BEFORE THE TEXAS BOARD OF NURSING

****

In the Matter of Registered Nurse §
License Number 610938 §
issued to JULIE ANN RETERSDORF §

ORDER OF THE BOARD

On this day, the Texas Board of Nursing, hereinafter referred to as the B accepted the voluntary surrender of Registered Nurse License Number 610938, issued to JULIE ANN RETERSDORF, 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 is currently licensed to practice nursing in the State of Texas.

2. Respondent waived representation by counsel, informal proceedings, notice and hearing.

3. Respondent received a Baccalaureate Degree in Nursing from Spaulding University, Louisville, Kentucy, on May 1, 1983. Respondent was licensed to practice professional nursing in the State of Texas on October 31, 1994.

4. Respondent's nursing employment history includes:

06/1983-09/1994	Staff Nurse Medical Center Hospital of Vermont Burlington, Vermont
11/1987-02/1989	Staff Nurse/Part Time Essex Pediatrics Office Essex Junction, Vermont

TEXAS BOARD OF NURSING
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.
Executive Director of the Board

Respondent's nursing employment history continued:

09/1994-11/1994	Unknown
12/1994-08/1995	Staff Nurse Seton Hospital Austin, Texas
08/1995-05/1997	Staff Nurse Children's Hospital Austin, Texas
05/1997-08/2000	PRN Nurse Seton Hospital Austin, Texas
2001-2005	Not employed in nursing
2006-2007	Private Duty Nursing Austin, Texas
09/2007-10/2008	Charge Nurse/DON The Plaza at Querencia Barton Creek Austin, Texas
10/2008-07/2010	Staff Nurse Hospice Austin Austin, Texas
08/2010-present	Unknown

5. At the time of the incidents in Findings of Fact Number Six (6), Respondent was employed as a Registered Nurse with Hospice Austin, Austin, Texas, and had been in this position approximately one (1) year and nine (9) months.

6. On September 15, 2010, the Board provided notice to Respondent regarding the following allegations:

   - On or about March 2010, through June, 2010, while employed with Hospice Austin, Austin, Texas, Respondent failed to provide and/or document nursing care she provided to patients assigned to your care.

   - On or about July 12, 2010, while employed with Hospice Austin, Austin, Texas, Respondent lacked fitness to practice professional nursing in that she exhibited

impaired behavior while on duty, including, but not limited to; disheveled appearance, trembling hands, and glassy eyes.

- On or about July 12, 2010, while employed with Hospice Austin, Austin, Texas, Respondent engaged in the intemperate use of alcohol while on duty in that she produced a positive Breathalyzer reading for alcohol. Additionally, Respondent admitted to her employer that she had been drinking wine prior to reporting for duty.

7. On April 27, 2011, the Board received a notarized statement from Respondent voluntarily surrendering the right to practice nursing in Texas. A copy of Respondent's notarized statement, dated April 25, 2011, is attached and incorporated herein by reference as part of this Order.

8. The Board policy implementing Rule 213.29 in effect on the date of this Agreed Order provides discretion by the Executive Director for consideration of conditional reinstatement after proof of twelve (12) consecutive months of abstinence from alcohol and drugs followed by licensure limitations/stipulations and/or peer assistance program participation.

9. The Board finds that there exists serious risks to public health and safety as a result of impaired nursing care due to intemperate use of controlled substances or chemical dependency.

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)(9), (10)&(13) Texas Occupations Code, 22 TEX. ADMIN. CODE §217.11(1)(B)&(1)(D), and TEX. ADMIN. CODE §217.12(1)(A),(1)(B),(4),(5),(10)(A),(10)(D)&(11)(B).

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 Registered Nurse License Number 610938, heretofore issued to JULIE ANN RETERSDORF, to practice professional 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 professional nursing, use the title of Registered or the abbreviation RN or wear any insignia identifying herself as a registered nurse or use any designation which, directly or indirectly, would lead any person to believe that RESPONDENT is a registered 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; and, RESPONDENT has obtained objective, verifiable proof of twelve (12) consecutive months of sobriety immediately preceding the petition.

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 nurse licensure compact privileges, if any, to practice professional nursing in the State of Texas.

Effective this 27th day of April, 2011.

TEXAS BOARD OF NURSING

By: _____

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

Julie Ann Retersdo
1115 Ottawa Driv
Austin, Texas 787

Texas Registered License 610938

Voluntary Surrender Statement

March 16, 2011

Dear Texas Board of Nursing

I no longer desire to be licensed as a professional nurse. Accordingly, I voluntarily surrender my license/licenses 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 Julie A Retersdorf

Date 3-25-11

Texas Nursing License Number/s 610938

The State of Texas

Before me the undersigned authority, on this date personally appeared 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 25 day of March, 2011.

BRANDY URIOSTE
Notary Public, State of Texas
My Commission Expires
December 10, 2011

Brandy Urioste

Notary Public in and for the State of Texas