

BEFORE THE TEXAS BOARD OF NURSING

In the Matter of Vocational Nurse §
License Number 72216 §
issued to LINDA WARD MASON §

ORDER OF THE BOARD

On this day, the Texas Board of Nursing, hereinafter referred to as the Board, accepted the voluntary surrender of Vocational Nurse License Number 72216, issued to LINDA WARD MASON, hereinafter referred to as Respondent. This action was taken in accordance with Section 301.453(c), Texas Occupations Code.

Respondent waived representation by counsel, informal conference, notice and hearing.

The Board makes the following Findings of Fact and Conclusions of Law.

FINDINGS OF FACT

1. Respondent is currently licensed to practice vocational nursing in the State of Texas.
2. Respondent waived representation by counsel, informal conference, notice and hearing.
3. Respondent received a Certificate in Vocational Nursing from St. Joseph Hospital School of Vocational Nursing, Fort Worth, Texas, on February 8, 1977. Respondent was licensed to practice vocational nursing in the State of Texas on May 19, 1977.
4. Respondent's nursing employment history includes:

05/1977 - 09/1998	Unknown	
10/1998 - 07/2007	Staff Nurse Charge Nurse	Benbrook Nursing and Rehabilitation Center Benbrook, Texas
08/2007 - Present	Unknown	

5. On or about August 15, 2007, Respondent was provided notice of alleged violations of the Texas Nursing Practice Act, as follows:
 - (a) On or about June 2, 2007, while employed as a weekend Charge Nurse with Benbrook Nursing and Rehabilitation Center, Benbrook, Texas, Respondent failed to appropriately and timely assess, intervene, and notify the physician regarding the change in condition of Resident BS, who had returned from her scheduled dialysis appointment with a decreased level of consciousness. Resident BS subsequently expired on June 3, 2007. Respondent's conduct, as alleged, may have contributed to the resident's demise; and
 - (b) On or about June 2, 2007, while employed as a weekend Charge Nurse with Benbrook Nursing and Rehabilitation Center, Benbrook, Texas, Respondent made false entries and failed to appropriately and completely document in the medical record of Resident BS. Respondent's conduct, as alleged, resulted in a fraudulent, inaccurate medical record.
6. On May 7, 2008, Respondent returned Vocational Nurse License Number 72216 and submitted a notarized statement to the Board voluntarily surrendering her license to practice vocational nursing in the State of Texas. A copy of Respondent's notarized statement, dated May 5, 2008, is attached and incorporated by reference as part of this Order.

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 violations of Section 301.452(b)(10)&(13), Texas Occupations Code, and 22 TEX. ADMIN. CODE §§ 217.11(1)(A),(1)(B),(1)(D), (1)(M),(1)(P)&(2)(A) and 217.12(1)(A),(1)(B),(1)(C),(4)&(6)(A).
4. Under Section 301.453(c), Texas Occupations Code, the Board has the authority to accept the voluntary surrender of a license.
5. Under Section 301.453(d), Texas Occupations Code, the Board may impose conditions for reinstatement of licensure.
6. Any subsequent reinstatement of this license will be controlled by Section 301.452 (b), Texas Occupations Code, and 22 TAC §§ 213.26-.29, and any amendments thereof in effect at the time of the reinstatement.

ORDER

NOW, THEREFORE, IT IS ORDERED that the voluntary surrender of Vocational Nurse License Number 72216, heretofore issued to LINDA WARD MASON, to practice vocational nursing in the State of Texas, is accepted by the Executive Director on behalf of the Texas Board of Nursing. In connection with this acceptance, the Board imposes the following conditions:

1. RESPONDENT SHALL NOT practice vocational nursing, use the title of vocational nurse or the abbreviation LVN or wear any insignia identifying herself as a vocational nurse or use any designation which, directly or indirectly, would lead any person to believe that RESPONDENT is a vocational nurse during the period in which the license is surrendered.
2. RESPONDENT SHALL NOT petition for reinstatement of licensure until: one (1) year has elapsed from the date of this Order.
3. Upon petitioning for reinstatement, RESPONDENT SHALL satisfy all then existing requirements for relicensure.

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

Effective this 9th day of May, 2008.

TEXAS BOARD OF NURSING

By:



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

LINDA WARD MASON
1216 Kimbrough
Fort Worth, Texas 76108
Texas Vocational License #72216

September 10, 2007

Dear Board of Nurse Examiners:

I no longer desire to be licensed as a vocational nurse. Accordingly, I voluntarily surrender my license to practice in Texas. I waive representation by counsel and consent to the entry of an Order which outlines requirements for reinstatement of my license. I understand that I will be required to comply with the Board's Rules and Regulations in effect at the time I submit any petition for reinstatement.

Signature Linda Ward Mason

Date 5-5-08

Texas LVN License Number 72216 TX

The State of Texas

Before me, the undersigned authority, on this date personally appeared LLINDA WARD MASON who, being duly sworn by me, stated that she executed the above for the purpose therein contained and that she understood same.

Sworn to before me the 5th day of May, 2008.

SEAL

Lewis J. Lowder
Notary Public in and for the State of Ohio
Comm. exp 12-18-2011