

BEFORE THE VIRGINIA BOARD OF NURSING

IN RE: LINDA JEANNE CHILDREY AGNEW, R.N.
a.k.a Linda Childrey Agnew Hungate
License Number: 0001-130777
Case Number: 169640

CONSENT ORDER

JURISDICTION AND PROCEDURAL HISTORY

The Virginia Board of Nursing ("Board") and Linda Jeanne Childrey Agnew, R.N., as evidenced by their signatures hereto, in lieu of proceeding to an informal conference, enter into the following Consent Order affecting Ms. Agnew's license to practice professional nursing in the Commonwealth of Virginia.

FINDINGS OF FACT AND CONCLUSIONS OF LAW

1. Linda Jeanne Childrey Agnew, R.N. was issued License Number 0001-130777 to practice professional nursing on November 19, 1992. Said license is scheduled to expire on September 30, 2017. Her primary state of residence is Virginia.
2. Ms. Agnew violated Virginia Code § 54.1-3007(2), (5) and (8) and 18 VAC 90-20-300(A)(2)(f) of the Regulations Governing the Practice of Nursing in that on or about January 29, 2013, during the course of her employment as a nurse with Henrico Doctor's Hospital, Henrico, Virginia, Ms. Agnew improperly used an oxygen delivery device known as a T-Piece while treating Patient A, which caused Patient A to sustain bilateral pneumothoraxes leading to respiratory failure. In a written statement dated November 9, 2015, which Ms. Agnew sent to an investigator for the Virginia Department of Health Professions, Ms. Agnew admitted she was unfamiliar with the device and should have investigated the safety and use of the device prior to its use on Patient A.

CONSENT

Linda Jeanne Childrey Agnew, 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;
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. Linda Jeanne Childrey Agnew, R.N. is REPRIMANDED.
2. Linda Jeanne Childrey Agnew, R.N. shall comply with all laws and regulations governing the practice of professional nursing in the Commonwealth of Virginia.

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

Gloria Mitchell-Lively
for Jay Douglas, M.S.M., R.N., C.S.A.C., P.R.E.
Executive Director
Virginia Board of Nursing

ENTERED: June 23rd, 2016

SEEN AND AGREED TO:

Linda Jeanne Childrey Agnew RN
Linda Jeanne Childrey Agnew, 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 13th day of JUNE, 2016.

[Signature]
Notary Public

My commission expires: 4-30-2018

Registration No.: 7349246

Certified True Copy

By: *[Signature]*
Virginia Board of Nursing



MEENA J. DAVIS
NOTARY PUBLIC 7349246
COMMONWEALTH OF VIRGINIA

MY COMMISSION EXPIRES APRIL 30, 2018