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VIRGINIA:

BEFORE THE BOARD OF NURSING

VA BD OF NURSING

IN RE: PATRICIA HOGG, R.N.
License No.: 0001-109338

CONSENT ORDER

Pursuant to §§ 2.2-4019, 2.2-4021 and 54.1-2400(10) of the Code of Virginia (1950), as amended ("Code"), an informal conference was held before a Special Conference Committee ("Committee") of the Board of Nursing ("Board") on February 7, 2012, in Henrico County, Virginia, to inquire into evidence that Patricia Hogg, R.N., may have violated certain laws and regulations governing the practice of nursing in Virginia. Ms. Hogg was present and was not represented by counsel.

Upon consideration of the evidence presented, the Committee adopted the following Findings of Fact and Conclusions of Law.

FINDINGS OF FACT

1. Patricia Hogg, R.N., was issued License No. 0001-109338 to practice professional nursing in the Commonwealth of Virginia on March 24, 1988. Said license expires on August 31, 2012. Ms. Hogg also holds licenses to practice practical nursing and professional nursing in New York. The status of both licenses is "not registered." Her primary state of residence is Virginia.
2. By letter dated January 9, 2012, the Board of Nursing sent a Notice of Informal Conference ("Notice") to Ms. Hogg notifying her that an informal conference would be held on February 7, 2012. The Notice was sent by certified and first class mail to 10242 Doncastle Court, Mechanicsville, Virginia 23116, the address of record on file with the Board of Nursing.
3. On June 22, 2011, Ms. Hogg was admitted to Memorial Regional Medical Center, Mechanicsville, Virginia for major depression and alcohol abuse. From June 22, 2011, to June 27, 2011, Ms.

Hogg was admitted to the Richmond Behavioral Health Authority Crisis Stabilization Unit, Richmond, Virginia, for treatment of her depression and alcohol abuse.

4. During the course of her employment with Bon Secours St. Mary's Hospital, Forensics, Richmond, Virginia, as the forensics nurse on call:

a. On March 8, 2011, after Ms. Hogg was paged to respond to a patient who reported being abused, she did not call the hospital back for 30 minutes. When Ms. Hogg finally called the hospital, the nurse who spoke to her observed that Ms. Hogg did not appear to be listening. The nurse had to repeat the same answers to Ms. Hogg's questions multiple times, and Ms. Hogg did not offer any guidance.

b. On March 18, 2011, between 1:30 p.m. and 3:00 p.m. hospital staff attempted to contact Ms. Hogg on several occasions because they needed her to respond to a police request for a forensic examination on a sexual assault victim. When a hospital staff member was able to reach Ms. Hogg at 3:00 p.m., Ms. Hogg sounded "out of it" and Ms. Hogg stated that the staff would have to get someone else. In response to the written counseling for the incident, dated March 25, 2011, Ms. Hogg wrote that she was suffering from severe depression.

5. As a result of the incidents in Finding of Fact No. 4, Bon Secours terminated Ms. Hogg's employment on April 2, 2011.

6. By letter dated January 13, 2012, Ms. Hogg's therapist reported that Ms. Hogg continues to be actively engaged in her treatment and recovery program. Her counselor reported that Ms. Hogg had a relapse over the holidays, although Ms. Hogg reported her sobriety date as June 22, 2011. The counselor stated certain members of Ms. Hogg's family are undermining her recovery. She is also attending marriage counseling with her husband every other week, and he is developing an understanding of what she needs. Ms. Hogg reported that she attends Alcoholics' Anonymous three times a week. She sees a counselor once a week, and a psychiatrist, who prescribes her Zoloft and Abilify, once every other month.

CONCLUSIONS OF LAW

1. Finding of Fact No. 3 constitutes a violation of § 54.1-3007(6) of the Code.
2. Findings of Fact Nos. 4(a) and 4(b) constitute a violation of § 54.1-3007(2), (5), (6), and (8) of the Code and 18 VAC 90-20-300(A)(2)(f) of the Regulations Governing the Practice of Nursing.
3. Based on the above Findings of Fact, the Committee concludes that Patricia Hogg, R.N., is a candidate for the Health Practitioners' Monitoring Program ("HPMP").

