

BEFORE THE TEXAS BOARD OF NURSING

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In the Matter of Registered Nurse License Number 556098 §       AGREED  
and Vocational Nurse License Number 121965           §  
issued to ROGER LYNN WOOD                           §       ORDER

On this day the Texas Board of Nursing, hereinafter referred to as the Board, considered the matter of ROGER LYNN WOOD, Registered Nurse License Number 556098, and Vocational Nurse License Number 121965, hereinafter referred to as Respondent.

Information received by the Board produced evidence that Respondent may have violated Section 301.452(b)(10), Texas Occupations Code. Respondent waived representation by counsel, informal conference, notice and hearing, and agreed to the entry of this Order offered on February 8, 2008, 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 representation by counsel, 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 McLennan Community College, Waco, Texas, on August 11, 1988. Respondent was licensed to practice vocational nursing in the State of Texas on December 8, 1988. Respondent received an Associate Degree in Nursing from McLennan Community College, Waco, Texas, on May 1, 1989. Respondent was licensed to practice professional nursing in the State of Texas on August 25, 1989.

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

December 1988 - May 1990	Unknown
June 1990 - December 1997	Staff RN Baylor University Medical Center Dallas, Texas
December 1997 - April 1998	Staff RN Steven M. Pounders, MD Dallas, Texas
May 1998 - July 1998	Staff RN Presbyterian Hospital of Dallas Dallas, Texas
August 1998 - September 1998	Unknown
October 1998 - November 1998	Director of Nursing Skilled Medical and Affiliates, LLC Heath, Texas
December 1998 - February 1999	Staff RN The Medical Center of Mesquite Mesquite, Texas
February 1999 - July 1999	Staff RN Abilene Regional Medical Center Abilene, Texas
August 1999 - November 1999	Staff RN Pro-Med National Staffing Wichita Falls, Texas
November 1999 - February 2000	Staff RN Methodist Charlton Medical Center Dallas, Texas
March 2000 - April 2000	Unknown

Respondent's vocational and professional nursing employment history continued:

May 2000 - June 2000	Staff RN Mesquite Community Hospital Mesquite, Texas
July 2000 - June 2001	Unknown
July 2001 - August 2001	Staff RN Kindred Hospital Dallas, Texas
September 2001 - December 2001	Unknown
January 2002 - April 2002	Staff RN/Administrator Northpark Medical Group Dallas, Texas
May 2002 - February 2004	Staff RN Fresenius Medical Care Dallas, Texas
February 2004 - September 2005	Staff RN Coronado Nursing Center Abilene, Texas
October 2005 - June 2006	Staff RN Abilene Regional Medical Center Abilene, Texas
July 2006 - March 2007	Unknown
April 2007 - September 2007	Staff RN Nursefinders, Inc. Fort Worth, Texas
November 2007 - Present	Staff RN Senior Care at Lake Pointe Rockwall, Texas

6. On September 21, 1988, Respondent's license, upon issuance, was suspended, with said suspension stayed, and placed on probation by the Board of Vocational Nurse Examiners for the State of Texas. A copy of the September 21, 1988, Agreed Board Order is attached and incorporated, by reference, as part of this Order.
7. On or about April 19, 2007, Respondent submitted an application for employment with Nursefinders, Inc., Fort Worth, Texas, in which he provided false, deceptive, and/or misleading information, in that he documented having received a Bachelor of Science in Nursing from the University of Texas at Arlington, Arlington, Texas, when he did not have such a degree. Respondent's conduct was likely to deceive the facility and could have affected their decision to employ Respondent.
8. Regarding the conduct outlined in Finding of Fact Number Seven (7), Respondent states that he made a "grave mistake" and apologized to the owner of Nursefinders, Inc. Respondent adds that he had no good reason for falsifying the application.

#### 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), Texas Occupations Code, and 22 TEX. ADMIN. CODE §217.12(6)(A)(I).
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 556098, and Vocational Nurse License Number 121965, heretofore issued to ROGER LYNN WOOD, including revocation of Respondent's licenses to practice nursing in the State of Texas.

#### ORDER

IT IS THEREFORE AGREED and ORDERED, subject to ratification by the Texas Board of Nursing, that Registered Nurse License Number 556098, and Vocational Nurse License Number 121965, previously issued to ROGER LYNN WOOD, to practice nursing in Texas are hereby SUSPENDED for a period of one (1) year with the suspension STAYED and Respondent is

hereby placed on PROBATION for one (1) year with the following agreed terms of probation:

IT IS FURTHER AGREED and ORDERED that this Order SHALL be applicable to Respondent's multistate privilege, if any, to practice nursing in the State of Texas.

IT IS FURTHER AGREED and ORDERED that while Respondent's license is encumbered by this order the 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.

(1) 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.

(2) RESPONDENT SHALL deliver the wallet-sized licenses issued to ROGER LYNN WOOD, to the office of the Texas Board of Nursing within ten (10) days of the date of this Order for appropriate notation.

(3) 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>.*

(4) RESPONDENT SHALL pay a monetary fine in the amount of two hundred fifty (\$250.00). RESPONDENT SHALL pay this fine within forty-five (45) days of entry of this Order. Payment is to be made directly to the Texas Board of Nursing in the form of cashier's check or U.S. money order. Partial payments will not be accepted.

**IT IS FURTHER AGREED, SHOULD RESPONDENT PRACTICE AS A 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 PROBATION CONDITIONS FOR ONE (1) YEAR OF EMPLOYMENT. THE LENGTH OF THE PROBATIONARY 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 PROBATIONARY PERIOD:**

(5) RESPONDENT SHALL notify each present employer in nursing of this Order of the Board and the probation conditions 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 probation conditions 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 future employer prior to accepting an offer of employment.

