

**VIRGINIA:**

**BEFORE THE BOARD OF NURSING**

**IN RE:**

**ELIZABETH JONES, L.P.N.**

**ORDER**

In accordance with §§ 2.2-4019, 2.2-4021 and 54.1-2400(10) of the Code of Virginia (1950), as amended ("Code"), an informal conference was conducted on behalf of the Board of Nursing ("Board") on June 5, 2008, in Henrico County, Virginia. Ms. Jones was not present nor was she represented by legal counsel. Janet Younger, R.N., P.N.P., Ph.D., serving as Agency Subordinate for the Board, submitted a Recommended Decision for consideration.

On July 15, 2008, a quorum of the Board met to receive and act upon the Recommended Decision of the Agency Subordinate. Ms. Jones was not present nor was she represented by legal counsel.

Based upon its review of the Recommended Decision of the Agency Subordinate, the Board makes the following Findings of Fact and Conclusions of Law and issues the following Order.

**FINDINGS OF FACT**

1. Elizabeth Jones, L.P.N., was issued License No. 0002-055290 to practice as a practical nurse in Virginia on September 25, 1997. The license is set to expire on April 30, 2009.
2. By letter dated May 1, 2008, the Board of Nursing sent a Notice of Informal Conference ("Notice") to Ms. Jones notifying her that an informal conference would be held on June 5, 2008. The Notice was sent by certified and first class mail to 4624 Glen Tara Drive, Midlothian, Virginia 23112, the address of record on file with the Board of Nursing. The certified mail receipt was not signed, but the first class mail was not returned. The Agency Subordinate concluded that Ms. Jones received adequate notice and the informal conference proceeded in her absence.
3. By her own admission, between November, 2006, and April, 2007, Ms. Jones

fraudulently called in multiple prescriptions for hydrocodone (schedule III), clonazepam (schedule IV), and other medications for her own personal use. She used the name of her personal physician and the name of another nurse to call in the prescriptions when her physician denied her refills of medications. Ms. Jones admitted to an investigator from the Department of Health Professions on or about June 8, 2007, that she became addicted to narcotic pain medications in 2006.

4. Ms. Jones was convicted of one misdemeanor count of check fraud in the General District Court of Nottoway County, Virginia, on January 25, 2006, and was required to pay a fine of \$100 and costs.

#### **CONCLUSIONS OF LAW**

1. Finding of Fact No. 3 constitutes a violation of § 54.1-3007(2) and (6) of the Code and 18 VAC 90-20-300(A)(2)(c) of the Board of Nursing Regulations.

2. Finding of Fact No. 4 constitutes a violation of § 54.1-3007(4) of the Code.

#### **ORDER**

WHEREFORE, it is hereby ORDERED as follows:

1. License No. 0002-055290 of Elizabeth Jones is INDEFINITELY SUSPENDED for a period of not less than two years.

2. The certificate will be recorded as suspended and no longer current.

3. At such time as Ms. Jones shall petition the Board for reinstatement of her license, an administrative proceeding will be convened to determine whether she is capable of resuming the safe and competent practice of nursing. Ms. Jones shall be responsible for any fees that may be required for the reinstatement and renewal of the license prior to issuance of the license to resume practice.

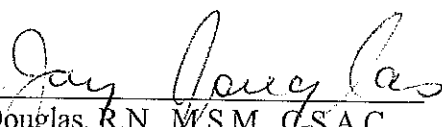
4. This suspension applies to any multistate privilege to practice nursing.

Since Ms. Jones failed to appear at the informal conference, this Order shall be considered final.

Ms. Jones has the right to appeal this Order directly to the appropriate Virginia circuit court. As provided by Rule 2A:2 of the Supreme Court of Virginia, Ms. Jones has thirty (30) days from the date of service (the date she actually received this decision or the date it was mailed to her, whichever occurred first) within which to appeal this decision by filing a Notice of Appeal with Jay P. Douglas, R.N., M.S.M., C.S.A.C., Executive Director, Board of Nursing, at Perimeter Center, 9960 Mayland Drive, Suite 300, Richmond, Virginia 23233. In the event that this decision is served by mail, three (3) days are added to that period.

Pursuant to § 54.1-2400.2 of the Code, 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 P. Douglas, R.N., M.S.M., C.S.A.C.  
Executive Director  
Board of Nursing

Entered: August 14<sup>th</sup>, 2008

Certificate of Service

I hereby certify that a true copy of the foregoing Order was mailed this day to Elizabeth Jones, L.P.N., at 4624 Glen Tara Drive, Midlothian, Virginia 23112.

Jay Douglas  
Jay P. Douglas, R.N., M.S.M., C.S.A.C.  
Executive Director  
Board of Nursing

August 14<sup>th</sup> 2008  
DATE

**Certified True Copy**  
By dgraham  
**Virginia Board of Nursing**