



# COMMONWEALTH of VIRGINIA

Sandra Whitley Ryals  
Director

Department of Health Professions  
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Virginia Board of Nursing  
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November 8, 2006

Lori Ann Miller, R.N. Reinstatement Applicant  
10811 Lord Chancellor Lane  
Bealeton, VA 22712

**CERTIFIED MAIL**  
**71603901984942382381**

Re: Virginia License No. 0001-150855 (suspended on July 19, 2005)

Dear Ms. Miller:

This is official notification that an informal conference will be held pursuant to §§ 2.2-4019, 2.2-4021, and 54.1-2400(10) of the Code of Virginia (1950), as amended ("Code"), **on December 7, 2006, at 1:00 p.m.** at the Department of Health Professions, 6603 West Broad Street, Fifth Floor, Richmond, Virginia. You may be represented by an attorney at the conference. This informal conference will be convened as a public meeting pursuant to § 2.2-3700 *et seq.* of the Code.

The Special Conference Committee ("Committee"), which is comprised of at least two members of the Virginia Board of Nursing ("Board"), will receive and act upon your application for the reinstatement of your license to practice professional nursing in the Commonwealth of Virginia, which was suspended by an Order of the Board entered July 19, 2005, and will inquire into allegations that you may have violated certain laws and regulations governing nursing practice in Virginia.

Specifically:

1. You may have violated § 54.1-3007(4) and (6) of the Code in that on or about January 6, 2006, you were convicted of obtaining drugs by fraud, a felony, for an offense that occurred on or about March 13, 2005. You were sentenced to two years incarceration with both years suspended, and were placed on two years supervised probation.

2. You may have violated § 54.1-3007(4) and (6) of the Code in that on or about January 10, 2006, you were convicted of obtaining drugs by fraud, a felony, for an offense that occurred on or about August 16, 2005. You were convicted and were sentenced to three years incarceration with all suspended, and were placed on two years supervised probation.

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

3. You may have violated § 54.1-3007(6) of the Code in that:
- a. in an interview with a DHP investigator, on or about August 10, 2005, you acknowledged that you attended inpatient substance abuse treatment at Edgehill, a residential treatment center. Your dates of treatment were on or about April 6, 2005, to on or about May 5, 2005.
  - b. on September 27, 2005, your probation officer was advised that you were in the Fauquier Hospital being medically detoxed.
  - c. your probation officer found that between September 14, 2005, and November 25, 2005, on four separate occasions, you obtained Oxycodone (a Schedule II controlled substance) and Percocet (Oxycodone + APAP, a Schedule II controlled substance) by prescription and consumed these medications in amounts that greatly exceeded the prescribed doses.
  - d. See confidential Attachment A.

The burden of providing evidence satisfactory to the Board that you are prepared to resume the competent practice of professional nursing with reasonable skill and safety to patients rests with you.

Since the allegations listed above involve impairment, please be advised that you may make application to the Health Practitioners' Intervention Program ("HPIP"), which is available to all health care practitioners licensed in Virginia. A brochure about the HPIP is enclosed. Should you enter into a written agreement with the HPIP prior to your informal conference, the Committee will take that into consideration when deciding your case.

After the informal conference, the Committee is authorized by § 54.1-2400(10) of the Code to take any of the following actions:

- The Committee may reinstate your license to practice professional nursing in the Commonwealth without restriction;
- The Committee may reinstate your license and place you on probation for such time as it may designate and subject to such terms and conditions as it may deem appropriate, reprimand you, or impose a monetary penalty;
- The Committee may deny your application for reinstatement of your license.

Further, the Committee may refer the case to the Board of Nursing or a panel thereof for a formal hearing. If the Committee is of the opinion that revocation may be justified, the Committee may offer you a Consent Order for revocation in lieu of a formal hearing.

If you fail to appear at the informal conference, the Committee may proceed to hear the case in your absence and may take any of the actions outlined above. At least ten days prior to the scheduled date of the conference, please inform this office at (804) 662-9950, or in writing at the address listed above, of your telephone number and whether you intend to appear at the informal conference.

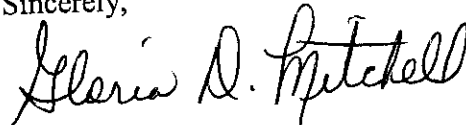
To facilitate this proceeding, you should submit five copies of any documents you wish the Committee to consider to the Board of Nursing, 6603 West Broad Street, Fifth Floor, Richmond, VA 23230-1717, by December 1, 2006. Your documents may not be submitted by facsimile or email.

You have the right to the information on which the Board will rely in making its decision. Therefore, I have enclosed a copy of the documents that will be distributed to the members of the Committee and will be considered by the Committee when discussing any allegations with you and when deliberating on your case. **These documents are enclosed only with the original notice sent by certified mail, which you may be required to claim at the post office. Please bring these documents with you to the informal conference.**

Also enclosed are copies of the relevant sections of the Administrative Process Act, which governs proceedings of this nature, as well as the relevant laws and regulations governing the practice of nursing in Virginia.

In the event of inclement weather, please be advised that Board of Nursing hearings will be held unless state offices are closed. Please listen to television or radio announcements to provide information about official state closings or delays. If there is a delayed opening, hearings will begin at the time of the agency opening. A recorded announcement pertaining to closings or delays will also be available by calling the main telephone number for the Department of Health Professions at (804) 662-9900.

Sincerely,



Gloria D. Mitchell, R.N., M.S.N., M.B.A.  
Deputy Executive Director, Discipline

GDM/bl  
Enclosures

cc: Sandra Whitley Ryals, Director, Department of Health Professions  
Anne G. Joseph, Deputy Director, Administrative Proceedings Division  
Special Conference Committee Members  
Emily Field, Adjudication Specialist  
Vicky Fox, Senior Investigator (Case no. 109884)