



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

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In the Matter of Registered Nurse License Number 594379           §        AGREED  
and Vocational Nurse License Number 111068                   §  
issued to KIETH REXTON DORENBACH                               §        ORDER

On this day the Texas Board of Nursing, hereinafter referred to as the Board, considered the matter of KIETH REXTON DORENBACH, Registered Nurse License Number 594379 and Vocational Nurse License Number 111068, 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 informal conference, notice and hearing, and agreed to the entry of this Order offered on October 14, 2007, by Katherine A. Thomas, MN, RN, Executive Director, subject to ratification by the Board.

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 informal conference, 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. Respondent's license to practice vocational nursing in the State of Texas is currently in inactive status.
4. Respondent received a Certificate in Vocational Nursing from Nebraska Western College, Scotts Bluff, Nebraska, on March 16, 1984. Respondent was licensed to practice vocational nursing in the State of Texas on August 16, 1985. Respondent received an Associate Degree in Nursing from the University of Texas Pan American, Edinburg, Texas on May 1, 1993. Respondent was licensed to practice professional nursing in the State of Texas on September 22, 1993.

5. Respondent's vocational and professional nursing employment history includes:

08/85 - 02/99	Unknown	
03/99 - 07/99	ICU - RN Travel Nurse	Medical Express Location Unknown
08/99 - 10/01	ICU - RN Staff Nurse	Valley Regional Medical Brownsville, Texas
11/01 - 11/02	ICU - RN Agency Nurse	Alpha Agency Harlingen, Texas
12/02 - 12/05	RN Staff Nurse	Valley Baptist Medical Center Brownsville, Texas
01/06 - present	RN Staff Nurse	Valley Regional Medical Center Brownsville, Texas

6. At the time of the initial incident, Respondent was employed as a Registered Nurse with Valley Baptist Medical Center, Brownsville, Texas, and had been in this position for approximately two (2) years, nine (9) months.
7. On or about September 27, 2005, while employed with Valley Baptist Medical Center, Brownsville, Texas, Respondent failed to ensure that the arterial line for Patient Number 00106879 was inserted by a competent and authorized medical professional, as required. Respondent's conduct had potential to injure the patient from possibly incorrect insertion of an arterial line, without the benefit of a physician's expertise.
8. On or about September 27, 2005, while employed with Valley Baptist Medical Center, Brownsville, Texas, Respondent exceeded his Board authorized scope of practice by assisting another Registered Nurse with the inappropriate insertion of an arterial line in Patient Number 00106879, without a physician's order as required. Respondent's conduct had potential to injure the patient from possibly incorrect insertion of an arterial line, without the benefit of a physician's expertise.
9. On or about September 27, 2005, while employed with Valley Baptist Medical Center, Brownsville, Texas, Respondent failed to notify the physician that an arterial line had been inserted into Patient Number 00106879 by himself and another Registered Nurse. Respondent's conduct had potential to injure the patient in that failing to notify the physician about a change in the patient's condition could have resulted in the patient not getting the care that they needed.

10. Respondent states that upon arrival to Medical Intensive Care Unit and due to the number of IV drips, and the lack of IV ports, he obtained left external jugular access. The patient was connected to a bedside monitor and organized peripheral lines. Later Respondent states he went back to help obtain a blood sample for arterial blood gases. Due to a weak and thready pulse, access was particularly difficult. The patient was displaying all symptoms of cardiogenic shock with a very poor prognosis. Due to the fragile condition of the patient, a decision was made not to have to "code" this patient, yet the nurses knew they had to correct the pH to make any headway. Respondent states that he attempted accesses with both Angiocaths and needle syringe technique. Due to the poor oxygenation, one set of gases resulted in a set of what appeared to be mixed venous gas. Unsure of arterial or venous blood, it was thought that if a waveform could be seen on the monitor, it could be determined if the gases were in fact arterial and perhaps blood pressure reading could be obtained. Once the blood gas results were received, the primary nurse normally calls the physician and then provides the physician with an updated status. Respondent states that it was his understanding that another nurse was in contact with the physician. Respondent states that this did not occur. Respondent states he understands that this situation should have been handled differently and that the physician should have been called once access was not obtained.

#### 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)(B)(C)(D)(M) and §217.12(1)(A)&(4).
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 594379 and Vocational Nurse License Number 111068, heretofore issued to KIETH REXTON DORENBACH, including revocation of Respondent's licenses to practice professional and vocational nursing in the State of Texas.

#### ORDER

IT IS THEREFORE AGREED and ORDERED, subject to ratification by the Texas Board of Nursing, that RESPONDENT SHALL receive the sanction of a WARNING WITH

STIPULATIONS, and RESPONDENT SHALL comply in all respects with the Nursing Practice Act, Revised Civil Statutes of Texas as amended, Texas Occupations Code, §§301.001 *et seq.*, the Rules and Regulations Relating to Nurse Education, Licensure and Practice, 22 TEX. ADMIN. CODE §211.01 *et seq.* and this Order.

IT IS FURTHER AGREED and ORDERED that this Order SHALL be applicable to Respondent's multistate licensure privileges, if any, to practice professional and vocational nursing in compact states.

IT IS FURTHER AGREED and ORDERED that while Respondent's licenses are encumbered by this Order, Respondent may not work outside the State of Texas pursuant to a multistate licensure privilege without the written permission of the Texas Board of Nursing and the Board of Nursing in the party state where Respondent wishes to work.

IT IS FURTHER AGREED that:

(1) RESPONDENT SHALL deliver the wallet-sized licenses issued to KIETH REXTON DORENBACH, to the office of the Texas Board of Nursing within ten (10) days from the date of ratification of this Order for appropriate notation.

