

BEFORE THE VIRGINIA BOARD OF NURSING

IN RE: DEBORAH S. BURNETTE, R.N.
License Number: 0001-214156
Case Number: 164382

CONSENT ORDER

JURISDICTION AND PROCEDURAL HISTORY

The Virginia Board of Nursing (“Board”) and Deborah S. Burnette, R.N., as evidenced by their signatures hereto, in lieu of proceeding to an informal conference, enter into the following Consent Order affecting Ms. Burnette’s license to practice professional nursing in the Commonwealth of Virginia.

FINDINGS OF FACT AND CONCLUSIONS OF LAW

1. Deborah S. Burnette, R.N. was issued License Number 0001-214156 to practice professional nursing on July 17, 2008, which is scheduled to expire on August 31, 2017. Her primary state of residence is Virginia.

2. Ms. Burnette violated Virginia Code § 54.1-3007(2), (5) and (6) and 18 VAC 90-20-300(A)(2)(c) of the Regulations Governing the Practice of Nursing (“Regulations”) in that during the course of her employment with VCU Health Systems, Richmond, Virginia, on June 6 and June 10, 2015, she withdrew two Prozac (fluoxetine) 20mg tablets from the Pyxis machine for her personal and unauthorized use and ingested them while on duty. She had been prescribed Prozac to treat her anxiety and depression, and attributed her diversion of the medication to a “lapse in judgment” due to “extreme stress.”

3. Ms. Burnette violated Virginia Code § 54.1-3007(2) and 18 VAC 90-20-300(A)(2)(e) of the Regulations in that on her application for employment with Henrico Doctors’ Hospital Forest Campus,

Richmond, Virginia, dated July 15, 2015, she wrote that she left employment with VCU Health Systems due to "seeking a new and challenging career opportunity." In fact, she resigned from her position in lieu of termination on or about June 30, 2015 as a result of the incident in Finding of Fact No. 2.

CONSENT

Deborah S. Burnette, 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; I am represented by Michael Goodman, Esquire and Eileen Talamante, Esquire;
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. Deborah S. Burnette is REPRIMANDED.


2. Within 60 days from the date of entry of this Order, Deborah S. Burnette shall provide written proof satisfactory to the Board of successful completion of the following NCSBN course: *Ethics of Nursing Practice.*

3. Deborah S. Burnette shall comply with all laws and regulations governing the practice of professional nursing in the Commonwealth of Virginia.

4. Any violation of the foregoing terms and conditions of this Order or any statute or regulation governing the practice of professional nursing shall constitute grounds for further disciplinary action.

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.

FOR THE BOARD


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

ENTERED: August 19th, 2016

SEEN AND AGREED TO:

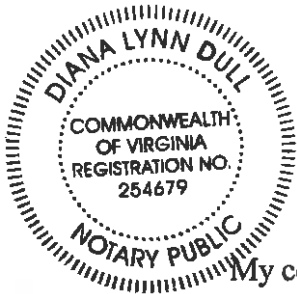

Deborah S. Burnette, R.N.

COMMONWEALTH OF VIRGINIA
COUNTY/CITY OF Henrico

TO WIT:

Subscribed and sworn to me, a notary public in and for the Commonwealth of Virginia at large, on this

17th day of August, 2016.



[Handwritten Signature]

Notary Public

My commission expires:

March 31, 2017

Registration No.:

254679

Certified True Copy

By *[Handwritten Signature]*
Virginia Board of Nursing