

BEFORE THE VIRGINIA BOARD OF NURSING

IN RE: MONICA ANNE MUNGO, R.N.
License Number: 0001-221894
Case Number: 171866

ORDER

JURISDICTION AND PROCEDURAL HISTORY

Pursuant to Virginia Code §§ 2.2-4020, 2.2-4024(F), and 54.1-2400(11), a panel of the Virginia Board of Nursing (“Board”) held a formal administrative hearing on July 20, 2016, in Henrico County, Virginia, to inquire into evidence that Monica Anne Mungo, R.N., may have violated certain laws and regulations governing the practice of professional nursing in the Commonwealth of Virginia.

Monica Anne Mungo, R.N. did not appear at this proceeding and was not represented by legal counsel.

NOTICE

By letter dated June 3, 2016, the Board of Nursing sent a Notice of Formal Hearing (“Notice”) to Ms. Mungo notifying her that a formal administrative hearing would be held on July 20, 2016. The Notice was sent by certified and first class mail to the legal address of record on file with the Board of Nursing. Accordingly, the panel Chair concluded that adequate notice was provided to Ms. Mungo and the formal hearing proceeded in her absence.

Upon consideration of the evidence, the Board adopts the following Findings of Fact and Conclusions of Law and issues the Order contained herein.

FINDINGS OF FACT

1. Monica Anne Mungo, R.N., was issued License No. 0001-221894 to practice as a professional nurse in the Commonwealth of Virginia on October 26, 2009. Said license was summarily suspended by the Board on June 3, 2016. At all times relevant hereto, Monica Anne Mungo, R.N. was licensed to practice professional nursing in the Commonwealth of Virginia. Ms. Mungo's primary state of residence is Virginia.

2. During the course of her employment with Riverside Francis N. Sanders Nursing Home ("Riverside"), Gloucester, Virginia, on January 30, 2016, Ms. Mungo was found face down on the medication cart by two EMTs who were delivering a patient. Ms. Mungo was moaning and crying, and smelled of alcohol. She appeared intoxicated and exhibited slurred speech and an unsteady gait. She admitted to the EMTs that she had consumed alcohol. Staff transported Ms. Mungo to the hospital where breath tests and a urine/drug screen for Ms. Mungo revealed a BAC of .184 and .162 and a positive result for opiates/oxycodone. Ms. Mungo told an investigator for the Department of Health Professions that while on duty she went to her car and consumed four shots of vodka. She stated she had not slept prior to beginning her shift. Ms. Mungo admitted to drinking two to three vodkas daily, but up to a fifth of vodka on non-work days. Ms. Mungo further stated she needs help.

3. Ms. Mungo began attending an intensive outpatient treatment program ("IOP") three times per week on February 8, 2016, but tested positive for amphetamines, barbiturates, and alcohol on that date. On March 8, 2016, Ms. Mungo tested positive for opiates/morphine, for which she did not have a prescription.

4. Ms. Mungo's IOP counselor at Colonial Behavioral Health stated that Ms. Mungo must be monitored and establish a more solid recovery before returning to nursing. Ms. Mungo has not enrolled in the Health Practitioners' Monitoring Program.

5. Ms. Mungo was convicted of driving under the influence on January 14, 2016 in the Circuit Court for Williamsburg/James City County, Virginia. The offense occurred on May 30, 2015.

6. Ms. Mungo's employment with Riverside was terminated as a result of the incident on January 30, 2016.

CONCLUSIONS OF LAW

1. Findings of Fact Nos. 2 through 5 constitute violations of Virginia Code § 54.1-3007(5) and (6).

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

ORDER

Based on the foregoing Findings of Fact and Conclusions of Law, the Virginia Board of Nursing hereby ORDERS as follows:

1. The license issued to Monica Anne Mungo to practice professional nursing in the Commonwealth of Virginia is INDEFINITELY SUSPENDED.

2. The license of Monica Anne Mungo will be recorded as SUSPENDED.

3. This suspension applies to any multistate privilege to practice professional nursing.

4. Should Monica Anne Mungo seek reinstatement of her license, an administrative proceeding shall be convened to consider such application. At such time, the burden shall be on Monica Anne Mungo to demonstrate that she is safe and competent to return to the practice of professional nursing. Monica Anne Mungo shall be responsible for any fees that may be required for the reinstatement and/or renewal of the license prior to issuance of the license to resume practice.

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

ENTERED AND MAILED ON:

August 3RD, 2016

NOTICE OF RIGHT TO APPEAL

As provided by Rule 2A:2 of the Supreme Court of Virginia, you have 30 days from the date you are served with this Order in which to appeal this decision by filing a Notice of Appeal with , Executive Director, Board of Nursing, 9960 Mayland Drive, Suite 300, Henrico, Virginia 23233. The service date shall be defined as the date you actually received this decision or the date it was mailed to you, whichever occurred first. In the event this decision is served upon you by mail, three days are added to that period.

Certified True Copy

By draham
Virginia Board Of Nursing