

BEFORE THE VIRGINIA BOARD OF NURSING

IN RE: SHANI R. YOPP, R.N.
License Number: 0001-197179
Case Number: 171592, 172002

CONSENT ORDER

JURISDICTION AND PROCEDURAL HISTORY

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

FINDINGS OF FACT AND CONCLUSIONS OF LAW

1. Shani R. Yopp, R.N. was issued License Number 0001-197179 to practice professional nursing on July 19, 2005, which is scheduled to expire on December 31, 2017. Her primary state of residence is Virginia.
2. At all times relevant hereto, Shani R. Yopp, R.N. was licensed to practice professional nursing in the Commonwealth of Virginia.
3. Ms. Yopp violated Virginia Code § 54.1-3007(6) in that she is unsafe to practice professional nursing due to substance abuse and/or mental and/or physical illness, as evidenced by the following:
 - a. On December 26, 2015, Ms. Yopp was admitted to Carilion St. Albans Hospital, Christiansburg, Virginia, for psychiatric treatment secondary to an intentional drug overdose, where she was diagnosed with bipolar II disorder, mixed type, and polysubstance abuse.
 - b. On October 23, 2014, Ms. Yopp was admitted to Carilion St. Albans Hospital, Christiansburg, Virginia for psychiatric treatment secondary to an intentional overdose, where she was

diagnosed with major depressive disorder, recurrent severe without psychotic features and severe opioid disorder.

c. Ms. Yopp has an admitted history of substance abuse, including an addiction to opiates and benzodiazepines.

d. On May 17, 2016, Ms. Yopp signed a Participation Contract with the Health Practitioners' Monitoring Program ("HMPM"), in which she acknowledged her alcohol and opioid abuse.

e. On October 3, 2016, the Board received a compliance report from the HPMP indicating that Ms. Yopp is in compliance with the requirements of the HPMP.

4. Ms. Yopp violated Virginia Code § 54.1-3007(2), (5) and (6) and 18 VAC 90-20-300(A)(2)(c) in that:

a. During the course of her employment with Carilion Roanoke Memorial Hospital, by her own admission, between about August 2015 and November 2015, Ms. Yopp diverted hydrocodone (C-II) and oxycodone (C-II) for her personal and unauthorized use on multiple occasions.

b. During the course of her employment with Carilion Home Health, by her own admission, in August 2014, Ms. Yopp stole approximately four hydrocodone/acetaminophen tablets from a home health client.

5. Ms. Yopp violated Virginia Code § 54.1-3007(2), (5), and (8) and 18 VAC 90-20-300(A)(2)(f) of the Regulations in that during the course of her employment with Carilion Roanoke Memorial Hospital:

a. On September 30, 2015, Ms. Yopp incorrectly administered 3g of Rifampin to a patient who was ordered 300 mg of the medication.

b. On August 21, 2015, Ms. Yopp incorrectly administered 0.5mg of intravenous Ativan to a patient who was ordered intravenous Versed.

6. Pursuant to Virginia Code § 54.1-2400.2(K), the Board considered whether to disclose or not disclose Ms. Conner's health records or health services.

CONSENT

Shani R. Yopp, 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; the right to representation by counsel; and the right to cross-examine witnesses against me;
4. I waive all right to an informal conference;
5. I admit to the Findings of Fact and Conclusion 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 right 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 license of Shani R. Yopp to practice professional nursing is INDEFINITELY SUSPENDED.

2. The license will be recorded as suspended.
3. This suspension applies to any multistate privilege to practice professional nursing.
4. The suspension is STAYED and shall remain stayed contingent upon Shani R. Yopp's continued compliance with all terms and conditions of the Virginia Health Practitioners' Monitoring Program ("HPMP") for the period specified by the HPMP.
5. This Order is applicable to Shani R. Yopp's multistate licensure privileges, if any, to practice practical nursing. For the duration of this Order, Shani R. Yopp 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.
6. Failure to comply with the terms and conditions of the stay of suspension shall be reason for summarily rescinding the stay of suspension of the license of Shani R. Yopp, and the license shall be recorded as suspended. After any rescission of the stay of suspension, a formal administrative proceeding shall be instituted.
7. Upon receipt of evidence of Shani R. Yopp's participation in and successful completion of the terms specified by the HPMP, the Board, at its discretion, may waive Shani R. Yopp's appearance before the Board and conduct an administrative review of this matter, at which time she may be issued an unrestricted license.

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.

Pursuant to Virginia Code § 54.1-2400.2(K), the Board considered whether to disclose or not disclose Ms. Yopp's health records or health services.

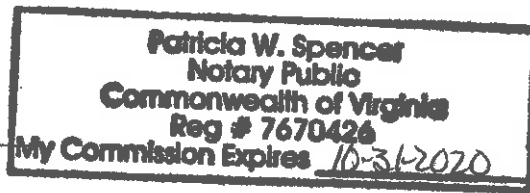
FOR THE BOARD


Joyce A. Hahn, PhD, RN, NEA-BC, FNAP
~~Executive Director~~ PRESIDENT
Virginia Board of Nursing

ENTERED: 11/15/16

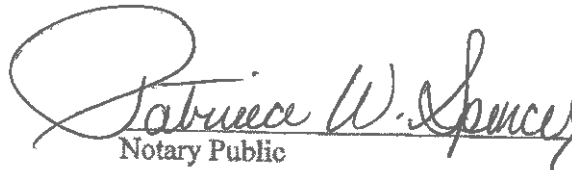
SEEN AND AGREED TO:


Shani R. Yopp, R.N.



COMMONWEALTH OF VIRGINIA
COUNTY/CITY OF Franklin County, TO WIT:

Subscribed and sworn to me, a notary public in and for the Commonwealth of Virginia at large, on this
5 day of October, 2016.


Notary Public

My commission expires: 10-31-2020

Registration No.: #7670426

Certified True Copy
By D. Fowler
Virginia Board of Nursing