

VIRGINIA:

BEFORE THE BOARD OF NURSING

**IN RE: GRETCHEN CHAPMAN, R.N.
 License No.: 0001-159383**

ORDER

In accordance with §§ 2.2-4019, 2.2-4021 and 54.1-2400(10) of the Code of Virginia (1950), as amended ("Code"), an informal conference was conducted on behalf of the Board of Nursing ("Board") on April 24, 2012, in Henrico County, Virginia. Gretchen Chapman, R.N., was present and was not represented by legal counsel. Janet Younger, Ph.D., R.N., P.N.P., serving as Agency Subordinate for the Board, submitted a Recommended Decision for consideration.

On July 18, 2012, a quorum of the Board met to receive and act upon the Recommended Decision of the Agency Subordinate. Ms. Chapman was not present nor was she represented by legal counsel.

Based upon its review of the Recommended Decision of the Agency Subordinate, the Board makes the following Findings of Fact and Conclusions of Law and issues the following Order.

FINDINGS OF FACT

1. Gretchen Chapman, R.N., was issued License No. 0001-159383 to practice professional nursing in Virginia on June 24, 1998. The license is scheduled to expire on September 30, 2013. Her primary state of residence is Virginia.

2. By letter dated March 23, 2012, the Board of Nursing sent a Notice of Informal Conference ("Notice") to Ms. Chapman notifying her that an informal conference would be held on April 24, 2012. The Notice was sent by certified and first class mail to 13021 Lupine Turn, Woodbridge, Virginia 22192, the address of record on file with the Board of Nursing.

3 During the course of her employment with Dansk Day Spa, Occoquan, Virginia, and

Forever Young, a mobile company, between April, 2011, and December, 2011, Ms. Chapman, by her own admission, assessed patients and determined a plan of care that included prescribing and administering Botox and other cosmetic fillers to clients without authority and without the order of a physician with whom the clients had a bona fide physician-patient relationship.

4. Ms. Chapman is the owner of Forever Young. She employs a physician, who holds the title of medical director. However, this physician does not see clients or review charts. In addition, the physician's license to practice medicine in Virginia is expired and has not been reinstated. Ms. Chapman uses the physician's account to order all of her supplies.

CONCLUSIONS OF LAW

Finding of Fact No. 3 constitutes a violation of § 54.1-3007(2) and (5) of the Code and 18 VAC 90-20-300(A)(2)(a) of the Regulations Governing the Practice of Nursing ("Regulations").

ORDER


WHEREFORE, it is hereby ORDERED as follows:

1. Gretchen Chapman, R.N., is hereby REPRIMANDED.
2. Ms. Chapman shall pay a MONETARY PENALTY of \$500.00 to the Board within 60 days of the entry of this Order.
3. Ms. Chapman 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.
4. Any violation of the terms and conditions of this Order or of any law or regulation affecting the practice of nursing in the Commonwealth of Virginia shall constitute grounds for the suspension or revocation of the license of Ms. Chapman and an administrative proceeding shall be convened to determine whether such license shall be suspended or revoked.

Pursuant to § 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 a public record, and shall be made available for public inspection and copying upon request.

Pursuant to Section 54.1-2400(10) of the Code, Ms. Chapman may, not later than 5:00 p.m., on September 10, 2012, notify Jay P. Douglas, R.N., M.S.M., C.S.A.C., Executive Director, Board of Nursing, 9960 Mayland Drive, Suite 300, Henrico, Virginia 23233, in writing that she desires a formal administrative hearing before the Board. Upon the filing with the Executive Director of a request for the hearing, this Order shall be vacated.

FOR THE BOARD:


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

ENTERED: August 7, 2012

This Order shall become final on September 10, 2012, unless a request for a formal administrative hearing is received as described above.