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By Alba Smith  
Virginia Board of Nursing



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A BD OF NURSING

COMMONWEALTH of VIRGINIA

David E. Brown, D.C.  
Director

Department of Health Professions

Perimeter Center  
9960 Mayland Drive, Suite 300  
Henrico, Virginia 23233-1463

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TEL (804) 367-4400  
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March 16, 2017

Joan Marie Zufelt, L.P.N.  
12201 RR 2222, Apt 16010  
Austin, TX 78730

RE: License Number: 0002-092205  
Case Number: 179075

DUPLICATE COPY  
VIA FIRST CLASS MAIL

DATE 3/16/17

Dear Ms. Zufelt:

Pursuant to Virginia Code § 54.1-2409, you are hereby given notice that your right to renew your license to practice practical nursing in the Commonwealth of Virginia has been mandatorily suspended by the enclosed Order entered March 15, 2017. You are hereby advised that you may not practice practical nursing or hold yourself out as a licensed practical nurse unless and until the Board of Nursing has notified you in writing that your license has been reinstated. Please return your license to Jay P. Douglas, Executive Director of the Virginia Board of Nursing ("Board"), at the above address, immediately upon receipt of this letter.

You may apply to the Board for reinstatement of your license, and you shall be entitled to a formal administrative hearing not later than the next regular meeting of the Board after the expiration of 60 days from the Board's receipt of your reinstatement application. The reinstatement of your license shall require the affirmative vote of three-fourths of the members of the Board present at the hearing. The reinstatement application can be found at [www.dhp.virginia.gov/Nursing](http://www.dhp.virginia.gov/Nursing).

If you have any questions about this matter, you can contact me at (804) 367-4474 or [anne.joseph@dhp.virginia.gov](mailto:anne.joseph@dhp.virginia.gov).

Sincerely,

Handwritten signature of Anne Joseph in cursive.

Anne Joseph, Deputy Director  
Administrative Proceedings Division

cc: Jay P. Douglas, Executive Director, Board of Nursing  
Enclosures

**BEFORE THE VIRGINIA DEPARTMENT OF HEALTH PROFESSIONS**

**IN RE: JOAN MARIE ZUFELT, L.P.N.**  
**License Number: 0002-092205**  
**Case Number: 179075**

**ORDER OF MANDATORY SUSPENSION**


In accordance with Virginia Code § 54.1-2409, I, David E. Brown, D.C., Director of the Virginia Department of Health Professions, received and acted upon evidence that the Texas Board of Nursing accepted the surrender by Joan Marie Zufelt, L.P.N., of her license to practice vocational nursing in the State of Texas in lieu of disciplinary action. A certified copy of the Order of the Texas Board of Nursing is attached hereto as Commonwealth's Exhibit 1.

WHEREUPON, by the authority vested in the Director of the Department of Health Professions pursuant to Virginia Code § 54.1-2409, it is hereby ORDERED that the right of Joan Marie Zufelt, L.P.N., to renew her license to practice practical nursing in the Commonwealth of Virginia is hereby SUSPENDED.

Upon entry of this Order, the license of Joan Marie Zufelt, L.P.N., will be recorded as suspended. Should Joan Marie Zufelt, L.P.N., seek reinstatement of her license pursuant to Virginia Code § 54.1-2409, she shall be responsible for any fees that may be required for the reinstatement of the license prior to issuance of the license to resume practice.

This Order shall be applicable to Joan Marie Zufelt, L.P.N.'s multistate licensure privilege, if any, to practice practical nursing in the Commonwealth of Virginia.

Pursuant to Virginia Code § 2.2-4023 and § 54.1-2400.2, the signed original of this Order shall remain in the custody of the Department of Health Professions as a public record and shall be made available for public inspection or copying on request.


  
\_\_\_\_\_  
David E. Brown, D.C., Director  
Virginia Department of Health Professions

ENTERED:

3/15/17  
\_\_\_\_\_

**CERTIFICATION OF DUPLICATE RECORDS**

I, David E. Brown, D.C., Director of the Department of Health Professions, hereby certify that the attached Order of the Board entered February 7, 2017, regarding Joan Marie Zufelt, L.P.N., is a true copy of the records received from the Texas Board of Nursing.

  
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Date: 3/15/17

David E. Brown, D.C.



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

BEFORE THE TEXAS BOARD OF NURSING

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In the Matter of §  
Vocational Nurse License Number 213373 §  
issued to JOAN MARIE ZUFELT §

ORDER OF THE BOARD

On this day the Texas Board of Nursing, hereinafter referred to as the Board, considered the matter of JOAN MARIE ZUFELT, Vocational Nurse License Number 213373, hereinafter referred to as Respondent.

This action was taken in accordance with Section 301.453(c), Texas Occupations Code.

Respondent waived notice and hearing and agreed to the entry of this Order.

