

BEFORE THE VIRGINIA BOARD OF NURSING

IN RE: MELISSA RENEE EVERETT, R.N.
License Number: 0001-186521
Issue Date: July 29, 2003
Expiration Date: February 28, 2018
Case Numbers: 174675, 176764

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

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.

TYPE OF PROCEEDING:	This is an informal conference before a Special Conference Committee ("Committee") of the Board.
DATE AND TIME:	April 4, 2017 10:30 A.M.
PLACE:	Virginia Department of Health Professions Perimeter Center - 9960 Mayland Drive 2 nd 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; or
- 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:

Deadline for filing materials: **March 28, 2017**. 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.

REQUEST FOR A CONTINUANCE

Absent exigent circumstances, such as personal or family illness, a request for a continuance after **March 28, 2017**, 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 **March 28, 2017**.

STATEMENT OF ALLEGATIONS

The Board alleges that:

1. At all times relevant hereto, Melissa Renee Everett, R.N., was licensed to practice professional nursing in the Commonwealth of Virginia, but was on probation with terms and conditions of practice.
2. Ms. Everett violated Term Number 2 of the Order of the Board entered February 17, 2016 (“Board’s Order”), which required her to have her prescribing practitioner submit prescription reports within ten days of any schedule II-V prescription, in that between February 17 and July 11, 2016, she failed to have her prescribing practitioner submit reports when she was prescribed lorazepam, amphetamine, dextroamphetamine, and methylphenidate.
3. Ms. Everett violated Term No. 3 of the Board’s Order, which required her to have monthly drug screens, in that she failed to submit evidence of drug screening in the months of April, May, and June of 2016.
4. Ms. Everett violated Term No. 4 of the Board’s Order, which required her to have evidence of attendance at two monthly Narcotics Anonymous meetings submitted within ten days of each meeting, in that she failed to have submitted evidence of attendance at Narcotics Anonymous meetings until May 17, 2016, which was for the month of April, 2016. Thereafter, the reports for May and June were received by the Board on July 8, 2016.
5. Ms. Everett violated Term No. 5 of the Board’s Order, which required her to have her practice employer submit performance evaluations to the Board, and Term No. 6 of the Board’s Order, which required reports to be submitted within 60 days of the entry of the Order and quarterly thereafter, in that her performance evaluation due April 17, 2016 was received on May 2, 2016, and the evaluation due June 30, 2016, was received on July 12, 2016.

6. Ms. Everett violated Term No. 7 of the Board's Order, which required her to inform the Board within ten days of the date any practice employment changed or ended, in that she failed to notify the Board of her October 3, 2016 resignation from Waverly Health and Rehabilitation Center, Franklin, Virginia ("Waverly").

7. Ms. Everett violated Term No. 9 of the Board's Order, which required her to execute a form authorizing disclosure of information and providing for unrestricted communication between the Board, Compliance, and any treatment providers, in that she failed to execute authorization for the Board to communicate with her primary care physician until October 6, 2016.

8. Ms. Everett violated Term No. 10 of the Board's Order, which required her to submit self-reports, and Term No. 6 of the Board's Order, in that the self-report due April 17, 2016 was received on May 17, 2016, and the report due June 30, 2016, was received on July 13, 2016.

9. During the course of her employment with Waverly :

a. Ms. Everett violated Virginia Code § 54.1-3007(2), (5), and (8) and 18 VAC 90-20-300(A)(2)(a) of the Regulations Governing the Practice of Nursing (currently found at 18 VAC 90-19-230(A)(2)(a), effective February 24, 2017), and Term No. 12 of the Board's Order, which required her to maintain a course of conduct as a professional nurse commensurate with the requirements of the laws and regulations governing the practice of nursing, in that on or about September 7 and 26, 2016, she treated patients' wounds without physicians' orders and without documenting the treatment.

b. Ms. Everett violated Virginia Code § 54.1-3007(2), (5), and (8) and 18 VAC 90-20-300(A)(2)(f) of the Regulations Governing the Practice of Nursing (currently found at 18 VAC 90-19-230(A)(2)(f), effective February 24, 2017), and Term No. 12 of the Board's Order, in that on or about October 3, 2016, she failed to replace a patient's wound dressing when directed to do so.



Jodi P. Power, R.N., J.D.
Deputy Executive Director
Virginia Board of Nursing



Date