

## BEFORE THE VIRGINIA BOARD OF NURSING

IN RE: **DEBORAH BRODY, R.N.**  
**License Number: 0001-263553**  
**Case Number: 181918**

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**CONSENT ORDER**

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**JURISDICTION AND PROCEDURAL HISTORY**

The Virginia Board of Nursing ("Board") and Deborah Brody, R.N., as evidenced by their signatures hereto, in lieu of proceeding to a formal administrative proceeding, enter into the following Consent Order affecting Ms. Brody's license to practice professional nursing in the Commonwealth of Virginia.

**FINDINGS OF FACT AND CONCLUSIONS OF LAW**

1. Deborah Brody, R.N., was issued License Number 0001-263553 to practice professional nursing on February 26, 2016, which is scheduled to expire on October 31, 2018. She also holds licenses to practice professional nursing in the States of Florida and New York. Her primary state of residence is Florida.
2. By Order entered August 6, 2003, the Florida Board of Nursing reprimanded Ms. Brody and imposed certain terms and conditions. This Order was based on findings that Ms. Brody had withheld a patient's medication without physician authorization.
3. Ms. Brody applied for licensure by endorsement to practice professional nursing in the Commonwealth of Virginia on September 8, 2015. The Board approved Ms. Brody's licensure application on February 26, 2016. At the time the application was approved, the Board was aware of the action that the Florida Board of Nursing had taken against Ms. Brody in 2003.
4. On June 13, 2017, the New York Board of Regents accepted Ms. Blake's application to surrender her license to practice as a registered professional nurse in the State of New York in lieu of

disciplinary action. At that time, the New York State Educational Department, Office of Professional Discipline, State Board for Nursing, had brought disciplinary action against Ms. Brody based solely on the facts set forth in the Order of the Florida Board of Nursing entered August 6, 2003.

5. On November 14, 2017, the Virginia Department of Health Professions suspended Ms. Brody's license to practice professional nursing in Virginia pursuant to Virginia Code § 54.1-2409, based on the action of the New York Board of Regents.

6. The matter of the reinstatement of Ms. Brody's license to practice professional nursing in the Commonwealth of Virginia is properly before the Board.

### CONSENT

Deborah Brody, R.N., by affixing her signature to this Consent Order, agrees to the following:

1. I have been advised to seek advice of counsel prior to signing this document;
2. I am fully aware that without my consent, no legal action can be taken against me or my license except pursuant to the Virginia Administrative Process Act, Virginia Code § 2.2-4000 *et seq.*;
3. I acknowledge that I have the following rights, among others: the right to a formal administrative hearing before the Board; the right to representation by counsel; and the right to cross-examine witnesses against me;
4. I waive my right to a formal hearing;
5. I admit to the Findings of Fact and Conclusions of Law contained herein and waive my right to contest such Findings of Fact and Conclusions of Law and any sanction imposed hereunder in any future judicial or administrative proceeding in which the Board is a party;
6. I consent to the entry of the following Order affecting my licensure to practice professional nursing in the Commonwealth of Virginia.

ORDER

Based on the foregoing Findings of Fact and Conclusions of Law, the Virginia Board of Nursing hereby ORDERS that the license of Deborah Brody, R.N., to practice professional nursing in Virginia is REINSTATED without restriction.

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

*Joyce A. Hahn*  
Joyce A. Hahn, PhD, RN, NEA-BC, FNAP  
President, Virginia Board of Nursing

ENTERED: 11/14/17

SEEN AND AGREED TO:

*Deborah Brody*  
Deborah Brody, R.N.



WILLIAM JON GRADWELL  
NOTARY PUBLIC 7653881  
COMMONWEALTH OF VIRGINIA  
MY COMMISSION EXPIRES JUNE 30, 2019

COMMONWEALTH OF VIRGINIA  
COUNTY/CITY OF Virginia Beach, TO WIT:

Subscribed and sworn to before me, a notary public in and for the Commonwealth of Virginia at large,  
on this 25<sup>th</sup> day of October, 2017.

*William Jon Gradwell*  
Notary Public

My commission expires:

June 30, 2019

Registration No.:

7653881

Certified True Copy

By dpaham  
Virginia Board Of Nursing

**BEFORE THE VIRGINIA DEPARTMENT OF HEALTH PROFESSIONS**

**IN RE:       DEBORAH BRODY, R.N.**  
**License Number: 0001-263553**  
**Case Number: 181918**

**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 New York Board of Regents accepted the application of Deborah Brody, R.N., to surrender her license to practice as a registered professional nurse in the State of New York in lieu of disciplinary action. A certified copy of the Original Vote and Order of the Board of Regents 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 license of Deborah Brody, R.N., to practice professional nursing in the Commonwealth of Virginia is hereby SUSPENDED.

