



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.
William P. Thomas
Executive Director of the Board

IN THE MATTER OF
PERMANENT CERTIFICATE
NUMBER 152604
ISSUED TO
MORRIS MORGAN JOHNSON

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BEFORE THE ELIGIBILITY
AND DISCIPLINARY
COMMITTEE
OF THE TEXAS
BOARD OF NURSING

ORDER OF THE BOARD

TO: Morris Morgan Johnson
4225 W. 45th Avenue #9
Amarillo, Texas 79109

During open meeting held in Austin, Texas, on February 12, 2008, the Eligibility and Disciplinary Committee (hereinafter "Committee") heard the above-styled case. This case was heard, and based on the failure of the Respondent to appear as required by 22 TEX. ADMIN. CODE Ch. 213.

The Committee of the Texas Board of Nursing 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 to practice vocational 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 Eligibility and Disciplinary 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 § 213.2(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 Certificate Number 152604, previously issued to MORRIS MORGAN JOHNSON, to practice vocational nursing in the State of Texas be, and the same is hereby, REVOKED.

IT IS FURTHER ORDERED that Permanent Certificate Number 152604, previously issued to MORRIS MORGAN JOHNSON, upon receipt of this Order, be immediately delivered to the office of the Texas Board of Nursing.

IT IS FURTHER ORDERED that this Order SHALL be applicable to Respondent's multi-state privilege, if any, to practice vocational nursing in the State of Texas.

Entered this 12th day of February, 2008.

TEXAS BOARD OF NURSING

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

Re: Permanent Certificate Number 152604
Issued to Morris Morgan Johnson
DEFAULT ORDER -REVOKE

CERTIFICATE OF SERVICE

I hereby certify that on the 14th day of February, 2008, a true and correct copy of the foregoing DEFAULT ORDER was served by placement in the U.S. Mail via certified mail, and addressed to the following person(s):

Morris Morgan Johnson
4225 W. 45th Avenue #9
Amarillo, Texas 79109

BY: Katherine A. Thomas
KATHERINE A. THOMAS, MN, RN
EXECUTIVE DIRECTOR ON BEHALF OF SAID BOARD

In the Matter of Permanent License § **BEFORE THE TEXAS**
Number 152604, Issued to §
MORRIS MORGAN JOHNSON, Respondent § **BOARD OF NURSING**

FORMAL CHARGES

This is a disciplinary proceeding under Section 301.452(b), Texas Occupations Code. Respondent, MORRIS MORGAN JOHNSON, is a Vocational Nurse holding license number 152604, which is in Delinquent status at the time of this pleading.

Written notice of the facts and conduct alleged to warrant adverse licensure action was sent to Respondent at Respondent's address of record and Respondent was given opportunity to show compliance with all requirements of the law for retention of the license prior to commencement of this proceeding.

CHARGE I.

On or about January 30, 2004, Respondent entered a plea of Guilty and was convicted of FAILURE TO IDENTIFY (a Class B misdemeanor offense committed on November 9, 2003), in the County Court at Law No. 2 in and for Potter County, Texas, under Cause No. 104959. As a result of the conviction, Respondent was sentenced to confinement in the Potter County Jail for a period of thirty (30) days (with forty-three (43) days credit given for time previously served), and ordered to pay a fine and court costs.

The above action constitutes grounds for disciplinary action in accordance with Section 302.402(a)(3)(B)&(10), Texas Occupations Code, and is a violation of 22 TEX. ADMIN. CODE §239.11(29)(A).

CHARGE II.

On or about January 30, 2004, Respondent entered a plea of Guilty and was convicted of CRIMINAL TRESPASS (a Class B misdemeanor offense committed on December 20, 2003), in the County Court at Law No. 2 in and for Potter County, Texas, under Cause No. 105377. As a result of the conviction, Respondent was sentenced to confinement in the Potter County Jail for a period of ninety (90) days (with the sentence of confinement to run concurrent with the confinement ordered under Cause No. 104959), and ordered to pay a fine and court costs.

The above action constitutes grounds for disciplinary action in accordance with Section 302.402(a)(10), Texas Occupations Code, and is a violation of 22 TEX. ADMIN. CODE §239.11(29)(A).

CHARGE III.

