

Certified True Copy

By   
Virginia Board of Nursing



RECEIVED

VA BD OF NURSING

COMMONWEALTH of VIRGINIA

David E. Brown, D.C.  
Director

Department of Health Professions

Perimeter Center  
9960 Mayland Drive, Suite 300  
Henrico, Virginia 23233-1463

www.dhp.virginia.gov  
TEL (804) 367-4400  
FAX (804) 527-4475

October 25, 2017

Tela Sada Franklin, R.N.  
1107 Daisy Drive  
Sumter, SC 29150

DUPLICATE COPY  
VIA FIRST CLASS MAIL

DATE 10/25/17

RE: License Number: 0001-256517  
Case Number: 183462

Dear Ms. Franklin:

Pursuant to Virginia Code § 54.1-2409, you are hereby given notice that your license to practice professional nursing in the Commonwealth of Virginia has been mandatorily suspended by the enclosed Order entered October 25, 2017. You are hereby advised that you may not practice professional nursing or hold yourself out as a licensed professional nurse unless and until the Board of Nursing has notified you in writing that your license has been reinstated. Please return your license to Jay P. Douglas, Executive Director of the Virginia Board of Nursing ("Board"), at the above address, immediately upon receipt of this letter.

You may apply to the Board for reinstatement of your license, and you shall be entitled to a formal administrative hearing not later than the next regular meeting of the Board after the expiration of 60 days from the Board's receipt of your reinstatement application. The reinstatement of your license shall require the affirmative vote of three-fourths of the members of the Board present at the hearing. The reinstatement application can be found at [www.dhp.virginia.gov/Nursing](http://www.dhp.virginia.gov/Nursing).

If you have any questions about this matter, you can contact me at (804) 367-4474 or [anne.joseph@dhp.virginia.gov](mailto:anne.joseph@dhp.virginia.gov).

Sincerely,



Anne Joseph, Deputy Director  
Administrative Proceedings Division

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

**BEFORE THE VIRGINIA DEPARTMENT OF HEALTH PROFESSIONS**

**IN RE: TELA SADA FRANKLIN, R.N.**  
**License Number: 0001-256517**  
**Case Number: 183462**

**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 with Ms. Franklin's consent, the North Carolina Board of Nursing suspended the multistate privilege of Tela Sada Franklin, R.N., to practice professional nursing in North Carolina. A certified copy of the Consent Order of the North Carolina Board 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 Tela Sada Franklin, R.N., to practice professional nursing in the Commonwealth of Virginia is hereby SUSPENDED.

Upon entry of this Order, the license of Tela Sada Franklin, R.N., will be recorded as suspended and no longer current and valid. Should Ms. Franklin 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. Franklin'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

ENTERED:

10/25/17  
\_\_\_\_\_

**CERTIFICATION OF DUPLICATE RECORDS**

I, David E. Brown, D.C., Director of the Department of Health Professions, hereby certify that the attached Consent Order entered September 19, 2017, regarding Tela Sada Franklin, R.N., is a true copy of the records received from the North Carolina Board of Nursing.



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

10/25/17

\_\_\_\_\_  
Date

BEFORE THE BOARD OF NURSING  
OF THE STATE OF NORTH CAROLINA

In the matter of: )  
)  
Tela Franklin, RN )  
)  
Virginia License Number 0001256517 )



PUBLISHED ~~CONSISTENT ORDER~~  
copy of its original and has been kept in  
the ordinary course of business at the office  
of the North Carolina Board of Nursing.  
*Janet L. Roney*  
Executive Director of the Board

This matter is before the North Carolina Board of Nursing ("Board") on information regarding Tela Franklin, RN ("Licensee"). Licensee knowingly and voluntarily waives the right to a formal hearing before the Board and any judicial review of such hearing in the above-referenced matter. Both parties stipulate and agree to the findings of fact and conclusions of law recited herein and to the order imposed. By her consent, Licensee also stipulates that she knowingly and voluntarily waives the right to appeal this ORDER or challenge in any way the sufficiency of the findings of this ORDER. Licensee admits and the Board finds that:

FINDINGS OF FACT

1. The North Carolina Board of Nursing is a body duly organized under the laws of North Carolina and is the proper body for this proceeding under the authority granted it in Article 9A, Chapter 90 of the General Statutes of North Carolina and the rules and regulations promulgated hereunder.
2. Licensee is the holder of Virginia Multistate Registered Nurse License Number 0001256517, which expired on July 31, 2017.
3. On June 20, 2017, the Board received a complaint regarding Licensee's nursing practice and began its investigation.
4. In June, 2017, Licensee was employed by Simplifi Nursing Services and assigned to Southeastern Health in Lumberton, North Carolina.
5. On or about June 7, 2017, staff at Southeastern Health were notified by co-workers of Licensee that she often asked them to witness waste of narcotics, advising that the physician's order changed or the patient refused the medication. Co-workers also reported that Licensee was often missing for 30minutes or more at a time off the floor.
6. On June 7, 2017, a drug screen was performed on Licensee, and the results were positive for Fentanyl.
7. A review of Licensee's removals from the omniceil system from June 6, 2017 through June 7, 2017 was conducted by the facility. It was noted that Licensee removed narcotics from two different omniceils and often wasted the medication in the omniceil it was not removed from.
8. On June 6, 2017, Licensee removed Dilaudid and Fentanyl from the omniceil without a physician's order. She documented waste of both narcotics.

