

**VIRGINIA:**

**BEFORE THE BOARD OF NURSING**

**IN RE:**

**DELILAH D. DAWES, R.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 October 3, 2006, in Henrico County, Virginia, to inquire into evidence that Delilah D. Dawes, R.N., may have violated certain laws and regulations governing nursing practice in Virginia. Ms. Dawes 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. Delilah D. Dawes, R.N., was issued license No. 0001-182560 to practice nursing in the Commonwealth of Virginia on December 4, 2002. Said license expires on September 30, 2008.
2. During the course of Ms. Dawes’ employment as the unit manager of the skilled nursing care unit of Centra Health – Fairmont Crossing, Amherst, Virginia:
  - a. On or about January 9, 2004, Ms. Dawes was advised by the L.P.N. on duty that Resident A, who had fallen and struck her head on or about January 7, 2004, was in need of a follow-up neurological assessment. Ms. Dawes failed to assess Resident A, nor did she document this matter in the nurse’s notes or inform Resident A’s physician of her neurological deficits. As a result, no further neurological evaluation or examination is documented for Resident A. Thereafter, Resident A suffered a second fall on or about January 10, 2004, and expired on January 11, 2004.

b. On or about January 15, 2004, Resident B began complaining of pain in her left leg, of which Ms. Dawes was made aware on or about January 16, 2004. Ms. Dawes informed the Committee that she failed to assess Resident B, though she stated she reviewed the nursing notes for this resident. Ms. Dawes recommended a portable x-ray machine be used for Resident B; however, said machine would not be available until January 19, 2004. On or about January 17, 2004, Resident B's condition worsened, and she was noted to have "red streaks up leg and warm to touch." Resident B was admitted to the emergency room, where she was diagnosed with a blood clot. As a result of the foregoing incidents, Ms. Dawes resigned in lieu of being terminated.

### **CONCLUSIONS OF LAW**

Finding of Fact No. 2 constitutes a violation of § 54.1-3007(2), (5) and (8) of the Code, and 18 VAC 90-20-300(A)(2)(f) of the Board of Nursing Regulations.

### **ORDER**


On the basis of the foregoing, the Committee hereby ORDERS that DELILAH D. DAWES, R.N., be, and hereby is, REPRIMANDED. Further, the Committee ORDERS that, within 90 days of the date this Order is entered, Ms. Dawes shall provide the Board with written verification that she has taken and successfully completed the following NCSBN course: Professional Accountability and Legal Liability for Nurses.

Ms. Dawes shall maintain a course of conduct in her capacity as a nurse commensurate with the requirements of § 54.1-3000 *et seq.* of the Code and the Board of Nursing Regulations.

Any violation of the terms and conditions stated in this Order shall be reason for revoking the license of Delilah D. Dawes, R.N., and an administrative proceeding shall be held to decide whether her license should be revoked.

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



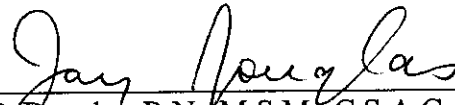
Jay P. Douglas, R.N., M.S.M., C.S.A.C.  
Executive Director, Virginia Board of Nursing

**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, 6603 West Broad Street, Fifth Floor, Richmond, Virginia 23230-1717, 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 Delilah D. Dawes, R.N., at 2406 Woodcrest Drive, Lynchburg, Virginia 24503.



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

October 11<sup>th</sup>, 2006

Date