

VIRGINIA:

BEFORE THE BOARD OF NURSING

IN RE: ASHLEY R. MCGHEE, L.P.N.
License No.: 0002-063701

ORDER

Pursuant to §§ 2.2-4020, 54.1-110 and 54.1-2400(11) of the Code of Virginia (1950), as amended ("Code"), a formal administrative hearing was held before a panel of the Board of Nursing ("Board") on September 15, 2014, in Henrico County, Virginia, to inquire into evidence that Ashley R. McGhee, L.P.N., may have violated certain laws and regulations governing practical nursing practice in Virginia. The case was presented by Jan Willis, Adjudication Specialist, Administrative Proceedings Division. Erin Barrett, Assistant Attorney General, was present as legal counsel for the Board. Ms. McGhee was not present and was not represented by legal counsel. The proceedings were recorded by a certified court reporter.

Upon consideration of the evidence presented, the Board adopted the following Findings of Fact and Conclusion of Law.

FINDINGS OF FACT

1. Ashley R. McGhee, L.P.N. was issued License No. 0002-063701 to practice practical nursing in the Commonwealth of Virginia on May 8, 2002. Said license is set to expire on March 31, 2015. Her primary state of residence is Virginia.

2. Based on the representation of Jan Willis, Adjudication Specialist, and Commonwealth's Exhibit #1, the Notice of Formal Hearing and Statement of Particulars and Affidavit of Mailing, the presiding officer ruled that adequate notice was provided to the respondent and the hearing proceeded in her absence.

3. In May 2013, Ms. McGhee sustained a work-related injury while attempting to restrain a patient at Central State Hospital ("Central State"), Petersburg, Virginia. She was referred by the Virginia Workers' Compensation Commission for treatment of Post-Traumatic Stress Disorder.

4. Ms. McGhee resigned from employment at Central State in December 2013.

5. After she resigned from Central State, Ms. McGhee worked for Golden Living in Petersburg, Virginia and in February 2014 was working at Roanoke Rapids Guardian Care in Roanoke, Rapids, North Carolina.

6. By her own admission, Ms. McGhee had four psychiatric admissions after she was attacked by a patient at Central State in May 2013.

7. On October 23, 2013, Ms. McGhee was admitted to Southside Regional Medical Center ("SRMC"), Petersburg Virginia, following a suicide attempt.

8. From November 10, 2013, until November 14, 2013, Ms. McGhee was an inpatient at Poplar Springs Hospital ("Poplar Springs"), Petersburg, Virginia, where she was diagnosed with Bipolar II disorder.

9. On December 25, 2013, Ms. McGhee was readmitted to Poplar Springs after discontinuing her prescribed medications, without her physician's knowledge, and increasing her alcohol use. Ms. McGhee was treated for alcohol withdrawal and Bipolar II disorder.

10. From January 16, 2014 until January 19, 2014, Ms. McGhee was admitted to Halifax Regional Medical Center, Roanoke Rapids, North Carolina, following an episode of cutting herself with a needle and, by her own admission, drinking a fifth of alcohol daily.

11. On February 27, 2014, Ms. McGhee was voluntarily admitted to SRMC for alcohol abuse and depression.

CONCLUSION OF LAW

The Board concludes that Findings of Fact Nos. 6-11 constitute violations of § 54.1-3007(6) of the Code.

ORDER

WHEREFORE, THE Virginia Board of Nursing, effective upon entry of this Order hereby ORDERS as follows:

1. License No. 0002-063701 issued to Ashley R. McGhee, L.P.N., to practice practical nursing in the Commonwealth of Virginia is hereby INDEFINITELY SUSPENDED.


2. The license of Ms. McGhee will be recorded as SUSPENDED and no longer current. Should Ms. McGhee seek reinstatement of her license consistent with this Order, she shall be responsible for any fees that may be required for the reinstatement of her license prior to issuance of her license to resume practice.

3. At such time as Ms. McGhee shall petition the Board for reinstatement of her license, a hearing will be convened to determine whether she is able to return to the safe and competent practice of practical nursing.

4. This Order shall be applicable to Ms. McGhee's multistate licensure privileges, if any, to practice practical nursing in the Commonwealth of Virginia.

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 BOARD



Jay P. Douglas, MSM, RN, CSAC, FRE
Executive Director
Virginia Board of Nursing

October 22nd, 2014

ENTERED

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 Jay P. Douglas, MSM, RN, CSAC, FRE, 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.