Upon entry of this Order, the license of Ms. Brody will be recorded as suspended and no longer current and valid. Should Ms. Brody 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 Ms. Brody's multistate licensure privilege, if any, to practice professional 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

Certified True Copy  
By *draham*  
Virginia Board Of Nursing

ENTERED:

11/14/17

**CERTIFICATION OF DUPLICATE RECORDS**

I, David E. Brown, D.C., Director of the Department of Health Professions, hereby certify that the attached Original Vote and Order entered June 13, 2017, regarding Deborah Brody, R.N., is a true copy of the records received from the New York State Education Department, Office of the Professions, Division of Professional Licensing Services.



\_\_\_\_\_  
David E. Brown, D.C.

11/14/17

\_\_\_\_\_  
Date



THE STATE EDUCATION DEPARTMENT / THE UNIVERSITY OF THE STATE OF NEW YORK / ALBANY, NY 12230

OFFICE OF THE PROFESSIONS  
DIVISION OF PROFESSIONAL LICENSING SERVICES  
Public Information Unit  
Tel. (518) 474-3817 EXT: 330  
Fax (518) 473-0578  
E-mail: DPLSDSU@MAIL.NYSED.GOV



STATE OF NEW YORK )

SS:

COUNTY OF ALBANY )

In accordance with the Civil Practice Law and Rules Article 45, I, Cathy Hanczaryk, Principal Clerk in the Division of Professional Licensing Services of the New York State Education Department, have caused this certificate to be prepared. I certify that I have legal custody of the official original records of the Division of Professional Licensing Services and I attest that the attached are true, complete and correct copies of the original documents in our files relating to the licensure of DEBORAH BRODY.

Witness my hand and the seal of the New York State Education Department this 20 July, 2017.

Cathy Hanczaryk, Office Assistant 3  
Professional Licensing Services

DATED  
07/20/2017



**VOTE AND ORDER**

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**DEBORAH BRODY  
a/k/a DEBORAH BLODGETT**

**CALENDAR NOS. 29524 & 29525**

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# The University of the State of New York

IN THE MATTER

OF

**DEBORAH BRODY**  
**a/k/a DEBORAH BLODGETT**  
(Licensed Practical Nurse)  
(Registered Professional Nurse)

**ORIGINAL**  
**VOTE AND ORDER**  
**NOS. 29524 & 29525**

Upon the application of DEBORAH BRODY a/k/a DEBORAH BLODGETT, under Calendar Nos. 29524 & 29525, which application is made a part hereof, and in accordance with the provisions of Title VIII of the Education Law, it was

**VOTED** (June 13, 2017): That the application of DEBORAH BRODY a/k/a DEBORAH BLODGETT, respondent, for permission to surrender respondent's licenses to practice as a licensed practical nurse and as a registered professional nurse in the State of New York be granted; and that the Deputy Commissioner for the Professions be empowered to execute, for and on behalf of the Board of Regents, all orders necessary to carry out the terms of this vote;

**and it is**

**ORDERED**: That, pursuant to the above vote of the Board of Regents, said vote and the provisions thereof are hereby adopted and **SO ORDERED**, and it is further

**ORDERED** that this order shall take effect as of the date of the personal service of this order upon the respondent or five days after mailing by certified mail.



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**DEBORAH BRODY (29524 & 29525)**  
**a/k/a DEBORAH BLODGETT**

IN WITNESS WHEREOF, I, Douglas E. Lentivech, Deputy Commissioner for the Professions, for and on behalf of the State Education Department and the Board of Regents, do hereunto set my hand, at the City of Albany, this 13th day of June, 2017.



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**DOUGLAS E. LENTIVECH**  
**DEPUTY COMMISSIONER**  
**FOR THE PROFESSIONS**

NEW YORK STATE EDUCATION DEPARTMENT  
OFFICE OF PROFESSIONAL DISCIPLINE  
STATE BOARD FOR NURSING

-----X  
IN THE MATTER

of the

Disciplinary Proceeding

against

DEBORAH BRODY a/k/a DEBORAH BLODGETT

who is currently licensed to practice as  
a(n) licensed practical nurse and as  
a(n) registered professional nurse in the  
State of New York.

APPLICATION  
TO SURRENDER  
LICENSES

CAL. NOS.  
29524 (L.P.N.)  
29525 (R.N.)

-----X  
DEBORAH BRODY a/k/a DEBORAH BLODGETT states:

That on or about December 17, 1976 I was licensed to practice  
as a(n) licensed practical nurse in the State of New York, having  
been issued license No. 117701 by the New York State Education  
Department.

That on or about October 22, 1976 I was licensed to practice  
as a(n) registered professional nurse in the State of New York,  
having been issued license No. 284797 by the New York State  
Education Department.