CONSENT

Patricia Hogg, R.N., by affixing her signature hereon, agrees to the following:

1. She has been advised to seek advice of counsel prior to signing this document;
2. She acknowledges that without her consent, no legal action can be taken against her except pursuant to the Virginia Administrative Process Act, § 2.2-4000(A) *et seq.* of the Code;
3. She acknowledges that she has the following rights, among others: the right to a formal fact finding hearing before the Board, the right to reasonable notice of said hearing, the right to representation by counsel, and the right to cross-examine witnesses against her;
4. She waives all such right to a formal hearing;
5. She admits to the Findings of Fact and Conclusions of Law contained herein and waives her right to contest such Findings of Fact and Conclusions of Law in any subsequent proceeding before the Board;
6. She consents to the entry of the following Order affecting her right to practice professional nursing in Virginia.

ORDER

WHEREFORE, on the basis of the foregoing, the Virginia Board of Nursing, effective upon entry of this Order, and in lieu of further proceedings, hereby ORDERS as follows:

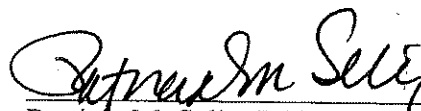
1. License No. 0001-109338 of Patricia Hogg, R.N., is INDEFINITELY SUSPENDED.
2. The license will be recorded as suspended and no longer current.
3. At such time as Ms. Hogg shall petition the Board for reinstatement of her license, an administrative proceeding will be convened to determine whether she is capable of resuming the safe and competent practice of professional nursing. Ms. Hogg 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 professional nursing.
5. This suspension shall be STAYED upon proof of Ms's Hogg's entry into the HPMP. At such time, the indefinite suspension shall be STAYED and the following terms and conditions shall apply:
 - a. Ms. Hogg shall comply with all terms and conditions for the period specified by the HPMP.
 - b. Any violation of the terms and conditions stated in this Order shall be reason for summarily rescinding the stay of indefinite suspension of the license of Ms. Hogg, and an administrative proceeding shall be held to determine whether her license shall be revoked. The stay of indefinite suspension may be summarily rescinded at such time the Board is notified that:
 - i. Ms. Hogg is not in compliance with the terms and conditions specified by the HPMP;
 - ii. Ms. Hogg's participation in the HPMP has been terminated;
 - iii. There is a pending investigation or unresolved allegation against Ms. Hogg involving a violation of law, regulation, or any term or condition of this order.
6. Upon receipt of evidence of Ms. Hogg's participation and successful completion of the HPMP, the Board, at its discretion, may waive Ms. Hogg's appearance before a Committee and conduct an administrative review of this matter, at which time she may be issued an unrestricted license.

7. This Order is applicable to Ms. Hogg's multistate licensure privileges, if any, to practice professional nursing in the Commonwealth of Virginia. For the duration of this Order, Ms. Hogg shall not work outside of the Commonwealth of Virginia pursuant to a multistate licensure privilege without the written permission of the Virginia Board of Nursing and the Board of Nursing in the party state where Ms. Hogg wishes to work. Any requests for out of state employment should be directed, in writing, to the Executive Director of the Board.

8. Ms. Hogg shall maintain a course of conduct in her capacity as a professional nurse commensurate with the requirements of § 54.1-3000 *et seq.* of the Code and the Board of Nursing Regulations.

Pursuant to §§ 2.2-4023 and 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 public record and shall be made available for public inspection or copying upon request.

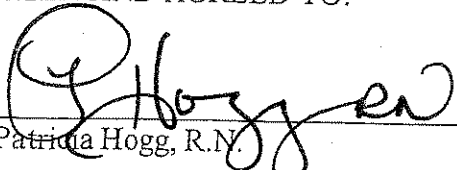
FOR THE BOARD



Patricia M. Selig, R.N., F.N.P., Ph.D.
President, Virginia Board of Nursing

ENTERED: March 20, 2012

SEEN AND AGREED TO:


Patricia Hogg, R.N.

COMMONWEALTH OF VIRGINIA,
COUNTY/CITY OF Hanover, TO WIT:

Subscribed and sworn to before me, Tiffany J. Hardyman, a Notary Public, this 23rd day of February, 2012.

My commission expires October 31st, 2012.

Registration Number 7168567.



Tiffany J. Hardyman
NOTARY PUBLIC
Commonwealth of Virginia
Reg. # 7168567
My Commission Expires
October 31, 2012


NOTARY PUBLIC

Certified True Copy
By dgraham
Virginia Board of Nursing