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By 
Virginia Board of Nursing



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VA BD OF NURSING

COMMONWEALTH of VIRGINIA

David E. Brown, D.C.
Director

Department of Health Professions

Perimeter Center
9960 Mayland Drive, Suite 300
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December 14, 2016

Craig Anthony Trimbach, R.N.
2451 Midtown Avenue, Apt. 1327
Alexandria, VA 22303

DUPLICATE COPY
VIA FIRST CLASS MAIL
DATE 12/14/16

RE: License Number: 0001-172770
Case Number: 177525

Dear Mr. Trimbach:

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 December 14, 2016. 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 are also advised that pursuant to 18 VAC 90-30-160 of the Regulations Governing the Licensure of Nurse Practitioners, practice as a nurse practitioner is prohibited if your professional nursing license is suspended.

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.

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

Sincerely,



Anne Joseph, Deputy Director
Administrative Proceedings Division

cc: Jay P. Douglas, Executive Director, Board of Nursing

Enclosures

Board of Audiology & Speech-Language Pathology – Board of Counseling – Board of Dentistry – Board of Funeral Directors & Embalmers
Board of Long-Term Care Administrators – Board of Medicine – Board of Nursing – Board of Optometry – Board of Pharmacy
Board of Physical Therapy – Board of Psychology – Board of Social Work – Board of Veterinary Medicine
Board of Health Professions

BEFORE THE VIRGINIA DEPARTMENT OF HEALTH PROFESSIONS

IN RE: CRAIG ANTHONY TRIMBACH, R.N.
License Number: 0001-172770
Case Number: 177525

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 Craig Anthony Trimbach, R.N., relinquished his multistate licensure privilege to practice professional nursing in the State of Colorado in lieu of disciplinary action. A certified copy of the Stipulation and Final Agency Order of the Colorado State Board of Nursing 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 Craig Anthony Trimbach, R.N., to practice professional nursing in the Commonwealth of Virginia is hereby SUSPENDED.

Upon entry of this Order, the license of Craig Anthony Trimbach, R.N., will be recorded as suspended and no longer current and valid. Should Craig Anthony Trimbach, R.N., seek reinstatement of his license pursuant to Virginia Code § 54.1-2409, he 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 Mr. Trimbach'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:

12/14/16

CERTIFICATION OF DUPLICATE RECORDS

I, David E. Brown, D.C., Director of the Department of Health Professions, hereby certify that the attached Stipulation and Final Agency Order entered November 23, 2016, regarding Craig Anthony Trimbach, R.N., is a true copy of the records received from the Colorado State Board of Nursing.



David E. Brown, D.C.

Date: 12/14/16



I do hereby certify the foregoing to be a true copy of the document which is on file or is of record in my office

Handwritten signature and date: Kelly A. [unclear] 11/23/16

BEFORE THE STATE BOARD OF NURSING

STATE OF COLORADO

Case No. 2013-1418

STIPULATION AND FINAL AGENCY ORDER

IN THE MATTER OF DISCIPLINARY PROCEEDINGS REGARDING THE MULTISTATE LICENSURE PRIVILEGE TO PRACTICE PROFESSIONAL NURSING IN THE STATE OF COLORADO PURSUANT TO THE NURSE LICENSURE COMPACT ASSOCIATED WITH VIRGINIA, LICENSE NUMBER VA RN 1172770, ISSUED TO CRAIG TRIMBACH, RN,

Respondent.

IT IS HEREBY STIPULATED by and between the State Board of Nursing, Inquiry Panel B (the "Board"), and Craig Trimbach, RN ("Respondent"), as follows:

1. Respondent was licensed to practice as a professional nurse in the State of Virginia, a party state to the Nurse Licensure Compact, sections 24-60-3201 and -3202, C.R.S., on November 8, 2000.
2. The Board has jurisdiction over the person of Respondent and the subject matter of this Stipulation and Final Agency Order ("Order").
3. It is the intent of the parties and the purpose of this Order to provide for a settlement of all matters set forth in case number 2013-1418 only, without the necessity of holding a formal disciplinary hearing. This Order constitutes the entire agreement between the parties, and there are no other agreements or promises, written or oral, which modify, interpret, construe, or affect this Order.
4. Respondent understands and acknowledges that:
 - a. Respondent has the right to be represented by an attorney of Respondent's choice, and Respondent is so represented in this matter;
 - b. Respondent has the right to a formal disciplinary hearing pursuant to sections 12-38-116.5 and 24-4-105, C.R.S.;
 - c. By entering into this Order, Respondent knowingly and voluntarily waives the right to a hearing, admits the facts contained in this Order, and relieves the Board of its burden of proving such facts;
 - d. By entering into this Order, Respondent knowingly and voluntarily waives the right to present a defense by oral and documentary evidence, and to cross-examine witnesses who would testify on behalf of the Board; and
 - e. By entering into this Order, Respondent knowingly and voluntarily waives the right to seek judicial review of this Order.



