

VIRGINIA:

BEFORE THE BOARD OF NURSING

IN RE: TIA BRIGGS, L.P.N.
License No.: 0002-059109

ORDER

In accordance with §§ 2.2-4019, 2.2-4021 and 54.1-2400(10) of the Code of Virginia (1950), as amended ("Code"), an informal conference was conducted on behalf of the Board of Nursing ("Board") on August 20, 2014, in Henrico County, Virginia. Tia Briggs, L.P.N., was not present nor was she represented by legal counsel. Jodi P. Power, R.N., J.D., serving as Agency Subordinate for the Board, submitted a Recommended Decision for consideration.

On November 19, 2014, a quorum of the Board met to receive and act upon the Recommended Decision of the Agency Subordinate. Ms. Briggs was not present nor was she represented by legal counsel.

Based upon its review of the Recommended Decision of the Agency Subordinate, the Board makes the following Findings of Fact and Conclusions of Law and issues the following Order.

FINDINGS OF FACT

1. Tia Briggs, L.P.N., was issued License No. 0002-059109 to practice practical nursing in Virginia on September 17, 1999. The license is scheduled to expire on May 31, 2015. Ms. Briggs' primary state of residence is Virginia.

2. By letter dated July 28, 2014, the Board of Nursing sent a Notice of Informal Conference ("Notice") to Ms. Briggs notifying her that an informal conference would be held on August 20, 2014. The Notice was sent by certified and first class mail to 2200 Sand Pebble Court, Unit D, Chesapeake, Virginia, 23320, the address of record on file with the Board of Nursing. The Notice was also sent to

1100 Ocean Trace Lane, Unit 204, Virginia Beach, Virginia, 23451, a secondary address. The Notice sent via certified mail to the address of record was returned unclaimed to the Board office on August 12, 2014. The Notice sent via first class mail to the address of record was returned to the Board office on August 11, 2014. Neither the Notice sent via certified mail nor the Notice sent via first class mail to the secondary address was returned to the Board office. The Agency Subordinate concluded that adequate notice was provided to Ms. Briggs and the informal conference proceeded in her absence.

3. On January 30, 2006, Ms. Briggs' license was suspended by the Department of Health Professions due to a dishonored check to pay for her license renewal. Her license was reinstated in March 2006.

4. During course of her employment with Maxim Health Care, while providing care to an infant client,

a. On July 26, 2013, Ms. Briggs falsified the nursing flowsheets by documenting that she provided in home care to the client from 9:00 a.m. to 5:30 p.m. although she was observed at the Maxim Health Care offices at approximately 12:40 p.m. on that day. She claimed that she was picking up her paycheck on a break, however, she was observed by Maxim staff with her son at that time.

b. On August 20, 2013, she documented providing care to the infant at 9:30 a.m., although she was observed at the Maxim Health Care offices at 9:45 a.m.

5. Ms. Briggs resigned without notice in lieu of termination on August 26, 2013, after a three-month employment with Maxim.

6. Ms. Briggs gave inconsistent statements about her reasons for not being at the client's home on the above cited and other previous occasions.

7. Ms. Briggs reported multiple personal health issues impacting her attendance at this and other employments. Ms. Briggs' previous employment with Chesapeake Regional Medical Center was

terminated March 15, 2012, for sleeping on duty, which was witnessed by three co-workers.

8. In 2013, Ms. Briggs held nursing positions with three different employers. Her last known employment was with Baypoint Health and Rehab Center, from August 2013, to November 2013, and ended due to job abandonment.

CONCLUSIONS OF LAW

Finding of Fact Nos. 4(a) and 4(b) constitute violations of § 54.1-3007(2), (5), and (8) of the Code and 18 VAC 90-20-300(A)(2)(e) and (f) of the Regulations Governing the Practice of Nursing.

ORDER

WHEREFORE, it is hereby ORDERED as follows:

1. License No. 0002-059109 of Tia Briggs, L.P.N., is INDEFINITELY SUSPENDED.
2. The license will be recorded as suspended and no longer current.
3. At such time as Ms. Briggs shall petition the Board for reinstatement of her license, an administrative proceeding will be convened to determine whether she is capable of resuming the safe and competent practice of practical nursing. Ms. Briggs shall be responsible for any fees that may be required for the reinstatement and renewal of the license prior to issuance of the license to resume practice.
4. This suspension applies to any multistate privilege to practice practical nursing.

Pursuant to § 54.1-2400.2 of the Code, 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. Briggs failed to appear at the informal conference, this Order shall be considered final. Ms. Briggs 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. Briggs has thirty (30) 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, R.N., M.S.M., C.S.A.C., 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 (3) days are added to that period.

FOR THE BOARD

for *Glenn Pritchard*
Jay P. Douglas, R.N., M.S.M., C.S.A.C.
Executive Director
Virginia Board of Nursing

Entered: *December 3, 2014*

Certified True Copy

By *L. Robinson-Hooper*
Virginia Board of Nursing