BEFORE THE BOARD OF NURSING  
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) PUBLISHED CONSENT ORDER

9. On June 7, 2017, Licensee removed Fentanyl twice and Dilaudid twice from omnicsells. There were no physician orders for these medications. She documented waste of all four (4) narcotics.

10. On July 27, 2017 during an interview with Board staff, Licensee admitted that she diverted Fentanyl for her own personal use from the facility. Licensee reported she was involved in a serious motor vehicle accident last year and had developed a tolerance to the pain medications she was prescribed.

**CONCLUSIONS OF LAW**

1. This matter is properly before the Board and the Board has jurisdiction over Licensee and the subject matter of this case.

2. Licensee's conduct, as set out in the Findings of Fact above, constitutes grounds for discipline pursuant to N.C. Gen. Stat. §90-171.37 as follows:

- (6) engages in conduct that deceives, defrauds or harms the public in the course of professional activities or services;
- (7) has violated any provision of this Article;
- (8) has willfully violated any rules enacted by the Board;

and Rule 21 N.C. Admin. Code 36 .0217(c)

- (2) testing positive on a drug screen for a non-prescribed drug or illicit substance;
- (3) illegally obtaining, possessing, or distributing drugs or alcohol for personal or other use, or other violations of the North Carolina Controlled Substances Act, Gen. Stat. §90-86 et seq.

3. Grounds exist pursuant to N.C. Gen. Stat. §90-171.37 for the Board to revoke or suspend a privilege to practice nursing and invoke other such disciplinary measures such as censure or probative terms against a licensee as it deems fit and proper.

**ORDER**

1. Based on the Findings of Fact and Conclusions of Law, without further notice of proceedings, the Board enters into the following ORDER with Licensee.

2. Licensee's privilege to practice in North Carolina shall be suspended for a minimum of twelve (12) months.

BEFORE THE BOARD OF NURSING  
OF THE STATE OF NORTH CAROLINA

In the matter of:

Tela Franklin, RN

Virginia License Number 0001256517

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PUBLISHED CONSENT ORDER

3. The Board will not recommend to the North Carolina Division of Health Services Regulation that Licensee be eligible to request listing as a Nurse Aide I or Medication Aide.

4. Licensee may not be listed on the North Carolina Nurse Aide II Registry.

5. At such time as Licensee is permitted to petition for reinstatement of the privilege to practice, Licensee may appear before the Licensure Review Panel ("LRP") and shall comply with all decisions of the LRP.

6. This ORDER is a public record, as required by N.C. Gen. Stat. §132 and will be placed in Licensee's file. All disciplinary actions taken by the Board will be reported to the appropriate entities as outlined in Board policy and as required by state and/or federal guidelines. Those entities include, but may not be limited to, NURSYS, National Practitioner Data Bank (NPDB), the Office of the Inspector General (OIG) and any other jurisdiction in which Licensee is or has been licensed.

7. This ORDER shall take effect immediately when returned to the Board office after proper execution by both Licensee and the Board.

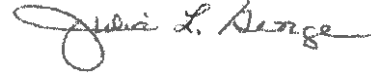
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BEFORE THE BOARD OF NURSING  
OF THE STATE OF NORTH CAROLINA

In the matter of: )  
Tela Franklin, RN )  
Virginia License Number 0001256517 )

PUBLISHED CONSENT ORDER

By order of the North Carolina Board of Nursing this the 19<sup>th</sup> day of September, 2017.



Julia L. George, RN, MSN, FRE  
Executive Director

Consented to this the 20<sup>th</sup> day of September, 2017.

  
Tela Franklin, Licensee's Signature

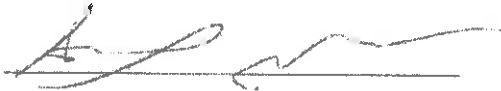
State of South Carolina

County of York

I, Steven M. Weiss, a Notary Public for the above-named County and State,  
do hereby certify that Tela Franklin personally appeared before me  
this day and acknowledged the due execution of the foregoing instrument.

Witness my hand and official seal

This the 28 day of September, 2017.



Notary Public

(Seal)

My commission expires: 10/21/2020<sup>JM</sup>