

BEFORE THE VIRGINIA BOARD OF NURSING

IN RE: **JOSEPH LYNN JOHNSON, L.P.N.**
License Number: **0002-085506**
Case Number: **173792**

CONSENT ORDER

JURISDICTION AND PROCEDURAL HISTORY

The Virginia Board of Nursing ("Board") and Joseph Lynn Johnson, L.P.N., as evidenced by their signatures hereto, in lieu of proceeding to an informal conference, enter into the following Consent Order affecting Mr. Johnson's license to practice practical nursing in the Commonwealth of Virginia.

FINDINGS OF FACT AND CONCLUSIONS OF LAW

1. Joseph Lynn Johnson, L.P.N. was issued License Number 0002-085506 to practice practical nursing on August 18, 2011, which is scheduled to expire on June 30, 2017. His primary state of residence is Virginia.
2. Mr. Johnson 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 in that during the course of his employment at Newport News Nursing & Rehabilitation Center ("NNNRC"), Newport News, Virginia, Mr. Johnson failed to provide timely emergency care to Resident A, who had an order for cardiopulmonary resuscitation on file with NNNRC and who had been found unresponsive on her bed. Specifically:
 - a. On January 2, 2016 at approximately 5:15 a.m., a certified nurse aide found Patient A in her bed cold and blue, and with no pulse. The licensed practical nurse assigned to Patient

A, Mr. Johnson, and another licensed practical nurse were all notified of the situation. None of them issued a code blue or performed CPR on Resident A. Mr. Johnson is CPR certified.

- b. EMS arrived and pronounced Resident A dead at 5:29 a.m.
3. Mr. Johnson is still employed with NNNRC.

CONSENT

Joseph Lynn Johnson, L.P.N., by affixing his signature to this Consent Order, agrees to the following:

1. I have been advised to seek advice of counsel prior to signing this document;
2. I am fully aware that without my consent, no legal action can be taken against me or my license except pursuant to the Virginia Administrative Process Act, Virginia Code § 2.2-4000 *et seq.*;
3. I acknowledge that I have the following rights, among others: the right to an informal fact-finding conference before the Board; and the right to representation by counsel;
4. I waive my right to an informal conference;
5. I admit to the Findings of Fact and Conclusions of Law contained herein and waive my right to contest such Findings of Fact and Conclusions of Law and any sanction imposed hereunder in any future judicial or administrative proceeding in which the Board is a party;
6. I consent to the entry of the following Order affecting my licensure to practice practical nursing in the Commonwealth of Virginia.

ORDER

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

1. Joseph Lynn Johnson, L.P.N., is REPRIMANDED.

2. Joseph Lynn Johnson, L.P.N., shall comply with all laws and regulations governing the practice of practical nursing in the Commonwealth of Virginia.

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

Certified True Copy

By [Signature]
Virginia Board of Nursing

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

ENTERED: February 23rd, 2017

SEEN AND AGREED TO:

[Signature]
Joseph Lynn Johnson, L.P.N.

COMMONWEALTH OF VIRGINIA
COUNTY/CITY OF Newport News, TO WIT:

Subscribed and sworn to me, a notary public in and for the Commonwealth of Virginia at large, on this 13th day of February, 2017.

[Signature]
Notary Public



My commission expires: May 31, 2017

Registration No.: 7249880