On or about May 7, 2004, Respondent entered a plea of Guilty and was convicted of CRIMINAL TRESPASS (a Class B misdemeanor offense committed on April 7, 2004), in the County Court at Law No. 2 in and for Potter County, Texas, under Cause No. 106687. As a result of the conviction,

Respondent was sentenced to confinement in the Potter County Jail for a period of seventy-five (75) days (with thirty-two (32) days credit given for time previously served), and ordered to pay a fine and court costs.

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 §239.11(29)(A).

CHARGE IV.

On or about June 2, 2004, Respondent entered a plea of Guilty and was convicted of ISSUANCE OF A BAD CHECK, as alleged in Count II of an Information (a Class C misdemeanor offense committed on October 12, 2003), in the County Court in and for Potter County, Texas, under Cause No. 107003-P. As a result of the conviction, Respondent was ordered to pay a fine and court costs.

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 §239.11(29)(A).

CHARGE V.

On or about June 3, 2004, Respondent entered a plea of Guilty and was convicted of ISSUANCE OF A BAD CHECK, as alleged in Count II of an Information (a Class C misdemeanor offense), in the County Court at Law No. 1 in and for Randall County, Texas, under Cause No. 2004-0669-L. As a result of the conviction, Respondent was ordered to pay a fine and court costs

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 §239.11(29)(A).

CHARGE VI.

On or about February 8, 2005, Respondent was convicted of THEFT OF SERVICE(a Class C misdemeanor offense committed on January 30, 2005), in the Municipal Court, City of Amarillo, Texas, under Cause No. 2005CRM000679. As a result of the conviction, Respondent was sentenced to time served.

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(13).

CHARGE VII.

On or about September 22, 2005, Respondent entered a plea of Guilty and was convicted of CRIMINAL TRESPASS (a misdemeanor offense committed on January 14, 2005), in the County Court of Gray County, Texas, under Cause No. 28,053. As a result of the conviction, Respondent was sentenced to confinement in the Gray County Jail for a period of thirty (30) days, with the

imposition of sentence of confinement suspended, and Respondent was placed on probation for a period of one (1) year, and ordered to pay a fine and court costs.

On or about September 26, 2006, an Order Revoking Misdemeanor Probation was entered in the County Court of Gray County, Texas, based on Findings by the Court that Respondent had violated the terms and conditions of the probation that he had been previously granted under Cause No. 28,053. As a result, Respondent's probation was revoked and Respondent was sentenced to confinement in the Gray County Jail for a period of seventy-one (71) days (with seventy-one (71) days credit given for time already served) and ordered to pay all of his accrued fine and court costs.

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(13).

CHARGE VIII.

On or about January 19, 2006, Respondent entered a plea of Guilty and was convicted of ISSUANCE OF A BAD CHECK (a Class C misdemeanor offense), in the County Court at Law No. 1 in and for Randall County, Texas, under Cause No. 2005-1566-L. As a result of the conviction, Respondent was ordered to pay a fine and court costs.

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(13).

CHARGE IX.

On or about September 13, 2006, Respondent entered a plea of Guilty and was convicted of CRIMINAL MISCHIEF (a Class A misdemeanor offense committed on July 10, 2006), in the County Court at Law No. 1 in and for Potter County, Texas, under Cause No. 116,742. As a result of the conviction, Respondent was sentenced to confinement in the Potter County Jail for a period of one hundred eighty (180) days (with sixty-seven (67) days credit given for time previously served), and ordered to pay a fine and court costs.

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(13).

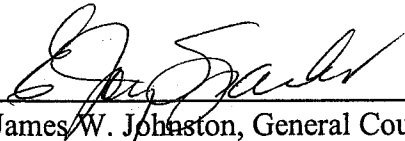
NOTICE IS GIVEN that staff will present evidence in support of the recommended disposition of revocation of Respondent's license to practice nursing in the State of Texas pursuant to the Board's rules, 22 TEX. ADMIN. CODE §§ 213.27 - 213.33. Additionally, staff will seek to impose on Respondent the administrative costs of the proceeding pursuant to § 301.461, TEX. OCC. CODE ANN. 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.state.tx.us.

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

Filed this 6th day of December, 2007.

TEXAS BOARD OF NURSING



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