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By: [Signature]
Virginia Board of Nursing



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OCT 14 2016

COMMONWEALTH of VIRGINIA BOARD 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

October 13, 2016

Andrea Oakes, R.N.
a/k/a Andrea Oakes-Lewis
P.O. Box 1113
Collinsville, VA 24078

DUPLICATE COPY
VIA FIRST CLASS MAIL
DATE 10/13/16

RE: License Number: 0001-242905
Case Number: 176513

Dear Ms. Oakes:

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 October 11, 2016. 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.htm.

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

Sincerely,

[Signature: Anne Joseph]

Anne Joseph, Deputy Director
Administrative Proceedings Division

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

BEFORE THE VIRGINIA DEPARTMENT OF HEALTH PROFESSIONS

IN RE: **ANDREA OAKES, R.N.**
a/k/a Andrea Oakes-Lewis
License Number: 0001-242905
Case Number: 176513

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 Andrea Oakes, R.N., entered into a Consent Order with the North Carolina Board of Nursing for the suspension of her privilege to practice nursing in the State of North Carolina. A certified copy of the Consent Order 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 Andrea Oakes, R.N., to practice professional nursing in the Commonwealth of Virginia is hereby SUSPENDED.

Upon entry of this Order, the license of Andrea Oakes, R.N., will be recorded as suspended and no longer current and valid. Should Andrea Oakes, 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. Oakes' multistate licensure privilege, if any, to practice 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:

10 / 11 / 16

CERTIFICATION OF DUPLICATE RECORDS

I, David E. Brown, D.C., Director of the Department of Health Professions, hereby certify that the attached Consent Order effective September 28, 2016, regarding Andrea Oakes, R.N., is a true copy of the records received from the North Carolina Board of Nursing.



David E. Brown, D.C.

Date: 10/11/16

BEFORE THE BOARD OF NURSING
OF THE STATE OF NORTH CAROLINA

In the matter of:

Andrea Nicole Oakes-Lewis, RN

Virginia License Number 0001242905

NC BOARD OF NURSING



I certify that this is a true and accurate copy of the original as filed in the office of the North Carolina Board of Nursing.

Executive Director of the Board

COMMONWEALTH'S
EXHIBIT
1

7:11 SEP 30 A 9:22

This matter is before the North Carolina Board of Nursing ("Board") on information regarding Andrea Nicole Oakes-Lewis, RN ("Licensee"). Licensee knowingly and voluntarily waives her right to a formal hearing before the Board and any judicial review of such hearing in the above-referenced matter. Both parties stipulate and agree to the findings of fact and conclusions of law recited herein and to the order imposed. By her consent, Licensee also stipulates that she knowingly and voluntarily waives her right to appeal this ORDER or challenge in any way the sufficiency of the findings of this ORDER. Licensee admits and the Board finds that:

FINDINGS OF FACT

1. The North Carolina Board of Nursing is a body duly organized under the laws of North Carolina and is the proper body for this proceeding under the authority granted it in Article 9A, Chapter 90 of the General Statutes of North Carolina and the rules and regulations promulgated hereunder.
2. Licensee is the holder of Virginia Multistate Registered Nurse License Number 0001242905, which expires on December 31, 2017.
3. On May 2, 2016, the Board received a report forwarded from the Commonwealth of Virginia – Enforcement Division. The original report was from management at Wake Forest Baptist Medical Center in Winston-Salem, North Carolina, regarding the actions of Licensee while working as a staff nurse in the ICU 5B Trauma Unit at the facility. Licensee was employed by the facility from March 7, 2016 until the date of her termination on April 28, 2016.
4. Licensee was noted by other ICU staff to be exhibiting suspicious behavior, including the following.
 - a. Licensee violated hospital policy by dispensing medication, going into a patient room and then asking for a witness to waste medication.
 - b. Licensee was observed dispensing pain medications and documenting administration of medications without first assessing the patient need. Additionally, she failed to document pre or post-medication pain assessments.
 - c. Licensee was observed taking saline flushes, butterfly needles and blunt needles into a patient room. The patient had an arterial line and no lab orders, so there was no need for these items to be taken into the patient room.

BEFORE THE BOARD OF NURSING
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In the matter of:

Andrea Nicole Oakes-Lewis, RN

Virginia License Number 0001242905

PUBLISHED CONSENT ORDER

- d. Licensee was observed leaving the unit throughout her shift and her destination was unknown.
- e. On the afternoon of April 16, 2016, Licensee dispensed Dilaudid to the patient in room #2 and Fentanyl to the patient in room #3. She failed to waste excess medication prior to administration of the ordered dose to patients.

