

BEFORE THE VIRGINIA BOARD OF NURSING

IN RE: MARTINA V. HOLLOWAY GRIGG, L.P.N.
License Number: 0002-088202
Case Numbers: 178959, 174298

ORDER

JURISDICTION AND PROCEDURAL HISTORY

Pursuant to Virginia Code §§ 2.2-4020, 2.2-4024(F), and 54.1-2400(11), a panel of the Virginia Board of Nursing (“Board”) held a formal administrative hearing on November 15, 2017, in Henrico County, Virginia, to inquire into evidence that Martina V. Holloway Grigg, L.P.N., may have violated certain laws and regulations governing the practice of practical nursing in the Commonwealth of Virginia.

Martina V. Holloway Grigg, L.P.N., did not appear at this proceeding and was not represented by legal counsel.

NOTICE

By letter dated October 19, 2017, the Board sent a Notice of Formal Hearing (“Notice”) to Ms. Grigg notifying her that a formal administrative hearing would be held on November 15, 2017. The Notice was sent by certified and first class mail to the legal address of record on file with the Board. According to the USPS website, the Notice sent by certified mail is being returned to the Board office marked “unclaimed.” The Notice sent by first class mail was not returned to the Board office. Accordingly, the panel Chair concluded that adequate notice was provided to Ms. Grigg and the formal hearing proceeded in her absence.

Upon consideration of the evidence, the Board adopts the following Findings of Fact and Conclusions of Law and issues the Order contained herein.

FINDINGS OF FACT

1. On November 28, 2012, the Board issued License Number 0002-088202 to Martina V. Holloway Grigg, L.P.N., to practice practical nursing in the Commonwealth of Virginia. Said license is scheduled to expire on May 31, 2019. At all times relevant hereto, said license was in full force and effect. Her primary state of residence is Virginia.
2. On May 29, 2016, during the course of her employment as an agency nurse with Senior Health Care, d.b.a. Job Force, Richmond, Virginia, while assigned to Golden Living – Fredericksburg, Fredericksburg, Virginia, Ms. Grigg failed to initiate CPR when she found Resident A unresponsive in his bed. Ms. Grigg covered the resident from head to toe and left the resident's room, pronouncing to staff that the patient was dead, when she was not authorized to make that determination.
3. On January 4, 2017, and January 24, 2017, during the course of her employment with River City Comprehensive Counseling Services, Glen Allen, Virginia, Ms. Grigg reported to work in an impaired condition. She was observed to have red eyes, slurred speech and slow responses. A patient reported to staff that he observed Ms. Grigg falling asleep. On January 25, 2017, a for-cause drug screen was positive for cocaine and methadone (C-II). Her employment was terminated on January 28, 2017.
4. Ms. Grigg admitted to the Department of Health Professions (“DHP”) investigator that she uses marijuana socially and that there are periods of time when she uses it every day. In addition, she has tested positive for cocaine and methadone.
5. At the time of her employment with River City Comprehensive Counseling Services, Ms. Grigg was also employed at Richmond Private Methadone Clinic. On March 9, 2017, the human resource director reported to the DHP investigator that Ms. Grigg's employment had been terminated and Ms. Grigg confirmed that she was terminated in February 2017.

CONCLUSIONS OF LAW

1. Finding of Fact No. 2 constitutes a violation of Virginia Code § 54.1-3007(2), (5) and (8) and 18 VAC 90-20-300(A)(2)(f) of the Regulations Governing the Practice of Nursing (currently found at 18 VAC 90-19-230(A)(2)(f) effective February 24, 2017).
2. Finding of Fact No. 3 constitutes a violation of Virginia Code § 54.1-3007(5) and (6).
3. Finding of Fact No. 4 constitutes a violation of Virginia Code § 54.1-3007(6).

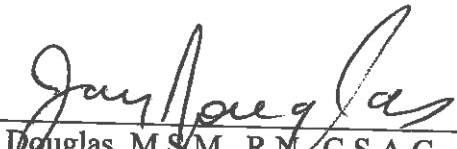
ORDER

Based on the foregoing Findings of Fact and Conclusions of Law, the Virginia Board of Nursing hereby ORDERS as follows:

1. The license issued to Martina V. Holloway Grigg, L.P.N., to practice practical nursing in the Commonwealth of Virginia is INDEFINITELY SUSPENDED for a period of not less than two years from the date of entry of this Order.
2. The license of Ms. Grigg will be recorded as SUSPENDED.
3. This suspension applies to any multistate privilege to practice practical nursing.
4. Should Ms. Grigg seek reinstatement of her license, an administrative proceeding shall be convened to consider such application. At such time, the burden shall be on Ms. Grigg to demonstrate that she is safe and competent to return to the practice of practical nursing. Ms. Grigg shall be responsible for any fees that may be required for the reinstatement and/or renewal of the license prior to issuance of the license to resume practice.

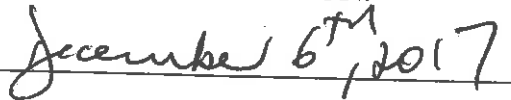
Pursuant to Virginia Code §§ 2.2-4023 and 54.1-2400.2, the signed original of this Order shall remain in the custody of the Department of Health Professions as a public record, and shall be made available for public inspection and copying upon request.

FOR THE BOARD



Jay Douglas, M.S.M., R.N., C.S.A.C., F.R.E.
Executive Director
Virginia Board of Nursing

ENTERED AND MAILED ON:



December 6th, 2017

NOTICE OF RIGHT TO APPEAL

As provided by Rule 2A:2 of the Supreme Court of Virginia, you have 30 days from the date you are served with this Order in which to appeal this decision by filing a Notice of Appeal with Jay Douglas, M.S.M, R.N., C.S.A.C., F.R.E., Executive Director, Board of Nursing, 9960 Mayland Drive, Suite 300, Henrico, Virginia 23233. The service date shall be defined as the date you actually received this decision or the date it was mailed to you, whichever occurred first. In the event this decision is served upon you by mail, three days are added to that period.

Certified True Copy

By 

Virginia Board Of Nursing