

BEFORE THE VIRGINIA BOARD OF NURSING

IN RE: JULIE MARCIA HALL MEGARO, R.N.
License Number: 0001-217867
Case Number: 158721

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 February 8, 2017, in Henrico County, Virginia, to inquire into evidence that Julie Marcia Hall Megaro, R.N. may have violated certain laws and regulations governing the practice of professional nursing in the Commonwealth of Virginia.

Julie Marcia Hall Megaro, R.N., appeared at this proceeding and was represented by Kristin Paulding, Esquire.

NOTICE

By letter dated August 31, 2016, the Board sent a Notice of Formal Hearing (“Notice”) to Ms. Megaro notifying her that a formal administrative hearing would be held on October 12, 2016. The Notice was sent by certified and first class mail to the legal address of record on file with the Board. Through counsel, Ms. Megaro requested a continuance, and her request was granted. By letter dated January 12, 2017, the Board sent an Amended Notice of Formal Hearing (“Amended Notice”) to Ms. Megaro notifying her that a formal administrative hearing would be held on February 8, 2017. The Amended Notice was sent by certified and first class mail to the legal address of record on file with the Board and to Ms. Megaro’s counsel, Kristin Paulding at 291 Independence Blvd., Building 4, Suite 223, Virginia Beach, VA 23462.

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. Julie Marcia Hall Megaro, R.N., L.N.P., was issued License No. 0001-217867 to practice professional nursing in the Commonwealth of Virginia on March 24, 2009. Said license is scheduled to expire on June 30, 2017. She also holds License No. 0024-168815 to practice as a nurse practitioner with a specialty as a certified nurse midwife and License No. 0017-139743 for prescriptive authority. At all times relevant hereto, said licenses were in full force and effect. Her primary state of residence is Virginia.
2. During the course of her employment with OB/GYN Physicians, Inc., Franklin, Virginia, between March and August, 2014, Ms. Megaro forged or telephoned in prescriptions for Norco (hydrocodone and acetaminophen, C-II), Fioricet with codeine (C-III), and Adderall (dextroamphetamine and amphetamine, C-II) for a friend, relatives, and herself, in the names of physicians and physician assistants in the practice, and obtained these medications for her own personal and unauthorized use.
3. Ms. Megaro resigned from her employment with OB/GYN Physicians, Inc. in lieu of termination effective August 19, 2014.
4. As a result of these incidents, Ms. Megaro was charged with 25 counts of felony obtaining prescription by fraud, 9 counts of felony making/uttering a false prescription order, 15 counts of felony possession of Norco, and 2 felony counts of possession of Adderall, all in the Circuit Court for the City of Chesapeake, Chesapeake, Virginia. Ms. Megaro pled guilty to 5 counts of felony possession of Norco pursuant to a deferred disposition with a return date. The remaining 46 charges were nolle prossed.

CONCLUSION OF LAW

Finding of Fact No. 2 constitutes a violation of Virginia Code § 54.1-3007(2), (5), and (6) and 18 VAC 90-20-300(A)(2)(c) of the Regulations Governing the Practice of Nursing.

ORDER

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

1. Julie Marcia Hall Megaro, R.N., is REPRIMANDED.
2. Ms. Megaro is placed on PROBATION subject to the following terms and conditions:
 - a. The period of probation shall begin on the date that this Order is entered and shall end at such time as Ms. Megaro has completed two years of active professional nursing practice and provided proof that she has been released from state probation
 - b. The license shall be reinstated without restriction upon completion of the probation terms unless there is a pending investigation or unresolved allegation involving a violation of law or regulation or any term or condition of probation. In that event, the period of probation shall be continued indefinitely until such time as the Board makes a case decision in accordance with the Administrative Process Act (Virginia Code § 2.2-4000 *et seq.*) and Virginia Code § 54.1-2400(9).
 - c. Ms. Megaro shall only practice professional nursing under the supervision of a Board-approved physician or professional nurse for the first two years of probation.
 - d. For all current practice employment, and before beginning or changing practice employment during this period, Ms. Megaro shall have current and prospective practice employers provide a written description of the employment setting to the Board office for approval.
 - e. Ms. Megaro shall have an evaluation by a mental health and chemical dependency specialist satisfactory to the Board and shall have a written report of the evaluation,

including a diagnosis, a recommended course of therapy, and a prognosis sent to the Board within 90 days from the date this Order is entered. Ms. Megaro shall comply with any recommendations of the specialist. If therapy is recommended, written quarterly progress reports by the therapist shall be sent to the Board by the last day of the months of March, June, September and December until Ms. Megaro is discharged from therapy. Ms. Megaro shall direct the therapist to notify the Board if she withdraws from the treatment program before being officially discharged by the therapist.

