



COMMONWEALTH of VIRGINIA

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Director

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August 5, 2009

Linda S. Raines, L.P.N.
2201 Bain Bridge Drive
Salem, Virginia 24153

CERTIFIED MAIL
71603901984801684311

Re: Virginia License No.: 0002-052672
Expiration Date: April 30, 2010

Dear Ms. Raines:

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 **August 28, 2009, at 10:30 a.m.**, at the Department of Health Professions, Perimeter Center, 9960 Mayland Drive, Suite 201, Richmond, Virginia 23233. 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 inquire into allegations that you may have violated certain laws and regulations governing practical nursing in Virginia.

Specifically, during the course of your employment with Catawba Hospital, Catawba, Virginia:

1. You may have violated § 54.1-3007(2), (5) and (6) of the Code and 18 VAC 90-20-300(A)(2)(c) and (e) of the Regulations Governing the Practice of Nursing ("Regulations") in that you diverted medications, as demonstrated by the following:

a. On or about July 23, 2008, you 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 or about September 22, 2008, and October 8, 2008, you signed out Lortab 5/500 (hydrocodone/acetaminophen, schedule III) for Patient B, and you documented administering .25mg on the patient's ("MAR") and wasting 2.5mg of the medication, but you failed to have a witness to the wastage.

c. On or about October 7, 2008, you signed out hydrocodone 5/500 for Patient B and documented administering 2.5g on the patient's MAR. You failed documented administering or wasting the remaining medication.

d. On or about October 8, 2008, you signed out medications for patients incorrectly and later, you could not account for a lorazepam tablet that was missing from your medication cart.

2. You may have violated § 54.1-3007(2), (5) and (8) of the Code and 18 VAC 90-20-300(A)(2)(e) of the Regulations that on or about September 22, 2008, you documented on Patient B's MAR administering hydrocodone 2.5mg, but you failed to sign out the medication on the narcotic control log.

3. You may have violated § 54.1-3007 (5) and (8) of the Code in that in August, 2008, by your own admission, you administered the wrong dosage of Ambien (zolpidem, schedule IV) to a patient on four occasions.

4. You may have violated § 54.1-3007 (5) of the Code in that on or about September 29, 2008, you documented on Patient B's MAR that you administered Haldol 2.5/250mg (haloperidol) as "requested for pain" though the medication was not ordered for pain but for agitation.

5. You may have violated § 54.1-3007(6) of the Code in that you may be unsafe to practice as a practical nurse in that you were hospitalized in March, 2008, in order to "withdraw from the medications, including Lortab," as you acknowledged in an interview with a Department of Health Professions investigator on or about March 24, 2009.

Please see Attachment I for the names of the patients referenced above.

In its deliberations, the Committee may use the Sanction Reference Points System, as contained in the Sanction Reference Manual. The manual, which is a guidance document of the Board, may be accessed at <http://www.dhp.virginia.gov/nursing>. Please click on *Guidance Documents*, then select #90-7. You may also request a paper copy from the Board office by calling (804) 367-4515.

Since the allegations listed above involve impairment, please be advised that you may make application to the Health Practitioners' Monitoring Program ("HPMP"), which is available to all health care practitioners licensed in Virginia. A brochure about the HPMP is enclosed. Should you enter into a written agreement with the HPMP 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:

- If the Committee finds that there is insufficient evidence to warrant further action or that the charges are without foundation, the Committee shall notify you by mail that your record has been cleared of any charge which might affect your right to practice nursing in the Commonwealth;
- The Committee may place you on probation for such time as it may designate and subject to such terms and conditions as it may deem appropriate;
- The Committee may reprimand you;

- The Committee may impose a monetary penalty.

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 suspension or revocation may be justified, the Committee may offer you a Consent Order for suspension or revocation in lieu of a formal hearing.

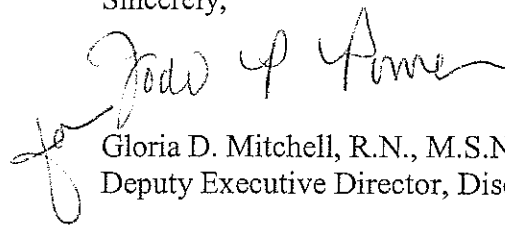
If you fail to appear at the informal conference, the Committee may proceed to hear the case in your absence and may take any of the actions outlined above. At least ten days prior to the scheduled date of the conference, please inform this office at (804) 367-4515, or in writing at the address listed 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 Department of Health Professions, Board of Nursing, Perimeter Center, 9960 Mayland Drive, Suite 300, Richmond, Virginia 23233, by August 21, 2008. 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.

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
LaRhonda J. Carter, Adjudication Specialist
Sandra Barton, Investigator (Case No. 123140)
Peggy Wood, Monitoring Program Manager