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BEFORE THE VIRGINIA BOARD OF NURSING

FEB 10 2017

IN RE: MARY ELLEN MURPHY, R.N.
License Number: 0001-131430
Case Number: 172528

VA BD OF NURSING

CONSENT ORDER

JURISDICTION AND PROCEDURAL HISTORY

The Virginia Board of Nursing ("Board") and Mary Ellen Murphy, R.N., as evidenced by their signatures hereto, in lieu of proceeding to an informal conference, enter into the following Consent Order affecting Ms. Murphy's license to practice professional nursing in the Commonwealth of Virginia.

FINDINGS OF FACT AND CONCLUSIONS OF LAW

1. Mary Ellen Murphy, R.N. was issued License Number 0001-131430 to practice professional nursing on February 19, 1993, which is scheduled to expire on September 30, 2018. Her primary state of residence is Virginia.
2. Ms. Murphy violated Virginia Code § 54.1-3007(5) and (6) in that on February 21, 2016, during the course of her employment with Sentara Virginia Beach Hospital, Virginia Beach, Virginia, Ms. Murphy reported to work in an impaired condition. She had a strong smell of alcohol, slurred speech and slow movements. A breathalyzer test was administered and Ms. Murphy had a blood alcohol content of 0.146 and 0.142.
3. On March 1, 2016, Ms. Murphy's employment with Sentara Virginia Beach Hospital was terminated.
4. On March 21, 2016, Ms. Murphy entered into a Participation Contract with the Health Practitioners' Monitoring Program.

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CONSENT

VA BD OF NURSING

Mary Ellen Murphy, R.N., by affixing her 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 license to practice professional 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. The Board shall TAKE NO ACTION at this time, contingent upon Ms. Murphy's compliance with the following terms and conditions:
 - a. Mary Ellen Murphy, R.N., shall continue to comply with all terms and conditions of her Contract with the Virginia Health Practitioners' Monitoring Program ("HPMP") for the period specified in the Contract.

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

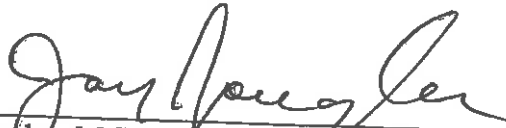
c. This Order is applicable to Ms. Murphy's multistate licensure privileges, if any, to practice professional nursing in the Commonwealth of Virginia. For the duration of this Order, Ms. Murphy shall not work outside of the Commonwealth of Virginia pursuant to a multistate licensure privilege without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

2. Upon receipt of evidence of Ms. Murphy's participation in and successful completion of the terms specified by the HPMP, the Board, at its discretion, may waive Ms. Murphy's appearance before the Board and conduct an administrative review of this matter, at which time she may be issued an unrestricted license to practice professional nursing.

3. Failure to comply with the terms and conditions of this Order shall constitute grounds for an administrative proceeding before the Board.

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

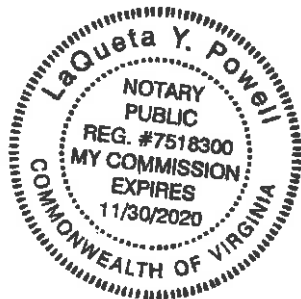
ENTERED: February 15, 2017

SEEN AND AGREED TO:

Mary E Murphy
Mary Ellen Murphy, R.N.

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

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



My Commission expires:

Registration No.:

LaQueta Y Powell
Notary Public

11/30/2017

7518300

Certified True Copy

By [Signature]
Virginia Board of Nursing