Enclosure: Agreed Order

BOARD OF VOCATIONAL NURSE EXAMINERS	*	STATE OF TEXAS
VS.	*	
SANDRA SUE MONEYMAKER	*	COUNTY OF TRAVIS

AGREED BOARD ORDER

On this day came to be considered by the Board of Vocational Nurse Examiners for the State of Texas, hereinafter referred to as the Board, the matter of vocational nurse license number 135454, held by SANDRA SUE MONEYMAKER, hereinafter called Respondent.

A sworn Complaint has been filed and served on the Respondent, which alleges violations of the Vocational Nurse Act, Texas Revised Civil Statutes Annotated, Article 4528c, and grounds to take disciplinary action against Respondent.

A prehearing conference was held on Monday, May 10, 1999, at the office of the Board of Vocational Nurse Examiners. The conference was conducted by Mary M. Strange, R.N., Executive Director of the Board, assisted by Geneva Harvey, member of the Board of Vocational Nurse Examiners. Respondent was present and was not represented by counsel.

The conference was attended by Carolyn Hudson, Investigator for the Board, and Kay Johnsonius, Assistant Attorney General. By their notarized signature on this Order, Respondent does hereby waive the right to Notice of Formal Hearing and a Formal Hearing of the Complaint before the Board, and to judicial review of this disciplinary action after this Order is ratified by the Board.

After reviewing the Complaint and information provided at the prehearing conference, Respondent agrees to the entry of an Order dispensing with the need for further proceedings on the Complaint. By Respondent's signature on this Order, Respondent neither admits nor denies the truth of the allegations stated in the Complaint. By Respondent's signature on this Order, Respondent acknowledges that they have read and understood this Order and have approved it for consideration by the Board. Notice of this disciplinary action will appear in the Board's newsletter sent to Texas employers.

ORDER OF THE BOARD

NOW THEREFORE, IT IS ORDERED, subject to ratification by the Board of Vocational Nurse Examiners that license number 135454, heretofore issued to SANDRA SUE MONEYMAKER, to practice vocational nursing in the State of Texas be, and the same is hereby suspended until such time as Respondent enrolls in or audits and successfully completes nursing program course(s) encompassing the following areas of study: **Legal Aspects of Nursing** (to include Charting and Patient Confidentiality) (8 hours), **Nursing Ethics** (8 hours), and submits proof of successful course completion to the Board office. Respondent shall be responsible for locating said course(s) and obtaining prior written approval of Board staff prior to enrollment or audit. Said course(s) shall be in-house at a community college, university, or nursing program, and/or tutored by a state approved, licensed nursing program faculty member. The expense of said course(s) shall be borne by Respondent.

It is ordered that upon proof of course enrollment, Respondent shall be issued a temporary license. The temporary license issued to Respondent shall be for the express purpose of meeting the educational requirements of this Board Order. Any attempt by Respondent to practice vocational nursing for remuneration with the temporary license will result in criminal prosecution.

Courses will not count for Continuing Education for renewal purposes.

This Agreed Order shall not be effective or take effect and become enforceable in accordance with its terms until ratified by a majority of the Board present and voting, at its next regularly called session.

Dated this the 10th day of MAY, 1999.

Signature of Respondent

3500 E Park Blvd #901A
Current Address

Plano Tx 75074
City, State and Zip

972, 424-7837
Area Code and Telephone Number

The State of Texas
County of TRAVIS

Before me, the undersigned authority, on this day personally appeared SANDRA SUE MONEYMAKER, who being duly sworn by me stated that he or she executed the above for the purpose therein contained, and that he or she understood same.

SWORN TO AND SUBSCRIBED before me this the 10TH day of MAY, 1999.

NOTARY PUBLIC IN AND FOR
THE STATE OF TEXAS
My Commission Expires 10/3/2000

Mary M. Strange, RN
Agent for the Board of
Vocational Nurse Examiners

SWORN TO AND SUBSCRIBED before me, the undersigned authority, on this the 12th day of May, 1999.

LINDA RAE KENT
NOTARY PUBLIC
STATE OF TEXAS
Expires
10-27-01

NOTARY PUBLIC IN AND FOR
THE STATE OF TEXAS

WHEREFORE, PREMISES CONSIDERED, the Board of Vocational Nurse Examiners for the State of Texas does hereby ratify and adopt the Agreed order that was signed on the 10th day of May, 1999 by Sandra Sue Moneymaker, license number 135454 and that Said Order is Final.

Effective this 7th day of June, 1999.

Mary M. Strange

Mary M. Strange, RN
Executive Director
On Behalf of Said Board

CERTIFICATE OF SERVICE

I hereby certify that on the 11th day of June 1999, a true and correct copy of the foregoing **BOARD ORDER** was served by placement in the U.S. Mail, first class, and addressed to the following person(s):

SANDRA SUE MONEYMAKER
3500 E. PARK BLVD
PLANO, TX 75074

Mary M. Strange

Mary M. Strange, RN
Executive Director
Agent for the Board of Vocational Nurse Examiners

00135454

BOARD OF VOCATIONAL NURSE EXAMINERS

333 GUADALUPE STREET, SUITE 3-400
AUSTIN, TEXAS 78701
512/305-8100

September 15, 1999

SANDY MONEYMAKER
3500 E PARK BLVD NO 901A
PLANO TX 75074

Dear Ms. Moneymaker:

This letter will acknowledge receipt of documentation of your successful completion of the Nursing Jurisprudence course. Your Suspension shall be lifted from your license. This will allow you once again to practice in the state of Texas as a Licensed Vocational Nurse.

If you have questions or concerns, please contact me at (512) 305-8100, ext. 204.

Sincerely,

Carolyn Hudson

Carolyn Hudson
Investigator

/ch

cc: Licensing Division
LVN# 135454