

**VIRGINIA:**

**BEFORE THE BOARD OF NURSING**

**IN RE: LINDA S. RAINES, L.P.N.**

**ORDER**

Pursuant to §§ 2.2-4019, 2.2-4021, and 54.1-2400(10) of the Code of Virginia (1950), as amended (“Code”), a Special Conference Committee (“Committee”) of the Virginia Board of Nursing (“Board”) met on August 28, 2009, in Henrico County, Virginia, to inquire into evidence that Linda S. Raines, L.P.N., may have violated certain laws and regulations governing practical nursing in Virginia. Ms. Raines was present and was not represented by counsel. Upon consideration of the evidence, the Committee adopts the following Findings of Fact and Conclusions of Law.

**FINDINGS OF FACT**

1. Linda S. Raines, L.P.N., was issued License No. 0002-052672 to practice practical nursing in the Commonwealth of Virginia on May 15, 1996. Said license expires on April 30, 2010.
2. During the course of Ms. Raines’ employment with Catawba Hospital, Catawba, Virginia (“Catawba”):
  - a. On July 23, 2008, Ms. Raines signed out lorazepam (schedule IV) for Patient A, but failed to document administering the medication on the patient’s Medication Administration Record (“MAR”) or wasting the medication.
  - b. On September 22, 2008, and October 8, 2008, Ms. Raines signed out Lortab 5/500 (hydrocodone/acetaminophen, schedule III) for Patient B, and documented administering .25mg on the patient’s (“MAR”) and wasting 2.5mg of the medication, but failed to have a witness to the wastage.
  - c. On October 7, 2008, Ms. Raines signed out hydrocodone 5/500 for Patient B

and documented administering 2.5g on the patient's MAR. Ms. Raines failed to document administering or wasting the remaining medication.

d. On October 8, 2008, Ms. Raines signed out medications for patients incorrectly and later, she could not account for a lorazepam tablet that was missing from her medication cart.

e. On September 22, 2008, Ms. Raines documented on Patient B's MAR administering hydrocodone 2.5mg, but she failed to sign out the medication on the narcotic control log.

f. On September 29, 2008, Ms. Raines documented on Patient B's MAR that she administered Haldol 2.5/250mg (haloperidol) as "requested for pain," though the medication was not ordered for pain but for agitation.

g. Ms. Raines' employment was terminated as a result of these incidents.

h. At the informal conference, Ms. Raines admitted that she failed to document administering the medications, but denied that she diverted any of them. She reported that the job was too fast-paced for her, as she had not administered medications for six years before coming to work at Catawba. She worked previously at Virginia Veterans Care Center for 14 years.

i. Ms. Raines expressed remorse for her actions during the informal conference, and stated that she now documents administering medications contemporaneously while providing care for patients.

3. Ms. Raines was hospitalized in March, 2008, in order to "withdraw from the medications, including Lortab," as Ms. Raines acknowledged in an interview with a Department of Health Professions investigator on March 24, 2009.

4. Ms. Raines reported at the informal conference that she was employed with Avante and had not had any disciplinary problems.

**CONCLUSIONS OF LAW**

1. Finding of Fact Nos. 2(a-d) and (f) constitute violations of § 54.1-3007(5) of the Code.
2. Finding of Fact No. 2(e) constitutes a violation of § 54.1-3007(2), (5) and (8) of the Code and 18 VAC 90-20-300(A)(2)(e) of the Regulations Governing the Practice of Nursing.

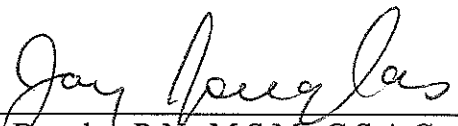
**ORDER**

On the basis of the foregoing, the Committee hereby ORDERS as follows:

1. The Committee shall IMPOSE NO SANCTION.
2. Linda S. Raines, L.P.N., shall maintain a course of conduct in her capacity as a practical nurse commensurate with the requirements of § 54.1-3000 *et seq.* of the Code and the Board of Nursing Regulations.

Pursuant to §§ 2.2-4023 and 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 public record and shall be made available for public inspection or copying on request.

FOR THE COMMITTEE

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

ENTERED: September 10<sup>TH</sup>, 2009

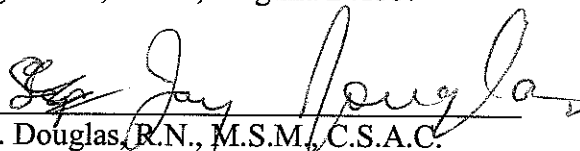
**NOTICE OF RIGHT TO FORMAL HEARING**

If you do not consent to the Committee's decision and desire a hearing before the Board or a panel thereof, you shall notify, in writing, the Executive Director of the Board of Nursing, Perimeter Center, 9960

Mayland Drive, Suite 300, Richmond, Virginia 23233, within 33 days of the date of entry of this Order. This Order shall become final upon expiration of the 33-day period unless a request for a formal hearing is received within such time. Upon receiving a timely request for a hearing, this Order shall be vacated and the Board or a panel thereof shall proceed with a hearing as provided in § 2.2-4020 *et seq.* of the Code.

**CERTIFICATE OF SERVICE**

I hereby certify that a true copy of the foregoing Order was mailed, by certified and regular mail, this day to Linda S. Raines, L.P.N., at 2201 Bain Bridge Drive, Salem, Virginia 24153.



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

September 10<sup>th</sup>, 2009  
Date