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

FINDINGS OF FACT

1. Respondent's license to practice as a vocational nurse in the State of Texas is in current status.
2. Respondent waived notice and hearing, and agreed to the entry of this Order.
3. Respondent received a Certificate in Vocational Nursing from Phoenix Community College, Phoenix, Arizona, on January 22, 1971. Respondent was licensed to practice vocational nursing in the State of Texas on November 27, 2007.

4. Respondent's nursing employment history includes:

11/2007	Staff Nurse	Lake Area Home Health Cedar Park, Texas
12/2007 - 8/2008	Unknown	

Respondent's nursing employment history continued:

9/2008 - 11/2010	Staff Nurse	Amedisys Home Health Baton Rouge, Louisiana
6/2012 - 8/2012	Camp Nurse	YMCA Camp Abnacki North Hero, Vermont
9/2012 - 5/2016	Staff Nurse	Encompass Home Health Austin, Texas
6/2016 - Present	Not employed in nursing	

5. On or about May 3, 2016, while employed as a Staff Nurse with Encompass Home Health, Austin, Texas, and caring for Resident JL, who resided at The Harbour at Lakeway, an assisted living facility, Respondent failed to check the Medication Administration Record (MAR) of the resident at The Harbour at Lakeway, and failed to inform the staff of the Harbour at Lakeway of the current Coumadin dose of 3 mg. The documentation in the Harbour at Lakeway MAR indicated that the Coumadin dose ended on May 2, 2016. The resident did not receive Coumadin from May 3, 2016, through May 9, 2016, and sustained a stroke on May 9, 2016, was admitted to a hospital, then underwent rehabilitation. Respondent's conduct was likely to injure the resident from ineffective treatment.
6. On or about May 6, 2016, while employed as a Staff Nurse with Encompass Home Health, Austin, Texas, and caring for Resident JL, who resided at The Harbour at Lakeway, an assisted living facility, Respondent failed to document a verbal order from May 6, 2016, for an increase in Coumadin in the Encompass Medication Administration Record (MAR) for the resident until May 9, 2016. Respondent's conduct was likely to injure the resident in that subsequent care givers would rely on her documentation to further medicate the resident.
7. On or about May 6, 2016, while employed as a Staff Nurse with Encompass Home Health, Austin, Texas, and caring for Resident JL, who resided at The Harbour at Lakeway, an assisted living facility, Respondent failed to inform the staff of the Harbour at Lakeway of the increase in Coumadin dose from 3 mg to 5 mg for the resident. The resident did not receive Coumadin from May 3, 2016, through May 9, 2016, and sustained a stroke on May 9, 2016, was admitted to a hospital, then underwent rehabilitation. Respondent's conduct was likely to injure the resident from ineffective treatment.
8. Formal Charges were filed on October 28, 2016.
9. Formal Charges were mailed to Respondent on November 1, 2017.

10. On February 7, 2017, the Board received a notarized statement from Respondent voluntarily surrendering the right to practice nursing in Texas. A copy of Respondent's statement, dated February 2, 2017, is attached and incorporated herein 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 violation(s) of 22 TEX. ADMIN. CODE §217.11(1)(A),(1)(B),(1)(D),(1)(M),(1)(P)&(2)(A) and 22 TEX. ADMIN. CODE §217.12(1)(A),(1)(B),(1)(C)&(4).
4. The evidence received is sufficient cause pursuant to Section 301.452(b)(10)&(13), Texas Occupations Code, to take disciplinary action against Vocational Nurse License Number 213373, heretofore issued to JOAN MARIE ZUFELT, including revocation of Respondent's license(s) to practice nursing in the State of Texas.
5. Under Section 301.453(c), Texas Occupations Code, the Board has the authority to accept the voluntary surrender of a license.
6. Under Section 301.453(d), Texas Occupations Code, as amended, the Board may impose conditions for reinstatement of licensure.
7. Any subsequent reinstatement of this license will be controlled by Section 301.453(d), Texas Occupations Code, and 22 TEX. ADMIN. CODE §213.26-.29, and any amendments thereof in effect at the time of the reinstatement.

### TERMS OF ORDER

NOW, THEREFORE, IT IS ORDERED that the **VOLUNTARY SURRENDER** of Vocational Nurse License Number 213373, heretofore issued to JOAN MARIE ZUFELT, to practice 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 "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 at least 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 nurse licensure compact privileges, if any, to practice nursing in the State of Texas.

Effective this 7th day of February, 2017.

TEXAS BOARD OF NURSING

By:



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

JOAN MARIE ZUFELT  
319 BELLAGIO DRIVE  
AUSTIN, TX 78734  
Vocational Nurse License Number 213373

Voluntary Surrender Statement

Dear Texas Board of Nursing:

I no longer desire to be licensed as a nurse. Accordingly, I voluntarily surrender my license(s) 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 may not petition for reinstatement until one (1) year from the effective date of the Order. 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 Joan M. Zufelt

Date 02/02/17

Vocational Nurse License Number 213373

The State of Texas

Before me, the undersigned authority, on this date personally appeared JOAN MARIE ZUFELT 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 the 2nd day of February, 2017.

[Signature]  
Notary Public in and for the State of Texas