(6) 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.

(7) 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.

(8) 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 and ORDERED that if during the period of probation, an additional allegation, accusation, or petition is reported or filed against the Respondent's license, the probationary period shall not expire and shall automatically be extended until the allegation, accusation, or petition has been acted upon by the Board.

IT IS FURTHER AGREED, that upon full compliance with the terms of this Order, RESPONDENT SHALL be issued an unencumbered license 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 waive representation by counsel. I have reviewed this Order. I neither admit nor deny the violation 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 27 day of March, 2008.

Roger Lynn Wood  
ROGER LYNN WOOD, Respondent

Sworn to and subscribed before me this 27 day of March, 2008.

SEAL


Mary Gossett

Notary Public in and for the State of 7-6-2010



WHEREFORE, PREMISES CONSIDERED, the Texas Board of Nursing does hereby ratify and adopt the Agreed Order that was signed on the 27th day of March, 2008, by ROGER LYNN WOOD, Registered Nurse License Number 556098, and Vocational Nurse License Number 121965, and said Order is final.

Effective this 13th day of May, 2008.

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

BOARD OF VOCATIONAL NURSE EXAMINERS

VS.

ROGER LYNN WOOD

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STATE OF TEXAS

COUNTY OF TRAVIS

AGREED BOARD ORDER

On this day came on to be considered by the Board of Vocational Nurse Examiners the matter of ROGER LYNN WOOD, an Applicant for Licensure by Examination in the State of Texas, 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 Application submitted by Respondent as a result of a complaint and subsequent investigation. Said investigation produced evidence indicating that Respondent has engaged in the intemperate use of alcohol or drugs, in violation of Article 4528c, Section 10 (a) (8), Revised Civil Statutes of Texas, in the following manner:

- a. On or about July 12, 1988, Respondent submitted his Application for Licensure by Examination to the Board of Vocational Nurse Examiners for the State of Texas. Respondent checked "yes" in response to the question in item (33): "Were you or are you currently an intemperate user of drugs?", and "Were you or are you currently an intemperate user of alcohol?".
- b. With said Application, Respondent submitted documentation referencing his past intemperate use of alcohol and drugs, his successful completion of an in-patient treatment program for said alcohol and drug abuse in about February 1987, and his continuing efforts toward rehabilitation.

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.

AUG 23 1988

By his signature on this Order Respondent does hereby waive the right to Notice of a Formal Hearing, and a Formal Hearing before the Board of Vocational Nurse Examiners, 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

THEREFORE, PREMISES CONSIDERED, The Board of Vocational Nurse Examiners does hereby order that ROGER LYNN WOOD, an Applicant for Licensure by Examination in the State of Texas, be allowed to write the examination for licensure as a vocational nurse in the State of Texas. Upon obtaining a passing score, Respondent shall be issued a license to practice vocational nursing. Said license shall be suspended, suspension stayed, and placed on probation for a period of two (2) years.

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

1. That Respondent shall continue his attendance in AA/NA and shall cause his AA or NA Sponsor or Counselor to submit satisfactory progress reports directly to the Board Office every six (6) months throughout the term of probation.
2. That if Respondent's place of employment, his address or telephone number changes, Respondent is to notify the Board Office immediately.
3. That any periods of unemployment must be documented in writing by Respondent and submitted to the Board Office throughout the term of probation.

It is also ordered that ROGER LYNN WOOD, shall comply with all the provisions of Article 4528c, Revised Civil Statutes of Texas.

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

Dated this the 22<sup>nd</sup> day of August, 1988

Roger Lynn Wood  
Signature of Respondent

6609-C LANDMARK DRIVE  
Current Address

WACO TEXAS 76710  
City and State

(817) 776-0335  
Respondent's Telephone Number

The State of Texas  
County of McLENNAN

Before me, the undersigned authority, on this day personally appeared ROGER LYNN WOOD 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.

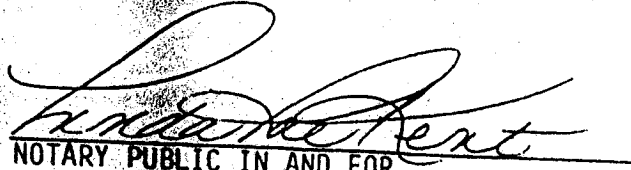
Sworn to before me this the 22 day of August  
1988.

Mary Frances Scholz  
Notary Public  
My Commission Expires 4-30-89

Joyce A. Hammer  
Joyce A. Hammer, R.N.  
Agent for the Board of  
Vocational Nurse Examiners

AGREED BOARD ORDER  
RE: ROGER LYNN WOOD, ( in Applicant  
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SWORN AND SUBSCRIBED to before me, the undersigned authority, on this the 24<sup>th</sup>  
day of August, 1988.



NOTARY PUBLIC IN AND FOR  
THE STATE OF TEXAS  
Linda Rae Kent  
My Commission Expires 10-24-89.

ENDORSEMENT OF THE BOARD  
To The Agreed Board Order  
in the matter of  
EXAM APPLICANT  
ROGER LYNN WOOD

At its regularly called session, 21st day of September, 1988, came on to be considered the indicated Agreed Board Order pertaining to ROGER LYNN WOOD. 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 this the 21st day of September, 1988.

<u>Charlotte J. Sargent</u>	<u>Sharon L. ...</u>
<u>W. ...</u>	<u>Assistant ...</u>
<u>Adelia M. Miller, C.N.</u>	_____
<u>...</u>	_____
<u>Lily ...</u>	_____
<u>Sandra Jane Knight</u>	_____