I am not currently registered with the New York State  
Education Department to practice as a(n) licensed practical nurse  
in the State of New York. I was last registered to practice as a

**DEBORAH BRODY a/k/a DEBORAH BLODGETT**

licensed practical nurse in the State of New York from an address at: 485 Gramatan Avenue, Mt. Vernon, New York 10552.

I am not currently registered with the New York State Education Department to practice as a(n) registered professional nurse in the State of New York. My current mailing address is 3558 Orange Street, Norfolk, Virginia 23513.

That I have been charged with one (1) specification of professional misconduct, a copy of which is annexed hereto, made a part hereof, and marked as Exhibit "A".

I am applying to the Board of Regents for permission to surrender my licenses to practice as a(n) licensed practical nurse and as a(n) registered professional nurse in the State of New York on the grounds that I admit guilt to the aforesaid specification of professional misconduct, charging me with practicing the profession of nursing beyond its authorized scope (substituting an intravenous saline solution flush as a placebo instead of the controlled drug Morphine, which was prescribed as a pain medication for a patient).

I hereby make this application to the Board of Regents and request that it be granted.

**DEBORAH BRODY a/k/a DEBORAH BLODGETT**

I understand that in the event the application is denied by the Board of Regents, nothing contained herein shall be binding upon me or construed to be an admission of any act of misconduct alleged or charged against me. Such application shall not be used against me in any way and shall be kept in strict confidence during the pendency of the professional misconduct disciplinary proceeding, and such denial by the Board of Regents shall be without prejudice to the continuance of the disciplinary proceeding and the final determination by the Board of Regents pursuant to the provisions of the Education Law.

I agree that in the event the Board of Regents grants my application, an Order may be issued striking my name from the rosters of licensed practical nurses and registered professional nurses in the State of New York without further notice to me. I understand that if and when the Board of Regents grants this application, the entire application shall become a matter of public record.

DEBORAH BRODY a/k/a DEBORAH BLODGETT

No promises of any kind were made to me. I am making this application of my own free will and accord and not under duress, compulsion or restraint of any kind or manner.

  
Respondent

EXHIBIT "A"

DEBORAH BRODY a/k/a DEBORAH BLODGETT

SPECIFICATION OF PROFESSIONAL MISCONDUCT

Respondent is charged with practicing the profession of nursing beyond its authorized scope, within the purview and meaning of New York Education Law section 6509(2), in that:

On or about September 16, 2002, Respondent, while employed as a registered nurse at Martin Memorial Medical Center in the city of Stuart, State of Florida, substituted an intravenous saline solution flush as a placebo instead of the controlled drug Morphine, which was prescribed as a pain medication for a patient, without informing said patient, without charting the substitution and without contacting the doctor or supervisory nurse.

NEW YORK STATE EDUCATION DEPARTMENT  
OFFICE OF PROFESSIONAL DISCIPLINE  
STATE BOARD FOR NURSING

-----X  
IN THE MATTER

of the

Disciplinary Proceeding

against

DEBORAH BRODY a/k/a DEBORAH BLODGETT

who is currently licensed to practice as  
a(n) licensed practical nurse and as  
a(n) registered professional nurse in the  
State of New York.

**APPLICATION  
TO SURRENDER  
LICENSES**

**CAL. NOS.  
29524 (L.P.N.)  
29525 (R.N.)**

-----X  
The undersigned agree to the Application to Surrender.

Dated: 2/20, 2017

Deborah Brody  
Respondent

ATTORNEY SIGNATURE NOT REQUIRED;  
RESPONDENT APPEARED PRO SE.

Dated: , 2017

\_\_\_\_\_  
Attorney for Respondent

Dated: 3/9, 2017

Kevin G. Cature  
Director  
Office of Professional Discipline

/ebf





SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

Deborah Brody  
 Licensed Practical Nurse, Registered Professional Nurse  
 29524, 29525  
 3558 Orange Street  
 Norfolk, VA 23513



9590 9402 2102 6132 0973 44

7015 1520 0001 2067 4638

PS Form 3811, July 2015 PSN 7530-02-000-9053

COMPLETE THIS SECTION ON DELIVERY

A. Signature

*Deborah Brody*

- Agent
- Addressee

B. Received by (Printed Name)

C. Date of Delivery

D. Is delivery address different from form 1?  Yes  
 If YES, enter delivery address below:  No

*Deborah Brody*

3. Service Type

- Adult Signature
- Adult Signature Restricted Delivery
- Certified Mail®
- Certified Mail Restricted Delivery
- Collect on Delivery
- Collect on Delivery Restricted Delivery
- Insured Mail
- Insured Mail Restricted Delivery (over \$500)
- Priority Mail Express®
- Registered Mail™
- Registered Mail Restricted Delivery
- Return Receipt for Merchandise
- Signature Confirmation™
- Signature Confirmation Restricted Delivery

Domestic Return Receipt