

BEFORE THE VIRGINIA BOARD OF NURSING

IN RE: CRISTY LYNN THRONEBERRY, R.N.
License Number: 0001-248835
Case Number: 171688

RATIFICATION AND ORDER


On March 22, 2017, a panel of the Board met to receive and act upon the Recommended Decision of the Agency Subordinate. Cristy Lynn Throneberry, R.N., was not present nor was she represented by legal counsel.

In consideration whereof, the Board of Nursing ACCEPTS the attached Recommended Findings of Fact and Conclusions of Law of the Agency Subordinate and ADOPTS the Recommended Order in its entirety.

Pursuant to Virginia Code § 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.


Since Ms. Throneberry failed to appear at the informal conference, this Order shall be considered final. Ms. Throneberry has the right to appeal this Order directly to the appropriate Virginia circuit court. As provided by Rule 2A:2 of the Supreme Court of Virginia, Ms. Throneberry has thirty days from the date of service (the date she actually received this decision or the date it was mailed to her, whichever occurred first) within which to appeal this decision by filing a Notice of Appeal with Jay P. Douglas, Executive Director, Board of Nursing, at Perimeter Center, 9960 Mayland Drive, Suite 300, Richmond, Virginia 23233. In the event that this decision is served by mail, three days are added to that period.

FOR THE BOARD



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

Certified True Copy

By 

Virginia Board Of Nursing

ENTERED AND MAILED ON:

March 30, 2017

BEFORE THE VIRGINIA BOARD OF NURSING

IN RE: CRISTY LYNN THRONEBERRY, R.N.
a/k/a Cristy Lynn Thornberry
License Number: 0001-248835
Case Number: 171688

REPORT AND RECOMMENDATION OF AGENCY SUBORDINATE

Jurisdiction and Procedural History

Pursuant to Virginia Code §§ 2.2-4019 and 54.1-2400(10), Judith Piersall, R.N., B.S.N., serving as Agency Subordinate of the Virginia Board of Nursing (“Board”), held an informal conference on January 18, 2017 in Henrico County, Virginia, to inquire into evidence that Cristy Lynn Throneberry, R.N., may have violated certain laws and regulations governing the practice of professional nursing in the Commonwealth of Virginia.

Ms. Throneberry did not appear at this proceeding and was not represented by legal counsel.

Upon consideration of the evidence, the Agency Subordinate makes the following Findings of Fact and Conclusions of Law and recommends that the Board adopt the following Order.

Notice

By letter dated September 21, 2016, the Board sent a Notice of Informal Conference (“Notice”) to Ms. Throneberry notifying her that an informal conference would be held on October 18, 2016. The Notice was sent by certified and first class mail to the legal address of record on file with the Board. Ms. Throneberry requested a continuance, and by letter dated October 17, 2016, the Board notified her that the continuance had been granted and the informal conference had been rescheduled for January 18, 2017. The continuance letter was sent by certified and first class mail to the legal address of record on file with the Board. The letter sent by certified mail was returned to the Board office unclaimed.

The letter sent by first class mail was not returned to the Board office. Accordingly, the Agency Subordinate concluded that adequate notice was provided to Ms. Throneberry and the informal conference proceeded in her absence.

Recommended Findings of Fact and Conclusions of Law

1. Cristy Lynn Throneberry, R.N., was issued License Number 0001-248835 to practice professional nursing on December 30, 2013, which expired on April 30, 2016. At all times relevant to the findings herein, said license was in full force and effect. Her primary state of residence is Virginia.

2. Cristy Lynn Throneberry, R.N., violated Virginia Code § 54.1-3007(2) and (5) and 18 VAC 90-20-300(A)(2)(c) and (e) of the Regulations Governing the Practice of Nursing in that during the course of her employment with Virginia Oncology Associates, Chesapeake, Virginia, between October 2015 and January 2016, by her own admission to a detective with the Chesapeake, Virginia, Police Department, she forged approximately 15 prescriptions for oxycodone (C-II) using the name of a physician in the practice, and she obtained approximately 1,330 tablets for sale to others for her own personal financial gain. The prescriptions were written in the name of a family member.

3. Ms. Throneberry's employment with Virginia Oncology Associates was terminated.

4. Ms. Throneberry was charged with seven felonies in connection with this matter.

Her next court date is April 11, 2017, in the Chesapeake Circuit Court.

5. Ms. Throneberry did not respond to contact attempts by an investigator for the Department of Health Professions.

Recommended Order

Based on the foregoing Findings of Fact and Conclusions of Law, the Agency Subordinate recommends that the Board issue an Order as follows:

1. The right of Cristy Lynn Throneberry, R.N., to renew her license to practice professional nursing in the Commonwealth of Virginia is REVOKED.
2. The license of Cristy Lynn Throneberry, R.N., will be recorded as REVOKED.
3. This revocation applies to any multistate privilege to practice professional nursing.
4. Pursuant to Virginia Code § 54.1-2408.2, should Cristy Lynn Throneberry, R.N., seek reinstatement of her license after three years, the reinstatement of Ms. Throneberry's license shall require the affirmative vote of three-fourths of the members at a formal administrative proceeding convened by the Board. At such time, the burden shall be on Ms. Throneberry to demonstrate that she is safe and competent to return to the practice of professional nursing. Ms. Throneberry 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.

Reviewed and approved on February 9, 2016
By Judith Piersall, R.N., B.S.N.
Agency Subordinate

Certified True Copy

By 
Virginia Board Of Nursing