f. Ms. Megaro shall comply with the terms of her state probation.

g. Ms. Megaro shall ensure that the probation officer shall provide quarterly reports to the Board regarding Ms. Megaro's compliance with court-ordered probation. The reports shall be submitted on a quarterly basis to the Board, with the first report due no later than 60 days from the date this Order is entered, and subsequent reports due the last day of the months of March, June, September, and December until Ms. Megaro and the probation officer are notified, in writing, that the reporting requirement is ended.

h. Ms. Megaro shall provide the Board with a certified true copy of her final court order placed on record by the Court upon completion of her probation.

i. Ms. Megaro shall submit "Self Reports" which include a current address, telephone number, email address, and verification of any and all current practice employment. These reports shall also include any changes in practice employment status. Self Reports must be submitted whether Ms. Megaro has current practice employment or not. The reports shall be submitted on a quarterly basis to the Board, with the first report due no later than 60 days from the date of entry of the Order and subsequent reports due the last day of the March, June, September, and December until Ms. Megaro is notified, in writing, that the reporting requirement is ended.

j. Ms. Megaro shall notify the Board within ten days, in writing, of any changes in the location of her practice; additional practice locations; change in employment, including termination, suspension, separation, or other interruption in practice (including the name and address of any new employer and the date of employment); change in address; telephone number, or e-mail address; or criminal charges or convictions.

k. Ms. Megaro shall provide her current and each future professional nursing employer and supervisor at each practice location or assignment immediately upon employment with a copy of this Order in its entirety.

l. Ms. Megaro shall ensure that the supervisor shall provide quarterly reports to the Board regarding Ms. Megaro's clinical judgment, clinical performance, recordkeeping / documentation, medication administration, and overall performance. The reports shall be submitted on a quarterly basis to the Board, with the first report due no later than 60 days from entry of this Order and subsequent reports due the last day of the months of March, June, September and December until Ms. Megaro, and the supervisor are notified, in writing, that the reporting requirement is ended.

m. Ms. Megaro shall, within 45 days of the date of entry of this Order, return all copies of her current license, along with any required fee, to the Board office, and the Board shall issue a license marked "Valid in Virginia Only: Probation with Terms."

n. Ms. Megaro shall sign all required medical releases and authorization forms within 60 days of the date of entry of this Order allowing for unrestricted communication between and among the Board and her practice supervisor(s), her employer(s) or potential or intended employer(s), and her probation officer(s).

o. Ms. Megaro shall bear any costs associated with the terms and conditions of this Order.

p. Ms. Megaro shall comply with all laws and regulations governing the practice of professional nursing in the Commonwealth of Virginia.

q. Any violation of the foregoing terms and conditions of this Order or any statute or regulation governing the practice of professional nursing shall constitute grounds for further disciplinary action.

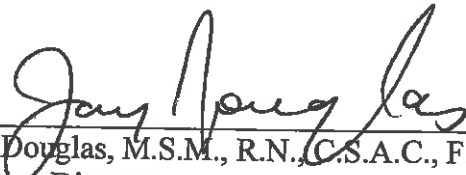
r. Failure to comply with all terms and conditions of this Order within five years of the date of entry of the Order may be reason for revoking or suspending the license of Ms. Megaro and an administrative proceeding shall be held to determine whether to impose such action.

s. This Order shall remain in effect until the Board has notified Ms., Megaro in writing that she is released from probation.

t. The Executive Director of the Board is authorized to issue an Order or letter acknowledging satisfactory completion of the foregoing conditions or to refer the matter to an administrative proceeding for review of Ms. Megaro's compliance with the foregoing conditions.

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



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

ENTERED AND MAILED ON:

February 23, 2017 RD

Certified True Copy

By drahem
Virginia Board Of Nursing

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.