

Certified True Copy

By J. Fowler
Virginia Board of Nursing



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COMMONWEALTH of VIRGINIA

VA BD OF NURSING

David E. Brown, D.C.
Director

Department of Health Professions

Perimeter Center
9960 Mayland Drive, Suite 300
Henrico, Virginia 23233-1463

www.dhp.virginia.gov
TEL (804) 367-4400
FAX (804) 527-4475

February 2, 2017

Jennifer Lynn Estridge Pencille, R.N.
72 Arrowhead Drive
Stafford, VA 22556

DUPLICATE COPY
VIA FIRST CLASS MAIL

DATE 2/2/17

RE: License Number: 0001-224403
Case Number: 177661

Dear Ms. Pencille:

Pursuant to Virginia Code § 54.1-2409, you are hereby given notice that your license to practice professional nursing in the Commonwealth of Virginia has been mandatorily suspended by the enclosed Order entered January 31, 2017. You are hereby advised that you may not practice professional nursing or hold yourself out as a licensed professional nurse unless and until the Board of Nursing has notified you in writing that your license has been reinstated. Please return your license to Jay P. Douglas, Executive Director of the Virginia Board of Nursing ("Board"), at the above address, immediately upon receipt of this letter.

You may apply to the Board for reinstatement of your license, and you shall be entitled to a formal administrative hearing not later than the next regular meeting of the Board after the expiration of 60 days from the Board's receipt of your reinstatement application. The reinstatement of your license shall require the affirmative vote of three-fourths of the members of the Board present at the hearing. The reinstatement application can be found at www.dhp.virginia.gov/Nursing.

If you have any questions about this matter, you can contact me at (804) 367-4474 or anne.joseph@dhp.virginia.gov.

Sincerely,

Handwritten signature of Anne Joseph.

Anne Joseph, Deputy Director
Administrative Proceedings Division

cc: Jay P. Douglas, Executive Director, Board of Nursing
Enclosures

Board of Audiology & Speech-Language Pathology – Board of Counseling – Board of Dentistry – Board of Funeral Directors & Embalmers
Board of Long-Term Care Administrators – Board of Medicine – Board of Nursing – Board of Optometry – Board of Pharmacy
Board of Physical Therapy – Board of Psychology – Board of Social Work – Board of Veterinary Medicine
Board of Health Professions

BEFORE THE VIRGINIA DEPARTMENT OF HEALTH PROFESSIONS

IN RE: JENNIFER LYNN ESTRIDGE PENCILLE, R.N.
License Number: 0001-224403
Case Number: 177661

ORDER OF MANDATORY SUSPENSION


In accordance with Virginia Code § 54.1-2409, I, David E. Brown, D.C., Director of the Virginia Department of Health Professions, received and acted upon evidence that Jennifer Lynn Estridge Pencille, R.N., surrendered her license and multistate privilege to practice professional nursing in the State of Maryland in lieu of further disciplinary action. A certified copy of the Surrender and Acceptance by the Maryland Board of Nursing is attached hereto as Commonwealth's Exhibit 1.

WHEREUPON, by the authority vested in the Director of the Department of Health Professions pursuant to Virginia Code § 54.1-2409, it is hereby ORDERED that the license of Jennifer Lynn Estridge Pencille, R.N., to practice professional nursing in the Commonwealth of Virginia is hereby SUSPENDED.

Upon entry of this Order, the license of Jennifer Lynn Estridge Pencille, R.N., will be recorded as suspended and no longer current and valid. Should Jennifer Lynn Estridge Pencille, R.N., seek reinstatement of her license pursuant to Virginia Code § 54.1-2409, she shall be responsible for any fees that may be required for the reinstatement of the license prior to issuance of the license to resume practice.

This Order shall be applicable to Ms. Pencille's multistate licensure privilege, if any, to practice professional nursing in the Commonwealth of Virginia.

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 or copying on request.




David E. Brown, D.C., Director
Virginia Department of Health Professions

ENTERED:

1/31/17

CERTIFICATION OF DUPLICATE RECORDS

I, David E. Brown, D.C., Director of the Department of Health Professions, hereby certify that the attached Surrender and Acceptance entered September 28, 2016, regarding Jennifer Lynn Pencille, R.N., is a true copy of the records received from the Maryland Board of Nursing.



David E. Brown, D.C.

Date: 1/31/17

JENNIFER LYNN PENCILLE, R148826

Sabita Persaud, PhD, RN, APHN-BC
President, Maryland Board of Nursing
4140 Patterson Avenue
Baltimore, Maryland 21215-2254

RECEIVED
TIME _____
SEP 06 2016

MARYLAND
BOARD OF NURSING
License Number

RE: Surrender of License to Practice as a Registered Nurse, R148826, and Surrender of Multistate Licensing Privilege to Practice Registered Nursing in the State of Maryland

Dear Dr. Persaud: ~~Dr. Persaud~~ error JP

I agree to voluntarily surrender my license to practice as a registered nurse in the State of Maryland, license number R148826, and my multistate licensing privilege to practice registered nursing in the State of Maryland under the Nurse Multistate Licensure Compact to the Maryland Board of Nursing (the "Board"). I understand that I may not engage in the practice of registered nursing, with or without compensation, as it is defined in the Maryland Nurse Practice Act (the "Act"), Md. Code Ann., Health Occupations Article ("HO") §§ 8-101 *et seq.* and the Board's regulations, COMAR 10.27.01 *et seq.* In other words, as of the effective date of this Letter of Surrender, I understand that I am in the same position as an individual who is not licensed to practice as a registered nurse. I understand that this Letter of Surrender shall become a PUBLIC document and shall become effective on the date of the Board's acceptance of it. I agree that this letter may be released or published by the Board as a final decision and order under the Public Information Act, Md. Code Ann., General Provisions Article §§ 4-101 *et seq.* (2014).

