

BEFORE THE VIRGINIA BOARD OF NURSING

IN RE: CRYSTAL MONET ALLEN, L.P.N.
License Number: 0002-075891
Case Number: 174959

AMENDED ORDER

JURISDICTION AND PROCEDURAL HISTORY

Pursuant to Virginia Code §§ 2.2-4019 and 54.1-2400(10), a Special Conference Committee of the Virginia Board of Nursing (“Board”) held an informal conference on June 12, 2017, in Henrico County, Virginia, to inquire into evidence that Crystal M. Allen, L.P.N., may have violated certain laws and regulations governing the practice of practical nursing in the Commonwealth of Virginia.

Crystal Monet Allen, L.P.N. appeared at this proceeding and was represented by Douglas Burtch, Esquire.

NOTICE

By letter dated May 17, 2017, the Board sent a Notice of Informal Conference (“Notice”) to Ms. Allen notifying her that an informal conference would be held on June 12, 2017. The Notice was sent by certified and first class mail to the legal address of record on file with the Board.

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

FINDINGS OF FACT AND CONCLUSIONS OF LAW

1. Crystal Monet Allen, L.P.N., was issued License Number 0002-075891 to practice practical nursing on June 5, 2007, which is scheduled to expire on August 31, 2017.

At all times relevant to the findings contained herein, said license was current and active. Her primary state of residence is Virginia.

2. In 2011, Ms. Allen began working as a home health nurse for Clients A and B, an elderly married couple. She is on call to care for these clients twenty-four hours a day, seven days a week. Ms. Allen stated that she works approximately 50 to 60 hours per week for these clients. Her duties include administering medications, bathing and dressing the clients, driving the clients to doctors' appointments and other personal outings, and generally being available to accommodate the clients' needs.

3. Ms. Allen violated Virginia Code § 54.1-3007(2) and (5) and 18 VAC 90-20-300(A)(2)(j) of the Regulations Governing the Practice of Nursing (currently found at 18 VAC 90-19-230(A)(2)(j) effective February 24, 2017) in that on July 1, 2016, Ms. Allen entered into a Deed of Trust note with Client A for a loan of \$569,000 at an interest rate of 1.41 percent to purchase a home, which was well below the prevailing market rate at the time the agreement was executed. Client A proposed the agreement to Ms. Allen with the assistance of his attorney and financial advisors. Clients A and B wanted Ms. Allen, who had been shopping for a new home to purchase, to live in close proximity to them to assure her availability.

4. The matter was investigated by Henrico County Police and Henrico County Adult Protective Services. The police found there was no criminal activity on Ms. Allen's part, and Adult Protective Services closed the matter as unfounded.

5. During the informal conference, Ms. Allen stated that at the time she entered into the agreement with Client A, she did not believe she was in violation of any laws or regulations governing the practice of nursing. However, she further stated she understands that entering into this loan to purchase a home was inappropriate and acknowledged violating the regulations

governing the acceptance of money or property from a client for any reason other than a fee for service or nominal token of appreciation. She acknowledged that but for the loan, she would not have been able to afford the home she purchased via this loan. She expressed remorse for her actions.

6. Ms. Allen remains employed by the clients. The investigation revealed that Client A stated that but for the care provided by Ms. Allen, he and Client B would not be able to live the life they wish to live.

ORDER

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

1. Crystal Monet Allen, L.P.N., is REPRIMANDED.
2. Ms. Allen shall provide written proof of completion of the following NCSBN online course within 90 days of the entry of this Order: *Professional Accountability & Legal Liability for Nurses*. Continuing education obtained through compliance with this term shall not be used toward licensure renewal.
3. Crystal Monet Allen, L.P.N., shall comply with all laws and regulations governing the practice of practical nursing in the Commonwealth of Virginia.
4. Any violation of the foregoing terms and conditions of this Order or any statute or regulation governing the practice of practical nursing shall constitute grounds for further disciplinary action.

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

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

ENTERED AND MAILED:

July 7, 2017

NOTICE OF RIGHT TO APPEAL

Pursuant to Virginia Code § 54.1-2400(10), Ms. Allen may, not later than 5:00 p.m., on August 9, 2017, notify Jay P. 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, in writing that she desires a formal administrative hearing before the Board. Upon the filing with the Executive Director of a request for the hearing, this Order shall be vacated. This Order shall become final on August 9, 2017, unless a request for a formal administrative hearing is received as described above.

Certified True Copy

By [Signature]
Virginia Board of Nursing