

**BEFORE THE VIRGINIA BOARD OF NURSING**

**IN RE:           ASENA GATES JACKSON, R.N.**  
**License Number:           0001-138488**  
**Issue Date:                June 30, 1994**  
**Expiration Date:           April 30, 2017**  
**Case Number:              171970**

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

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**You are hereby notified that an Informal Conference has been scheduled before the Board of Nursing ("Board") regarding your license to practice professional nursing in the Commonwealth of Virginia.**

<b>TYPE OF PROCEEDING:</b>	This is an informal conference before a Special Conference Committee ("Committee") of the Board.
<b>DATE AND TIME:</b>	<b>December 5, 2016 10:30 A.M.</b>
<b>PLACE:</b>	Virginia Department of Health Professions Perimeter Center - 9960 Mayland Drive 2 <sup>nd</sup> 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;
- Offer you a consent order for suspension or revocation of your license 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:**

1. Deadline for filing materials: November 28, 2016. Submit 5 copies of all documents you want the Board to consider to Melvina Baylor, Board of Nursing, 9960 Mayland Drive, Suite 300, Henrico, Virginia 23233. Exhibits may not be sent by facsimile or e-mail.
2. Deadline for filing motions, including requests for continuance or objections to exhibits, in writing, to Melvina Baylor at the above address: November 28, 2016. NOTE: Failure to object to the distribution prior to the proceeding will not affect your right to contest any information contained in these documents at the proceeding.

**REQUEST FOR A CONTINUANCE**

Absent exigent circumstances, such as personal or family illness, a request for a continuance after **November 28, 2016**, 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 **November 28, 2016**.

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**STATEMENT OF ALLEGATIONS**

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The Board alleges that:

1. At all times relevant hereto, Asena Gates Jackson, R.N., was licensed to practice professional nursing in the Commonwealth of Virginia.

2. Ms. Jackson violated Virginia Code § 54.1-3007(2), (5), and (8) and 18 VAC 90-20-300(A)(2)(c), (e), and (f) of the Regulations Governing the Practice of Nursing in that, during the course of her employment with HCA- John Randolph Medical Center, Hopewell Virginia, in January and February 2016, she diverted patient medications for her own personal and unauthorized use, as evidenced by the following:

a. On or about January 4, 2016 at approximately 7:42 a.m., Ms. Jackson withdrew hydromorphone 1mg (C-II) for Patient A and administered 0.5mg at approximately 7:57 a.m. She failed to document the administration, return, or waste of the remaining 0.5mg.

b. On or about January 9, 2016, at approximately 5:53 p.m., Ms. Jackson withdrew hydromorphone 1mg for Patient B and administered 0.5mg at approximately 5:53 p.m. She failed to document administration, return, or waste of the remaining 0.5mg.

c. On or about January 10, 2016 at approximately 3:20 p.m., Ms. Jackson withdrew hydromorphone 1mg for Patient B and administered 0.5mg at approximately 3:29 p.m. She failed to document administration, return, or waste of the remaining 0.5mg.

d. On or about January 10, 2016 at approximately 3:19 p.m., Ms. Jackson withdrew hydromorphone 1mg for Patient C and administered 0.5mg at approximately 4:01 p.m. She failed to document administration, return, or waste of the remaining 0.5mg.

e. On or about January 9, 2016 at approximately 8:57 a.m., Ms. Jackson withdrew propofol 100ml for Patient C and did not document administration until 6:47 p.m.

f. On or about January 18, 2016 at approximately 11:26 a.m., Ms. Jackson withdrew hydromorphone 1mg for Patient D and documented administration of 0.5mg at approximately 2:26 p.m. She failed to document any administration, return, or waste of the remaining 0.5mg.

g. On or about January 24, 2016 at approximately 8:44 p.m., Ms. Jackson withdrew hydromorphone 1mg for Patient E and documented administration of 1mg at approximately 8:46 p.m. She then documented 0.5mg waste at approximately 11:51 p.m.; however, there should not have been any hydromorphone remaining.

h. On or about February 2, 2016, on two occasions at approximately 8:16 a.m. and 8:37 a.m., Ms. Jackson withdrew lorazepam 2mg for Patient F for a total of 4mg and documented administration of 1mg at 8:27 a.m. Ms. Jackson failed to document administration, return, or waste of the remaining 3mg.

i. On or about January 4, 2016, at approximately 3:29 p.m., Ms. Jackson withdrew propofol 100ml for Patient G and did not document administration until approximately 7:36 p.m.

j. On or about January 19, 2016 at approximately 8:29 a.m., Ms. Jackson withdrew propofol 100ml for Patient H and did not document administration until approximately 12:22 p.m.

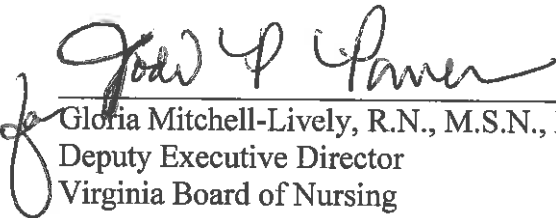
3. Ms. Jackson violated Virginia Code § 54.1-3007(6) in that she is unsafe to practice nursing due to substance abuse and/or chemical dependency, as evidenced by the following:

a. On or about February 5, 2016, Ms. Jackson, though not scheduled to work, reported to a meeting with HCA-John Randolph Medical Center management with a strong odor of alcohol on her person. Further, when HCA-John Randolph Medical Center asked Ms. Jackson to submit to

a for-cause urine drug screen, Ms. Jackson fled the facility while being escorted to occupational health for the drug screen.

b. On or about March 17, 2016 in the Dare County District Court, Manteo, North Carolina, Ms. Jackson's attorney pleaded on her behalf that she was not guilty but stipulated there was sufficient evidence to find her guilty of driving while impaired.

See Confidential Attachment I for the names of the patients referenced above.

  
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Gloria Mitchell-Lively, R.N., M.S.N., M.B.A.  
Deputy Executive Director  
Virginia Board of Nursing

November 1, 2016  
Date