

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 August 13, 2014, in Henrico County, Virginia. Gretchen Chapman, R.N., was present and was not represented by legal counsel. Jane Elliott, R.N., Ph.D., serving as Agency Subordinate for the Board, submitted a Recommended Decision for consideration.

On September 17, 2014, a quorum of the Board met to receive and act upon the Recommended Decision of the Agency Subordinate. Ms. Chapman 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, 2015. Her primary state of residence is Virginia.

2. By letter dated July 17, 2014, the Board of Nursing sent a Notice of Informal Conference ("Notice") to Ms. Chapman notifying her that an informal conference would be held on August 13, 2014. 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 at Advanced Plastic Surgery Center, Arlington,

Virginia, from March 9, 2012 to November 8, 2013, Ms. Chapman fraudulently obtained approximately 70 prescriptions for controlled substances by forging the signatures of two physicians from the practice and by using the names of other individuals to call in prescriptions. Ms. Chapman received approximately 4,920 dosage units of hydrocodone (Schedule III), 240 dosage units of oxycodone (Schedule II), and 120 dosage units of alprazolam (Schedule IV).

4. Ms. Chapman's employment at Advanced Plastic Surgery Center was terminated on November 15, 2013.

5. On March 3, 2014, in the Circuit Court of Prince William County, Virginia, Ms. Chapman was indicted on a felony charge of prescription fraud, and on May 8, 2014, she pled guilty to an amended charge of possession of a Schedule I or II drug. Ms. Chapman is scheduled to return to court on August 28, 2014, and expects to receive a deferred disposition for first offender status.

6. On January 2, 2014, Ms. Chapman entered a Participation Contract with the Health Practitioners' Monitoring Program ("HPMP"), wherein she acknowledged suffering from alcoholism and/or chemical dependence. On April 23, 2014, the HPMP placed Ms. Chapman on warning status after being notified that she tested positive for butalbital on April 9, 2014, for which she did not have a valid prescription.

7. In a report dated July 28, 2014, the HPMP reported that Ms. Chapman is currently in compliance with her Recovery Monitoring Contract and will be considered to return to practice in the near future.

8. At the informal conference, Ms. Chapman stated that she was receiving prescribed medications for back pain until her husband lost his job and they no longer had health insurance. She has undergone medical treatment for her back and takes ibuprofen for pain. Ms. Chapman also stated that she obtained butalbital from a friend for a migraine headache, which she consumed in April, 2014. She

currently attends individual counseling and group therapy sessions. She reported a sobriety date of January 1, 2014.

CONCLUSIONS OF LAW

1. Finding of Fact No. 3 constitutes a violation of § 54.1-3007(2), (5), and (6) of the Code and 18 VAC 90-20-300(A)(2)(c) and (e) of the Regulations Governing the Practice of Nursing.
2. Finding of Fact No. 6 constitutes a violation of § 54.1-3007(6) of the Code.

ORDER

WHEREFORE, it is hereby ORDERED as follows:

1. The Board shall TAKE NO ACTION against Gretchen Chapman, R.N., contingent upon her continued compliance with the HPMP for the period specified by the HPMP.
2. Any violation of the terms and conditions stated in this Order shall be reason for revoking the license of Gretchen Chapman, R.N., and an administrative proceeding shall be held to decide whether her license should be revoked. Ms. Chapman shall be noticed to appear before the Board at such time as the Board is notified that:
 - a. Ms. Chapman is not in compliance with the terms and conditions of the HPMP, or has been terminated from participation in the HPMP;
 - b. There is a pending investigation or unresolved allegation against Ms. Chapman involving a violation of law or regulation or any term or condition of this Order; or
 - c. Ms. Chapman has successfully completed the above-referenced period of participation in the HPMP. However, upon receipt of Ms. Chapman's participation in and compliance with the HPMP, the Board, at its discretion, may waive Ms. Chapman's appearance before the Board and conduct an administrative review of this matter.
3. This Order is applicable to Ms. Chapman's multistate licensure privileges, if any, to


practice professional nursing. For the duration of this Order, Ms. Chapman 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 wishes to work. Any requests for out of state employment should be directed, in writing, to the Executive Director of the Board.

4. 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.

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 November 8, 2014, notify Jay P. Douglas, M.S.M., R.N., C.S.A.C., F.R.E., 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.

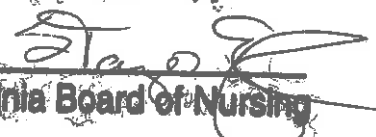
FOR THE BOARD:


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

ENTERED: October 6, 2014

This Order shall become final on November 8, 2014, unless a request for a formal administrative hearing is received as described above.

Certified True Copy

By 
Virginia Board of Nursing