5. Due to these observed behaviors, Licensee was asked to submit to a for-cause urine drug screen on April 16, 2016. The drug screen returned positive for Fentanyl, Nor-Fentanyl, Hydromorphone, Oxycodone and Amphetamine. Licensee failed to respond to the facility Medical Review Officer ("MRO") regarding proof of prescriptions for the above substances. The MRO determined the test positive.

6. A review of the North Carolina Controlled Substance Reporting System showed no prescriptions for Licensee since January 26, 2013.

7. An audit of Licensee's removal and administration of controlled substances was completed by facility risk management for the date range of March 18, 2016 to April 16, 2016. The audit revealed Licensee had unaccounted for controlled substances, including 2.5 mg Hydromorphone, 50 mcg Fentanyl, and 4 mg Morphine.

CONCLUSIONS OF LAW

1. This matter is properly before the Board and the Board has jurisdiction over Licensee and the subject matter of this case.

2. Licensee's conduct, as set out in the Findings of Fact above, constitutes grounds for discipline pursuant to N.C. Gen. Stat. 90-171.37 as follows:

- (4) engages in conduct that endangers the public health;
- (6) engages in conduct that deceives, defrauds or harms the public in the course of professional activities or services;
- (7) has violated any provision of this Article;
- (8) has willfully violated any rules enacted by the Board;

and Rule 21 NCAC 36 .0217(c)

- (1) drug or alcohol abuse;
- (2) illegally obtaining, possessing or distributing drugs or alcohol for personal or other use, or other violations of G.S. 90-86 to 90-113.8;

BEFORE THE BOARD OF NURSING
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Virginia License Number 0001242905

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PUBLISHED CONSENT ORDER

(11) failure to maintain an accurate record for each client which records all pertinent health care information as defined in RN Rule .0224(f)(2);

and 21 NCAC 36 .0224

(f) Reporting and Recording by the registered nurse are those communications required in relation to all aspects of nursing care.

(2) Recording means the documentation of information on the appropriate client record, nursing care plan or other documents. This documentation must:

(E) verify the proper administration and disposal of controlled substances.

3. Grounds exist pursuant to N.C. Gen. Stat. 90-171.37 for the Board to revoke or suspend a privilege to practice nursing and invoke other such disciplinary measures such as censure or probative terms against a licensee as it deems fit and proper.

ORDER

1. Based on the Findings of Fact and Conclusions of Law, without further notice of proceedings, the Board enters into the following ORDER with Licensee.

2. Licensee's privilege to practice in North Carolina shall be suspended indefinitely

3. The Board will not recommend to the North Carolina Division of Health Services Regulation that Licensee be eligible to request listing as a Nurse Aide I or Medication Aide.

4. Licensee may not be listed on the North Carolina Nurse Aide II Registry.

5. At such time as Licensee is permitted to petition for reinstatement of her privilege to practice, she shall appear before the Licensure Review Panel ("LRP") and comply with all decisions of the LRP.

6. This ORDER is a public record, as required by N.C. Gen. Stat. §132 and will be placed in Licensee's file. All disciplinary actions taken by the Board will be reported to the appropriate entities as outlined in Board policy and as required by state and/or federal guidelines. Those entities include, but may not be limited to, NURSIS, National Practitioner Data Bank (NPDB), the Office of the Inspector General (OIG) and any other jurisdiction in which Licensee is or has been licensed.

7. This ORDER shall take effect immediately when returned to the Board office after proper execution by both Licensee and the Board.

BEFORE THE BOARD OF NURSING
OF THE STATE OF NORTH CAROLINA

In the matter of:)
Andrea Nicole Oakes-Lewis, RN)
Virginia License Number 0001242905)

PUBLISHED CONSENT ORDER

By order of the North Carolina Board of Nursing this the 12th day of August, 2016.

Julia L. George

Julia L. George, RN, MSN, FRE
Executive Director

Consented to this the 28th day of September, 2016.

Andrea N. Oakes-Lewis (RN)
Andrea Nicole Oakes-Lewis, Licensee's Signature

State of VA

County of Henry

I, Teresa Anne Cahill, a Notary Public for the above-named County and State,
do hereby certify that Andrea Nicole Oakes-Lewis personally appeared before me
this day and acknowledged the due execution of the foregoing instrument.

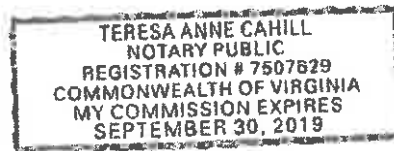
Witness my hand and official seal

This the 28th day of September, 2016.

Teresa Anne Cahill

Notary Public

(Seal)



My commission expires: 9-30-19

AKF