

Covenant School of Nursing
Disciplinary Action Summary Assignment
Instructional Module 2

Student Name: Taylor Johnson

Date: 4/10/2025

DAS Assignment # 2

Name of the defendant: Jason Schobert, RN

License number of the defendant: 858146

Date(s) and BON decision(s) taken against the license:

5/14/2024 License Revoked

Type of action(s) imposed to retain or regain licensure, if applicable (ex.: warning with stipulations, etc.)

Nurse Jason Schobert was not given the option to retain or regain licensure in the State of Texas

- *Use the space below to describe the events which led to the action(s) taken against the license. If multiple charges were in play, be sure and cite each of them, e.g. drug diversion, HIPAA violation, abandonment, etc.*

Nurse Schobert has multiple charges listed on the Order of the Board outlining the reasons for revocation of his license to practice as a nurse. These charges are plainly indicating a drug diversion/misappropriation issue with the nurse, as well as causing a patient safety issue, and continued fraud.

Charge 1: On 10/25/2022 Nurse Schobert's authorization to practice Nursing in California was rescinded, no outside information was given as to why it was rescinded.

Charge 2: Between 11/12/2022 and 11/15/2022 Nurse Schobert withdrew Demerol and Dilaudid for patients in the Emergency room under various physician's names, multiple times without a valid order. Two of the patients that he pulled these medications under had already been discharged from the Emergency Department. This indicates drug diversion.

Charge 3: Between 11/12/2022 and 11/15/2022 Nurse Schobert retained possession of Demerol and Dilaudid instead of administering to patients or returning to the medication dispensing system. This indicates drug diversion.

Charge 4: Around 11/14/2022 Nurse Schobert fraudulently used a physician's DEA number to send an electronic prescription to Market Street Pharmacy under his mother's name for Alprazolam, Tramadol, and Testosterone. Nurse Schobert picked up the prescriptions under his mother's name and took possession of them. No order or physician authorization was given for the prescriptions. This indicates fraud and drug diversion, as well as a HIPAA violation.

Charge 5: Around 11/16/25 Nurse Schobert's privilege to practice nursing in Arkansas was suspended via cease and desist due to unprofessional conduct:

Nurse Schobert while on a travel contract submitted to a for-cause employment drug screening due to diversion suspicion with visible track marks on his arm, ON 12/11/2021. On 1/12/2022, the screening resulted positive for fentanyl and norfentanyl, subsequently employment was involuntarily terminated. Suspicion for diversion was due to: "Hydrocodone/APAP.. unaccounted for, Fentanyl unaccounted for, Removed more fentanyl as compared to peers, Cancelling more removal of controlled substances as compared to peers, Delayed admin of controlled drugs, Delayed Wastes from admin time, Took down narcotic drips of deceased patients and changing narcotic bags unnecessarily.", Arkansas State Board of Nursing Cease and Desist Order to practice nursing, report of William Fletcher Inpatient Diversion Coordinator.

Charge 6: On 10/16/2023 Nurse Schobert pled guilty to Fraud and Intent to obtain a schedule 3/4 controlled substance, a 3rd-degree felony and he was sentenced to 10 years in prison but was dropped to 5 years probation with monetary fine and community service as a result of **Charge 4**.

- *Use the space below to provide a description of measures you think could have prevented any action being taken against the license and/or would have prevented harm to the patient, if harm occurred.*

Measures to be taken to prevent revocation of licensure by the Board of Nursing would be seeking help from drug abuse. There seems to be a long-standing addiction to controlled substances, specifically pain medication, given the charges on Nurse Schobert. There is an epidemic of addiction to these types of medications, and the best way to tackle these issues is to admit fault and seek help. Nurse Schobert did not appear in front of the board as indicated on page 1, so there is no explanation or accountability statement from the respondent, this shows a lack of accountability and responsibility. I believe a diversion program would have helped the nurse to not continue to divert drugs and commit fraud. Diversion programs promote rehab through strict monitoring, counseling, and teaching accountability. Taking responsibility and seeking treatment early are crucial steps to protect both patient safety and one's nursing license.

- *Identify ALL universal competencies (4-5) that were violated and explain how in detail to reflect your understanding and importance of the universal competencies.*

Safety and Security (Physical&Emotional)

Safety and Security violations can be identified in a few ways in this instance. Nurse Schobert diverting drugs without a physician's order, including on patients that have been discharged prior to pulling from the dispensing system, compromises patient safety. This can be seen as a HIPAA violation due to accessing and utilizing PHI for personal gain. Nurse Schobert pulled these medications and did not administer them, or document a reason for pulling them, as well as in Charge 5, Arkansas indicated a direct physical safety issue of being positive for Fentanyl while at work. These all pose a safety risk for the patient for harm in not receiving medication, or there being a discrepancy between the medication dispensing system and the e-mar for the patient.

Critical Thinking

This was violated by not using ethical decision-making, clinical reasoning, or sound nursing judgment. Diversion of narcotics, continuously, as well as fraudulently using a physician's DEA number, shows a severe lack of judgment and a failing to think critically at the implications of his actions and the ability of those actions to harm a patient.

Professional Role

This was violated by neglecting his professional integrity, ethical standards, and a blatant disregard for the law. Fraud, drug diversion, HIPAA violations, etc. indicate a severe lack of caring about his license or his patients. Not only did he violate patient trust, and professional standards, he also lacks professional responsibility by not taking accountability for his actions.

Documentation

This violation occurred in many instances. Nurse Schobert pulled medications and did not document appropriately in the patient chart, due to not having an order to pull them or documenting that the medications were pulled. He also pulled medication for patients that had already been discharged. Nurse Schobert sent a prescription for his mother fraudulently with no order to do so under a physician's DEA number.

- *Use the space below to describe what actions you think a prudent nurse would take as the first to person to discover the event described. In other words, you are the one who discovers the patient has been harmed by the nurse or you have discovered the impairment or criminal activity cited in the disciplinary action.*

If I was the person to discover the diversion of drugs I would address it with Nurse Schobert if it was a safe place to do so, but would also be obligated to notify my charge nurse, submit an HR referral, and possibly the Nurse Manager and or Police. In the instance of sending a prescription fraudulently I would notify the police. Drug diversion programs work, but the nurse has to be willing to change and make the moves to change. I would encourage my co-worker to seek help and self-report, but would put patients above the co-worker relationship. I would document my observations of any medication discrepancies and ensure that all suspicious behavior was documented and conveyed to the proper chain of command. I would also cooperate with any investigation timely.