

**BEFORE THE VIRGINIA BOARD OF NURSING**

**IN RE: TONI RENEE HALL, L.P.N.**  
**License Number: 0002-087763**  
**Issue Date: September 5, 2012**  
**Expiration Date: July 31, 2017**  
**Case Number: 172592, 163841**

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**AMENDED NOTICE OF FORMAL ADMINISTRATIVE HEARING  
AND AMENDED STATEMENT OF ALLEGATIONS**

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**You are hereby notified that a Formal Hearing has been scheduled before the Board of Nursing (“Board”) regarding your license to practice practical nursing in the Commonwealth of Virginia.**

<b>TYPE OF PROCEEDING:</b>	This is a formal administrative hearing before a panel of the Board.
<b>DATE AND TIME:</b>	<b>January 23, 2017 10:00 A.M.</b>
<b>PLACE:</b>	Virginia Department of Health Professions Perimeter Center - 9960 Mayland Drive 2 <sup>nd</sup> Floor - Virginia Conference Center Henrico, Virginia 23233

**LEGAL AUTHORITY AND JURISDICTION:**

1. This formal hearing is being held pursuant to Virginia Code §§ 2.2-4020, 2.2-4024(F), and 54.1-2400(11). 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;
- Suspend your license;
- Revoke your license.

**ABSENCE OF RESPONDENT AND RESPONDENT’S COUNSEL:**

If you fail to appear at the formal hearing, the Board 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 Board 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.

#### **COMMONWEALTH'S EXHIBITS:**

Enclosed is a copy of the documents that will be distributed to the members of the Board and will be considered by the Board 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 formal hearing.**

#### **FILING DEADLINES:**

1. Deadline for filing exhibits: **January 12, 2017**. Submit 15 copies of all documents you want the Board to consider to Darlene Graham, Board of Nursing, 9960 Mayland Drive, Suite 300, Henrico, Virginia 23233. Exhibits may not be sent by facsimile or e-mail.

The Commonwealth must file any objections to your submissions in writing, addressed to Darlene Graham at the Board office, no later than **January 17, 2017**. If no objections have been received by **January 17, 2017**, the evidence will be distributed to the Board members for their review, and will be considered by the Board as evidence when it deliberates upon your case. If the Commonwealth raises objections, you have until **January 19, 2017**, to file your response to the objections, in writing and addressed to Darlene Graham at the Board office. The Chair of the proceeding will rule on the motion.

2. Deadline for filing motions, including requests for continuance or objections to exhibits, in writing, to Darlene Graham at the above address: **January 12, 2017**. NOTE: Failure to object to the distribution prior to the proceeding will not affect your right to contest any information contained in these documents at the proceeding.

3. Deadline for filing any objections to the Commonwealth's exhibits, in writing, to Darlene Graham at the above address: **January 12, 2017**. If you have not filed any objections by **January 12, 2017**, the exhibits will be distributed to the Board members for their review prior to your hearing, and will be considered by the Board as evidence when it deliberates upon your case. If you do file objections, the Commonwealth has until **January 12, 2017**, to file a response to the objections, in writing and addressed to Darlene Graham at the Board office. The Chair of the proceeding will rule on the motion.

## **OTHER PRE-HEARING MOTIONS**

If you or Adjudication Specialist David Kazzie desire to make any pre-hearing motions regarding matters other than the exhibits, including offers of settlement, each of you is directed to file motions, in writing, addressed to Darlene Graham at the Board office by **January 12, 2017**. Responses to motions filed must be submitted by **January 12, 2017**. The Chair of the proceeding will rule on the motion.

## **REQUEST FOR A CONTINUANCE**

Absent exigent circumstances, such as personal or family illness, a request for a continuance after **January 12, 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 **January 12, 2017**.

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**STATEMENT OF ALLEGATIONS**

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The Board of Nursing alleges that:

1. At all times relevant hereto, Toni Renee Hall, L.P.N. was licensed to practice practical nursing in the Commonwealth of Virginia.

2. Ms. Hall violated Virginia Code § 54.1-3007(2), (5), and (8) and 18 VAC 90-20-300(A)(2)(c), (e), and (f) of the Regulations Governing the Practice of Nursing (“Regulations”) in that during the course of her employment with Ashland Nursing and Rehabilitation Center, Ms. Hall diverted narcotic medication for her personal and unauthorized use. Specifically:

a. On or about May 27, 2015, at 4:15 a.m. she withdrew oxycodone 5mg (C-II) for Resident A and falsely documented administering the medication to the resident.

b. On or about May 27, 2015, at 8:15 a.m. she withdrew oxycodone 5mg for Resident B and falsely documented administering the medication to the resident.

c. On or about May 28, 2015, at 3:00 a.m., Ms. Hall withdrew oxycodone 5mg for Resident A and falsely documented administering the medication to the resident.

3. Ms. Hall violated Virginia Code § 54.1-3007(2) and (5) and 18 VAC 90-20-300(A)(2)(c) and (e) of the Regulations in that during the course of her employment with Virginia League of Planned Parenthood, by her own admission, in or about February 2016, Ms. Hall stole approximately seven prescription forms for her personal and unauthorized use. Further Ms. Hall wrote the following fraudulent prescriptions:

a. On or about February 29, 2016, she forged a prescription for herself for 60 tablets of methadone HCL (C-II);

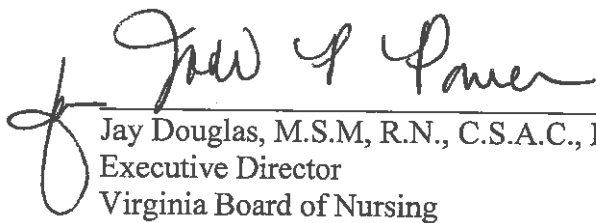
b. On or about March 3, 2016, she forged two prescriptions for 60 tablets of oxycodone in the name of Individual A, which she then gave to Individual A to fill;

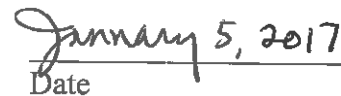
c. On or about March 10, 2016, she forged a prescription for 60 tablets of methadone in the name of Individual B, which she then gave to Individual B to fill.

d. On or about March 10, 2016, she forged a prescription for 60 tablets of oxycodone in the name of Individual B, which she then gave to Individual B to fill.

4. Ms. Hall violated Virginia Code § 54.1-3007(4) in that on or about August 8, 2012, Ms. Hall was convicted in the Henrico County, Virginia, General District Court of shoplifting, a misdemeanor involving moral turpitude.

See Confidential Attachment I for the names of the residents and individuals referenced above.

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

  
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Date