

BEFORE THE VIRGINIA BOARD OF NURSING

IN RE: PAMELA LEE MCZEAL ARRINGTON, L.P.N.
License Number: 0002-066848
Case Number: 177031

ORDER

JURISDICTION AND PROCEDURAL HISTORY

Pursuant to Virginia Code §§ 2.2-4020, 2.2-4024(F), and 54.1-2400(11), a panel of the Virginia Board of Nursing (“Board”) held a formal administrative hearing on May 17, 2017, in Henrico County, Virginia, to inquire into evidence that Pamela Lee McZeal Arrington, L.P.N., may have violated certain laws and regulations governing the practice of practical nursing in the Commonwealth of Virginia.

Pamela Lee McZeal Arrington, L.P.N., did not appear at this proceeding and was not represented by legal counsel.

NOTICE

By letter dated April 21, 2017, the Board sent a Notice of Formal Hearing (“Notice”) to Ms. Arrington notifying her that a formal administrative hearing would be held on May 17, 2017. The Notice was sent by certified and first class mail to the legal address of record on file with the Board. The certified mail receipt was signed and returned to the Board on April 28, 2017. The Notice sent by first class mail was not returned to the Board office. Ms. Arrington contacted the Board by telephone on May 3, 2017, acknowledging receipt of the Notice of Formal Hearing. Accordingly, the panel Chair concluded that adequate notice was provided to Ms. Arrington and the formal hearing proceeded in her absence.

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

FINDINGS OF FACT

1. On August 11, 2003, the Board issued License Number 0002-066848 to Pamela Lee Arrington to practice practical nursing in the Commonwealth of Virginia. Said license is scheduled to expire on November 30, 2018. At all times relevant hereto, said license was in full force and effect. Her primary state of residence is Virginia. By Order of the Board entered June 29, 2016, Ms. Arrington's nurse aide certificate was indefinitely suspended.

2. By an Order of the Board entered August 3, 2012, Ms. Arrington's L.P.N. license was indefinitely suspended for not less than three years, due to numerous findings of substandard patient care. Ms. Arrington submitted an application for reinstatement of her license to practice practical nursing on December 4, 2015. By an Order of the Board entered June 29, 2016 ("Board's Order"), the Board approved the application of Ms. Arrington for reinstatement of her license and placed her on probation, subject to terms and conditions.

3. The Board's Order required Ms. Arrington to enroll in and complete a Board-approved refresher course or Board-approved extensive orientation course within 180 days from the date the Board's Order was entered, or by December 26, 2016. Correspondence to Ms. Arrington from Tonya James, Compliance Case Manager, dated December 20, 2016, indicated that the Board approved a refresher course entitled *LPN/LVN Refresher Course* offered by the online website lpnrefreshercourse.com. At the formal hearing, Ms. James testified that as of the date of the formal hearing, the Board had not received any evidence of completion of the required Board-approved refresher course.

4. The Board's Order required Ms. Arrington to provide evidence within 60 days of the entry of the Board's Order that she had completed the following National Council of State Boards of Nursing ("NCSBN") online courses: (1) *Disciplinary Actions: What Every Nurse Should Know*; (2) *Documentation: A Critical Aspect of Client Care*; (3) *Medication Errors: Detection and Prevention*; and

(4) *Professional Accountability and Legal Liability for Nurses*. A Compliance Summary Report from Tonya James to the Board of Nursing, dated December 14, 2016 (“Compliance Summary”), indicated that as of December 14, 2016, the Board had not received any evidence of completion of the required NCSBN courses. In addition, at the formal hearing, Ms. James testified that as of the date of the formal hearing, the Board had not received any evidence of completion of the required NCSBN courses.

5. The Board’s Order required Ms. Arrington to submit quarterly self-reports no later than 60 days from the date the Board’s Order was entered and subsequent reports by the last days of the months of March, June, September and December. The Compliance Summary indicated that she failed to timely submit self-reports due August 28, 2016, and September 30, 2016 in that the self-report due on August 28, 2016 was received by the Board on August 29, 2016 and the self-report due on September 30, 2016 was received by the Board on October 27, 2016.

CONCLUSIONS OF LAW

1. Findings of Fact Nos. 3 through 5 constitute a violation of Term Numbers 2(c), 2(d), 2(f) and 2(j) of the Board’s Order.

ORDER

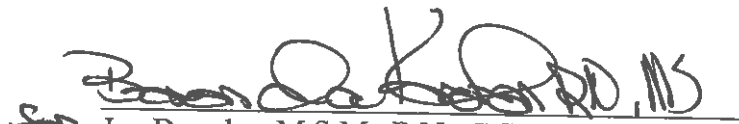
Based on the foregoing Findings of Fact and Conclusions of Law, the Virginia Board of Nursing hereby ORDERS as follows:

1. Pamela Lee McZeal Arrington, L.P.N., is REPRIMANDED.
2. The license issued to Pamela Lee McZeal Arrington, L.P.N., to practice practical nursing in the Commonwealth of Virginia is INDEFINITELY SUSPENDED.
3. The license of Pamela Lee McZeal Arrington, L.P.N., will be recorded as SUSPENDED.
4. This suspension applies to any multistate privilege to practice practical nursing.

5. Should Pamela Lee McZeal Arrington, L.P.N., seek reinstatement of her license, an administrative proceeding shall be convened to consider such application. At such time, the burden shall be on Ms. Arrington to demonstrate that she is safe and competent to return to the practice of practical nursing. Ms. Arrington shall be responsible for any fees that may be required for the reinstatement and/or renewal of the license prior to issuance of the license to resume practice.

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


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

ENTERED AND MAILED ON:

May 26, 2017

NOTICE OF RIGHT TO APPEAL

As provided by Rule 2A:2 of the Supreme Court of Virginia, you have 30 days from the date you are served with this Order in which to appeal this decision by filing a Notice of Appeal with Jay 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. The service date shall be defined as the date you actually received this decision or the date it was mailed to you, whichever occurred first. In the event this decision is served upon you by mail, three days are added to that period.

Certified True Copy

By Alraham
Virginia Board Of Nursing