

BEFORE THE VIRGINIA BOARD OF NURSING

IN RE: LUBOV ANDREA SMITH, R.M.A.
Registration Number: 0031-008651
Issue Date: June 10, 2015
Expiration Date: June 30, 2018
Case Number: 177514

**NOTICE OF INFORMAL CONFERENCE
AND STATEMENT OF ALLEGATIONS**

You are hereby notified that an Informal Conference has been scheduled before the Board of Nursing ("Board") regarding your registration to practice as a medication aide in the Commonwealth of Virginia.

TYPE OF PROCEEDING:	This is an informal conference before a Special Conference Committee ("Committee") of the Board.
DATE AND TIME:	August 21, 2017 9:00 A.M.
PLACE:	Virginia Department of Health Professions Perimeter Center - 9960 Mayland Drive 2 nd Floor - Virginia Conference Center Henrico, Virginia 23233

LEGAL AUTHORITY AND JURISDICTION:

1. This informal conference is being held pursuant to Virginia Code §§ 2.2-4019 and 54.1-2400(10). This proceeding will be convened as a public meeting pursuant to Virginia Code § 2.2-3700.
2. At the conclusion of the proceeding, the Committee is authorized to take any of the following actions:
 - Exonerate you;
 - Reprimand you;
 - Require you to pay a monetary penalty;
 - Place you on probation and/or under terms and conditions;
 - Refer the matter to the Board of Nursing for a formal administrative hearing; or
 - Offer you a consent order for suspension or revocation of your registration in lieu of a formal hearing.

ABSENCE OF RESPONDENT AND RESPONDENT'S COUNSEL:

If you fail to appear at the informal conference, the Committee may proceed to hear this matter in your absence and may take any of the actions outlined above.

RESPONDENT'S LEGAL RIGHTS:

You have the right to the information on which the Committee will rely in making its decision, to be represented by counsel at this proceeding, to subpoena witnesses and/or documents, and to present relevant evidence on your behalf.

INFORMAL CONFERENCE MATERIALS:

Enclosed is a copy of the documents that will be distributed to the members of the Committee and will be considered by the Committee when discussing any allegations with you and when deliberating on your case. **These documents are enclosed only with the notice sent by certified mail, which you may be required to claim at the post office. Please bring these documents with you to the informal conference.**

FILING DEADLINES:

Deadline for filing materials: **August 14, 2017**. Submit 5 copies of all documents you want the Board to consider to Brenda Krohn, Board of Nursing, 9960 Mayland Drive, Suite 300, Henrico, Virginia 23233. Exhibits may not be sent by facsimile or e-mail.

REQUEST FOR A CONTINUANCE

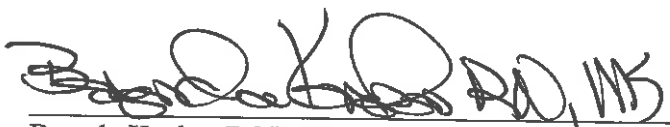
Absent exigent circumstances, such as personal or family illness, a request for a continuance after **August 14, 2017**, will not be considered. If you obtain counsel, you should do so as soon as possible, as a motion for a continuance due to the unavailability of counsel will not be considered unless received by **August 14, 2017**.

STATEMENT OF ALLEGATIONS

The Board alleges that:

1. At all times relevant hereto, Lubov Andrea Smith, R.M.A., was registered to practice as a medication aide in the Commonwealth of Virginia.
2. Ms. Smith violated Virginia Code § 54.1-3007(6) in that she is unsafe to practice as a medication aide due to substance abuse and/or mental and/or physical illness, as evidenced by the following:
 - a. From about December 6, 2016, Ms. Smith was hospitalized at Lewis Gale Behavioral Health Center following an overdose of alcohol and medications, where she was diagnosed with borderline personality disorder, substance abuse and suicidal ideation.
 - b. On or about November 14, 2016, through about November 18, 2016, Ms. Smith was hospitalized at Carilion Clinic, St. Albans Psychiatric Hospital, Christiansburg, Virginia, following an overdose of multiple medications and illegal drugs, where she was diagnosed with substance induced mood disorder, polysubstance abuse, and borderline personality disorder.
 - c. Ms. Smith has a history of post-traumatic stress disorder and she has not been compliant with followup psychiatric care since her discharge from the November and December hospitalizations.

Pursuant to Virginia Code § 54.1-2400.2(K), the Board considered whether to disclose or not disclose Ms. Smith's health records or health services.


Brenda Krohn, R.N., M.S.
Deputy Executive Director
Virginia Board of Nursing

July 26, 2017
Date