5. Respondent admits the following:

a. Respondent holds a multistate compact license from Virginia, license number VA RN 1172770.

b. Respondent was employed as a professional nurse at Supplemental Health Care Workforce Solutions and/or Parallon Workforce Management Solutions, traveling nurse staffing agencies, at all relevant times herein.

c. Respondent was practicing as a professional nurse on a privilege at Swedish Medical Center ("SMC") in Englewood, Colorado, in February and March 2013.

d. A routine audit of narcotic usage conducted by SMC for the month of February 2013 showed that Respondent's usage of meperidine was greater than other nurses in the department and facility.

e. Upon further investigation, SMC discovered multiple discrepancies in Respondent's documentation of administration and wastage of fentanyl and meperidine.

f. On or about March 20, 2013, Respondent was sent for a urine drug screen. The results were positive for nor-fentanyl and meperidine.

g. Respondent's employment contract at SMC was subsequently terminated.

h. On or about July 12, 2013, the Board issued Respondent an Order Pursuant to Section 12-38-116.5(8)(a), C.R.S., for a mental and/or physical examination.

i. Respondent admitted to the evaluator that he had diverted fentanyl and meperidine from SMC for his own use.

j. The evaluator concluded that Respondent is not safe to practice nursing with reasonable skill and safety to patients without monitoring under a treatment program.

k. Respondent has used or abused habit-forming drugs or controlled substances.

l. Respondent is not licensed in Colorado and therefore cannot participate in the Board's nursing peer health assistance program.

6. By virtue of the admissions in paragraph 5 above, Respondent admits, and the Board hereby finds, that Respondent is subject to discipline pursuant to section 12-38-117(1)(c), (f), (h), (i), and (l), C.R.S.

7. The Board is authorized by section 12-38-116.5(4)(c)(III) and 24-60-3202 Art. II (h), C.R.S., to order appropriate disciplinary sanctions as set forth in this Order.

8. The Board is authorized to suspend, revoke, or otherwise discipline any licensee's multistate licensure privilege as provided in section 12-38-108(1)(b.5) and 24-60-3202 Art. II (h), C.R.S., for any of the following:

12-38-117. Grounds for discipline. (1) "Grounds for discipline," as used in this article, means any action by any person who:

- (c) Has willfully or negligently acted in a manner inconsistent with the health or safety of persons under his care;
- (f) Has negligently or willfully practiced nursing in a manner which fails to meet generally accepted standards for such nursing practice;
- (h) Has falsified or in a negligent manner made incorrect entries or failed to make essential entries on patient records;
- (i) Excessively uses or abuses alcohol, habit-forming drugs, controlled substances, as defined in section 18-18-102(5), or other drugs having similar effects, or is diverting controlled substances, as defined in section 18-18-102(5), or other drugs having similar effects from the licensee's place of employment; except that the board has the discretion not to discipline the licensee if such licensee is participating in good faith in a program approved by the board designed to end such excessive use or abuse;
- (l) Has engaged in any conduct which would constitute a crime as defined in title 18, C.R.S., and which conduct relates to such person's employment as a practical or professional nurse. In conjunction with any disciplinary proceeding pertaining to this paragraph (l), the board shall be governed by the provisions of section 24-5-101, C.R.S.

9. Respondent hereby relinquishes the multistate licensure privilege to practice as a professional nurse in the State of Colorado, and requests that this Order be accepted by the Board with the same force and effect as an order entered as a result of a formal disciplinary hearing. The Board finds that it is in the public interest to accept said relinquishment with the full force and effect of a revocation ordered by the Board.

10. Respondent understands that in the future in order to again practice professional nursing pursuant to the Nurse Licensure Compact, Respondent must make a written request for multistate licensure privilege in the State of Colorado.

11. If Respondent requests multistate licensure privilege in the State of Colorado at any future time, Respondent will be required to comply with all licensure criteria which exist at the time of the application and such terms and conditions as deemed necessary by the Board to assure the public health, safety and welfare.

12. The decision whether or not to grant Respondent's request for multistate licensure privilege shall rest exclusively in the discretion of the Board.

13. Both parties acknowledge that the terms of this Order were mutually negotiated and determined.

14. Both parties acknowledge that they understand the legal consequences of this Order, both parties enter into this Order voluntarily, and both parties agree that no term or condition of this Order is unconscionable.

15. This Order shall become effective upon (a) mailing by first-class mail to Respondent at Respondent's address of record with the Board, or (b) service by electronic means on Respondent at Respondent's electronic address of record with the Board. Respondent hereby consents to service by electronic means if Respondent has an electronic address on file with the Board.

16. In the event this Order is not signed by an authorized Board representative, it shall be void and Respondent shall not be bound by any provisions hereof or admissions herein.

17. Upon becoming effective, this Order shall become a permanent part of the record and shall be open to public inspection and publicized pursuant to the Board's standard policies and procedures. Additionally, this Order shall be reported to the National Council of State Boards of Nursing, the National Practitioner Data Bank, and as otherwise required by state or federal law.

RESPONDENT

Craig Trimbach
CRAIG TRIMBACH, RN

STATE BOARD OF NURSING

Sam Delp
SAM DELP
Program Director
State Board of Nursing
1560 Broadway, Suite 1370
Denver, Colorado 80202

Approved: This 23 day of November, 2016.

The FOREGOING Stipulation and Final Agency Order is effective upon service to Respondent, on this 23rd day of November, 2016.