On May 26, 2016, the Board issued a Final Order of Probation of my license to practice registered nursing in the State of Maryland, which included terms and conditions for drug and alcohol monitoring. I have decided, however, not to comply with the Board's May 26, 2016 Probation Order because I live and work in Virginia. I understand that if an evidentiary hearing was held, the Board would have sufficient evidence to find that I have violated HO § 8-316(a)(30) ("Violates . . . an order form the Board"), to conclude as a matter of law that I violated the Act, and to sanction my license accordingly pursuant to HO § 8-316. Thus, it is my desire to surrender my license and my multistate licensing privilege at this time.

In executing this agreement to surrender my license to practice as a registered nurse and my multistate licensing privilege to practice registered nursing in the State of Maryland to the Board, I agree that I will not apply for reinstatement of my license or privilege for a period of **THREE (3) YEARS** following the date of the Board's acceptance of this Letter of Surrender. I also agree that if, after a period of **THREE (3) YEARS**, I decide to apply for reinstatement as a registered nurse in Maryland, I will approach the Board in the same posture as an unlicensed individual whose license and privilege to practice have been revoked. In considering my application for reinstatement of my license or privilege, the Board may review my entire Board file, including any information the Board receives after execution of this letter. I also understand

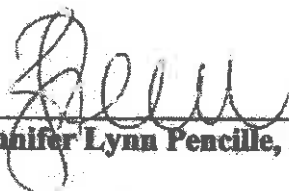
**PENCILLE, Jennifer Lynn (R148826; Multistate Licensing Privilege)
LETTER OF SURRENDER**

that in considering any future application for reinstatement of my license or privilege, the Board may require me to undergo medical, psychological, and/or psychiatric evaluations, and drug and alcohol testing to determine my fitness to have my license or privilege to practice as a registered nurse reinstated. I understand that it will be my burden, as an applicant for reinstatement, to demonstrate that I meet all of the Board's requirements for reinstatement of my license or privilege at the time I submit a reinstatement application. I understand that if the Board reinstates my license or privilege, it will be reinstated through the Board's disciplinary process and that my license or privilege will only be reinstated by the Board's issuance of a public order of reinstatement and that the Board may, in its discretion, place my reinstated license or privilege on probation subject to terms and conditions.

I wish to make it clear that I have voluntarily, knowingly, and freely chosen to submit this Letter of Surrender. I understand that, by executing this Letter of Surrender, I am waiving the right, now and in the future, to any evidentiary hearing at which I would have the right to counsel, to confront witnesses, to give testimony, to call witnesses on my own behalf, to contest the facts summarized in the second paragraph of this Letter of Surrender, and at which I would have the right to all other substantive and procedural protections provided by law, including the right to appeal.

I acknowledge that I may not rescind this Letter of Surrender in part or in its entirety for any reason whatsoever. I understand the nature and effect of both the Board's actions and this Letter of Surrender fully. Finally, I wish to make clear that I have had an opportunity to discuss this matter with legal counsel and that I willingly, knowingly, and voluntarily sign this letter of surrender.

Sincerely,



Jennifer Lynn Pencille, R148826 9/11/2016
Date

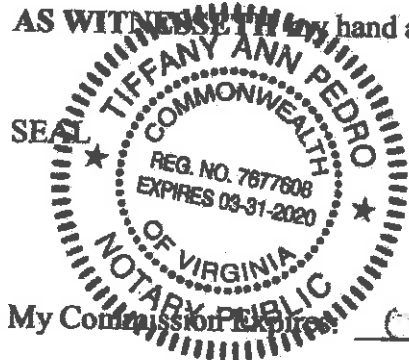
**PENCILLE, Jennifer Lynn (R148826; Multistate Licensing Privilege)
LETTER OF SURRENDER**

NOTARIZATION

STATE: Virginia
CITY/COUNTY: Stafford

I **HEREBY CERTIFY** that on this 01 day of September, before me, Notary Public of the State and City/County aforesaid, Jennifer Lynn Pencille personally appeared, and made oath in due form of law that signing the foregoing Letter of Surrender was the voluntary act and deed of Jennifer Lynn Pencille.

AS WITNESSED by my hand and notarial seal.



[Signature]
Notary Public

ACCEPTANCE

ON BEHALF OF THE MARYLAND BOARD OF NURSING, on this 20th day of September, 2016, I accept Jennifer Lynn Pencille's public Letter of Surrender of her license to practice as a registered nurse in the State of Maryland and her multistate licensing privilege to practice registered nursing in the State of Maryland under the Nurse Multistate Licensure Compact.

9/23/16
Date

[Signature]
Sabita Persaud, PhD, RN
President
Maryland Board of Nursing