(2) RESPONDENT SHALL, within one (1) year of entry of this Order, successfully complete a course in Texas nursing jurisprudence and ethics. RESPONDENT SHALL obtain Board approval of the course prior to enrollment only if the course is not being offered by a pre-approved provider. Home study courses and video programs will not be approved. In order for the course to be approved, the target audience shall include nurses. It shall be a minimum of six (6) contact hours in length. The 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 Chemical Dependency, 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/about/stipscourses.html>.*

(3) RESPONDENT SHALL, within one (1) year of entry of this Order, successfully complete a course in nursing documentation. RESPONDENT SHALL obtain Board approval of the course prior to enrollment only if the course is not being offered by a pre-approved provider. Home study courses and video programs will not be approved. The course shall be a minimum of six (6) hours in length of classroom time. In order for the course to be approved, the target audience shall include Nurses. The course shall include content on the following: nursing standards related to accurate and complete documentation; legal guidelines for recording; methods and processes of recording; methods of alternative record-keeping; and computerized documentation. RESPONDENT SHALL cause the instructor to submit a Verification of Course Completion form, provided by the Board, to the Board's office to verify RESPONDENT's successful completion of the course. This course shall be taken in addition to any other courses stipulated in this Order, if any, and in addition to any continuing education requirements the Board has for relicensure. *Board-approved courses may be found at the following Board website address: <http://www.bon.state.tx.us/about/stipscourses.html>.*

**IT IS FURTHER AGREED, SHOULD RESPONDENT PRACTICE AS A REGISTERED NURSE OR LICENSED VOCATIONAL NURSE IN THE STATE OF TEXAS, RESPONDENT WILL PROVIDE DIRECT PATIENT CARE AND PRACTICE IN A HOSPITAL, NURSING HOME, OR OTHER CLINICAL SETTING AND RESPONDENT MUST WORK IN SUCH SETTING A MINIMUM OF SIXTY-FOUR (64) HOURS PER MONTH UNDER THE FOLLOWING STIPULATIONS FOR ONE (1) YEAR OF EMPLOYMENT. THE LENGTH OF THE STIPULATION PERIOD WILL BE EXTENDED UNTIL SUCH TWELVE (12) MONTHS HAVE ELAPSED. PERIODS OF UNEMPLOYMENT OR OF EMPLOYMENT THAT DO NOT REQUIRE THE USE OF A REGISTERED NURSE (RN) OR VOCATIONAL NURSE (LVN) LICENSE WILL NOT APPLY TO THIS STIPULATION PERIOD:**

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

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

employer to submit the Notification of Employment form, which is provided to the Respondent by the Board, to the Board's office within five (5) days of employment as a nurse.

(6) RESPONDENT SHALL be supervised by a Registered Nurse who is on the premises. The supervising nurse is not required to be on the same unit or ward as RESPONDENT, but should be on the facility grounds and readily available to provide assistance and intervention if necessary. The supervising nurse shall have a minimum of two (2) years experience in the same or similar practice setting to which the Respondent is currently working. RESPONDENT SHALL work only regularly assigned, identified and predetermined unit(s). RESPONDENT SHALL NOT be employed by a nurse registry, temporary nurse employment agency, hospice, or home health agency. RESPONDENT SHALL NOT be self-employed or contract for services. Multiple employers are prohibited.

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

IT IS FURTHER AGREED, that upon full compliance with the terms of this Order, RESPONDENT SHALL be issued unencumbered licenses and multistate licensure privileges, if any, to practice nursing in the State of Texas.

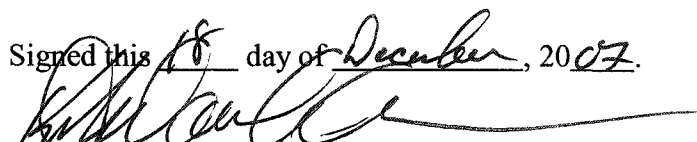
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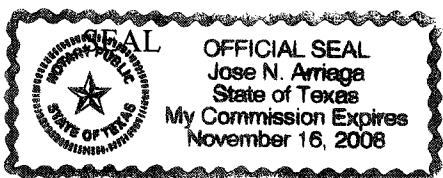
RESPONDENT'S CERTIFICATION


I understand that I have the right to legal counsel prior to signing this Agreed Order. I have reviewed this Order. I neither admit nor deny the violations alleged herein. By my signature on this Order, I agree to the Findings of Fact, Conclusions of Law, Order, and any conditions of said Order, to avoid further disciplinary action in this matter. I waive judicial review of this Order. I understand that this Order is subject to ratification by the Board. When this Order is ratified, the terms of this Order become effective, and a copy will be mailed to me. I understand that if I fail to comply with all terms and conditions of this Order, I will be subject to investigation and disciplinary sanction, including revocation of my licenses to practice nursing in the State of Texas, as a consequence of my noncompliance.

Signed this 18<sup>th</sup> day of December, 2007.


  
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KIETH REXTON DORENBACH, Respondent

Sworn to and subscribed before me this 18<sup>th</sup> day of December, 2007.



  
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Notary Public in and for the State of Texas

Approved as to form and substance.

  
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CARLOS E. HERNANDEZ, Jr., Attorney for Respondent

Signed this 18<sup>th</sup> day of December, 2007.



WHEREFORE, PREMISES CONSIDERED, the Texas Board of Nursing does hereby ratify and adopt the Agreed Order that was signed on the 18th day of December, 2007, by KIETH REXTON DORENBACH, Registered Nurse License Number 594379 and Vocational Nurse License Number 111068, and said Order is final.

Effective this 12th day of February, 2008.



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