



COMMONWEALTH of VIRGINIA

Robert A. Nebiker
Director

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Virginia Board of Nursing
Jay P. Douglas, RN, MSM, CSAC
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October 14, 2003

Sheila Goddard, R.N., L.N.P.
832 Hutchenson Drive
Blacksburg, VA 24060

CERTIFIED MAIL
7160 3901 9844 2316 5458

RE: 0001-057190 Expiration 6/30/2005
0024-057190 Expiration 6/30/2005

Dear Ms. Goddard:

This is official notification that an Informal Conference will be held, pursuant to § 2.2-4019, § 2.2-4021 and § 54.1-110 of the Code of Virginia (1950), as amended ("the Code"), and 18 VAC 90-30-230(A) and (B) of the regulations governing the licensure of nurse practitioners, before a Special Conference Committee of the Committee of the Joint Boards of Nursing and Medicine; and pursuant to § 2.2-4019, § 2.2-4021 and § 54.1-3010 of the Code, before a Special Conference Committee of the Board of Nursing, on **November 5, 2003, at 11:00 a.m.**, in the offices of the Department of Health Professions, 6603 West Broad Street, Fifth Floor, Richmond, Virginia.

A Special Conference Committee comprised of three (3) members of the Committee of the Joint Boards of Nursing and Medicine will inquire into allegations that you may have violated certain laws and regulations governing the practice of licensed nurse practitioners in Virginia. A Special Conference Committee comprised of two (2) members of the Board of Nursing will inquire into allegations that you may have violated certain laws and regulations governing the practice of professional nursing in Virginia. Specifically:

1. You hold License No. 0001-057190 issued by the Board of Nursing, to practice professional nursing in the Commonwealth. You also hold License No. 0024-057190 to practice as a licensed nurse practitioner in the category of nurse anesthetist, issued by the Committee of the Joint Boards of Nursing and Medicine.

2. You may have violated § 54.1-3007(2) and (6) of the Code, 18 VAC 90-30-220(4) and (5) of the regulations governing the licensure of nurse practitioners and 18 VAC 90-20-300(A)(2)(c) of the Board of Nursing regulations, in that, during the course of your employment

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with Atlantic Anesthesia, Virginia Beach, Virginia, by your own admission, in January 2000 and from October 2000 until January 26, 2001, you diverted Fentanyl and Versed from wasted medication at Bayside Hospital, for your personal and unauthorized use and self-administered these drugs intravenously while off duty. From February until March 2001, you received substance abuse and mental health treatment at the Lewis-Gale Center for Behavioral Health, Salem, Virginia. In November 2001, you relapsed and again diverted and self-administered Fentanyl and Versed. You informed your employer and your employment was suspended. From on or about March 21, 2002 until May 1, 2002, you received substance abuse and mental health treatment at Ridgeview Institute, Smyrna, Georgia. Upon your release from Ridgeview, you refrained from working and subsequently, relocated to Blacksburg, Virginia.

3. You may have violated § 54.1-3007(6) of the Code and 18 VAC 90-30-220(4) and (5) of the regulations governing the licensure of nurse practitioners, in that, on or about January 31, 2001, you entered a participation Contract with the Health Practitioners' Intervention Program ("HPIP"). This was done with the understanding that the program is to assist those persons who have an impairment, defined as "a physical or mental disability, including, but not limited to substance abuse, that substantially alters the ability of a practitioner to practice his profession with safety to his patients and the public." On or about March 7, 2003, you submitted a letter of resignation and on or about March 27, 2003, you were dismissed from the program. Prior to your dismissal, the HPIP expressed concerns regarding your consideration of a nursing position in an intensive care unit where there would be access to narcotics and recommended that you take Naltrexone, which you declined to do.

You may be represented by an attorney at the Informal Conference. After the conference:

The Special Conference Committee of the Committee of the Joint Boards of Nursing and Medicine is authorized to take the following actions:

1. 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 as a licensed nurse practitioner in the Commonwealth;
2. The committee may place your license on probation with such terms as it may deem appropriate;
3. The committee may reprimand you;
4. The committee may refer the case to the Committee of the Joint Boards of Nursing and Medicine for a formal hearing. If the Special Conference Committee is of the opinion that a suspension or revocation of your license may be justified, the committee may offer you a consent order in lieu of a formal hearing.

The Special Conference Committee of the Board of Nursing is authorized to take the following actions:

1. 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 professional nursing in the Commonwealth;
2. The committee may place your license on probation with such terms as it may deem appropriate;
 3. The committee may reprimand you;
 4. The committee may impose a monetary penalty pursuant to § 54.1-2401 of the Code; or
 5. The committee may refer the case to the Board of Nursing or a panel thereof for a formal hearing. If the Special Conference Committee is of the opinion that a suspension or revocation of your license may be justified, the committee may offer you a consent order in lieu of a formal hearing.

If you fail to appear at the informal conference, the Committees will proceed to hear the case in your absence, and may take any of the actions outlined above.

At least ten (10) days prior to the scheduled date of the conference, please inform this office of your telephone number and whether you intend to appear at the conference. This can be done by calling our offices at (804) 662-9950 or by sending us a letter at the address listed above.

If you have any additional documents to be presented to the Special Conference Committees, **please bring seven (7) copies of each document with you.**

You have the right to information which will be relied upon by the Board in making a decision. Therefore, I enclosed a copy of the documents which will be distributed to the members of the Special Conference Committees and will be considered by the Committees when discussing the allegations with you and when deliberating upon your case. **These documents are enclosed only with the original notice sent by certified mail, and must be claimed at the post office.**

Enclosed you will find copies of the relevant sections of the Administrative Process Act, which governs proceedings of this nature, as well as the laws and regulations relating to the practice of nursing in Virginia.

Sincerely,



Susan Bell Rosen, R.N., F.N.P., J.D.
Deputy Executive Director, Discipline

SBR/th/amf
Enclosures

cc: Robert A. Nebiker, Director, Department of Health Professions
James Banning, Director, Administrative Proceedings Division
Tammie D. Hall, Senior Adjudication Analyst
Jennifer E. Baker, Senior Investigator (89922)

Members, Special Conference Committees