

BEFORE THE TEXAS BOARD OF NURSING

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In the Matter of Vocational Nurse §  
License Number 151648 §  
issued to PATRICIA ROSE MILES §

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 151648, issued to PATRICIA ROSE MILES, 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 proceedings, notice and hearing.

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

FINDINGS OF FACT

1. Respondent's licence to practice vocational nursing in the State of Texas is currently in "delinquent" status.
2. Respondent waived representation by counsel, informal proceedings, notice and hearing.
3. Respondent received a Certificate in Vocational Nursing from San Jacinto College North, Houston, Texas, on December 16, 1994. Respondent was licensed to practice vocational nursing in the State of Texas on February 28, 1995.
4. Respondent's nursing employment history includes:

02/1995 - 12/1995	Unknown	
01/1996 - 01/1997	Home Health Nurse	New Horizons Home Care Baytown, Texas

Respondent's nursing employment history continued:

01/1997 - 1997	Home Health Nurse	Trinity Home Care Houston, Texas
Unknown	Office Nurse	Lawrence Slocky, MD Baytown, Texas
08/1999 - Unknown	Staff Relief	Deans Professional Service Houston, Texas
11/1999 - 03/2006	Staff Nurse	Kelsey-Seybold Clinic Houston, Texas
04/2006 - Present	Unknown	

5. On or about August 14, 2008, Respondent was provided a proposed Agreed Order with a sanction of Remedial Education and which included, in relevant part, the following findings of fact:

On or about September 6, 2005, while employed as a Staff Nurse with Kelsey-Seybold Clinic, Houston, Texas, Respondent erroneously administered Tetanus & Diptheria (Td) Vaccine to Patient Number 213727776, instead of Boostrix, as ordered by the physician. Boostrix is a vaccine that, in addition to Tetanus and Diptheria, provides immunization against Pertussis (whooping cough). Consequently, the patient was not immunized against Pertussis and could not be vaccinated with Boostrix for an additional 5 - 10 years because Tetanus containing vaccines can only be repeated every 5 - 10 years. Respondent's conduct was likely to harm the patient in that it prevented the child from being fully immunized.

On or about February 10, 2006, while employed as a Staff Nurse with Kelsey-Seybold Clinic, Houston, Texas, Respondent erroneously administered Depo Provera to Patient Number 07538507 instead of Depro Medrol, as ordered by the physician for symptoms associated with a respiratory infection. When the patient returned to the clinic on March 2, 2006, with continued symptoms, the physician reviewed the patient's medical record and noted that Respondent had documented that she had administered Depo Provera, a contraceptive injection. Respondent's conduct was likely to harm the patient from adverse reactions to Depo Provera and from non-efficacious treatment.

6. On or about October 3, 2008, Respondent telephonically communicated to the Board her desire to voluntarily surrender her licence to practice vocational nursing in the State of Texas.
7. On November 20, 2008, Respondent submitted a signed statement to the Board voluntarily surrendering her license to practice vocational nursing in the State of Texas. A copy of Respondent's signed statement is attached and incorporated herein 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)(C)&(1)(D) and 217.12(1)(A),(1)(B)&(4).
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.

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ORDER

NOW, THEREFORE, IT IS ORDERED that the voluntary surrender of Vocational Nurse License Number 151648, heretofore issued to PATRICIA ROSE MILES, 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 immediately deliver the wallet-size license, heretofore issued to PATRICIA ROSE MILES, to the office of the Texas Board of Nursing.
2. 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.
3. RESPONDENT SHALL NOT petition for reinstatement of licensure until: one (1) year has elapsed from the date of this Order.
4. 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 26th day of November, 2008.



TEXAS BOARD OF NURSING

By:

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

Patricia Rose Miles  
1330 Littleport  
Channel View, Texas 77530  
Texas Licensed Vocational Nurse License #151648

Voluntary Surrender Statement

October 6, 2008

Dear Texas Board of Nursing:

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 Patricia R Miles

Date 11-20-08

Texas Nursing License Number 151648

The State of Texas

Before me, the undersigned authority, on this date personally appeared Patricia Rose Miles 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 \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

SEAL

\_\_\_\_\_  
Notary Public in and for the State of \_\_\_\_\_