

BEFORE THE VIRGINIA BOARD OF NURSING

IN RE: RACHEL ANN STUBBS ZACARIAS, R.M.A.  
Registration Number: 0031-001987  
Case Number: 172226

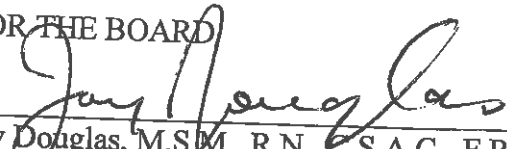
ORDER OF SUMMARY SUSPENSION

Pursuant to Virginia Code § 54.1-2408.1(A), a quorum of the Board of Nursing ("Board") met on May 18, 2016. The purpose of the meeting was to receive and act upon information indicating that Rachel Ann Stubbs Zacarias, R.M.A., may have violated certain laws relating to the practice of medication aides in the Commonwealth of Virginia, as more fully set forth in the attached "Notice of Formal Administrative Hearing and Statement of Allegations," which is attached hereto and incorporated by reference herein.

WHEREUPON, pursuant to its authority under Virginia Code § 54.1-2408.1(A), the Board concludes that a substantial danger to public health or safety warrants this action and ORDERS that the registration of Ms. Zacarias to practice as a medication aide in the Commonwealth of Virginia is SUSPENDED. It is further ORDERED that a hearing be convened within a reasonable time of the date of entry of this Order to receive and act upon evidence in this matter.

Pursuant to Virginia Code § 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 or copying on request.

FOR THE BOARD

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

ENTERED AND MAILED ON: June 1, 2016

Certified True Copy

By Abraham  
Virginia Board Of Nursing

**BEFORE THE VIRGINIA BOARD OF NURSING**

**IN RE: RACHEL ANN STUBBS ZACARIAS, R.M.A.**  
**Registration Number: 0031-001987**  
**Issue Date: January 5, 2009**  
**Expiration Date: June 30, 2016**  
**Case Number: 172226**

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**NOTICE OF FORMAL ADMINISTRATIVE HEARING  
AND STATEMENT OF ALLEGATIONS**

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**You are hereby notified that a Formal Hearing has been scheduled before the Board of Nursing (“Board”) regarding your registration to practice as a medication aide in the Commonwealth of Virginia.**

|                            |   |
|----------------------------|---|
| <b>TYPE OF PROCEEDING:</b> | This is a formal administrative hearing before a panel of the Board of Nursing.   |
| <b>DATE AND TIME:</b>      | <b>July 21, 2016</b><br><b>1:00 P.M.</b>  |
| <b>PLACE:</b>              | Virginia Department of Health Professions<br>Perimeter Center - 9960 Mayland Drive<br>2 <sup>nd</sup> Floor - Virginia Conference Center<br>Henrico, Virginia 23233 |

**LEGAL AUTHORITY AND JURISDICTION:**

1. This formal hearing is being held pursuant to Virginia Code §§ 2.2-4020, 2.2-4024(F), and 54.1-2400(11). This proceeding will be convened as a public meeting pursuant to Virginia Code § 2.2-3700.

2. At the conclusion of the proceeding, the Board is authorized to take any of the following actions:

- Exonerate you;
- Reprimand you;
- Require you to pay a monetary penalty;
- Place you on probation and/or under terms and conditions;
- Suspend your registration;
- Revoke your registration.

**DEFAULT:**

If you fail to appear at the formal hearing, the Board may proceed to hear this matter in your absence and may take any of the actions outlined above.

**RESPONDENT'S LEGAL RIGHTS:**

You have the right to the information on which the Board will rely in making its decision, to be represented by counsel at this proceeding, to subpoena witnesses and/or documents, and to present relevant evidence on your behalf.

**COMMONWEALTH'S EXHIBITS:**

Enclosed is a copy of the documents that will be distributed to the members of the Board and will be considered by the Board when discussing any allegations with you and when deliberating on your case. **These documents are enclosed only with the notice sent by certified mail, which you may be required to claim at the post office. Please bring these documents with you to the formal hearing.**

**FILING DEADLINES:**

1. Deadline for filing exhibits: **June 8, 2016**. Submit 15 copies of all documents you want the Board to consider to Darlene Graham, Board of Nursing, 9960 Mayland Drive, Suite 300, Henrico, Virginia 23233. Exhibits may not be sent by facsimile or e-mail.
2. Deadline for filing motions, including motions for continuance or objections to exhibits, in writing, to Darlene Graham at the above address: **June 8, 2016**. NOTE: Failure to object to the distribution of the Commonwealth's exhibits prior to the proceeding will not affect your right to contest any information contained in these documents at the proceeding.

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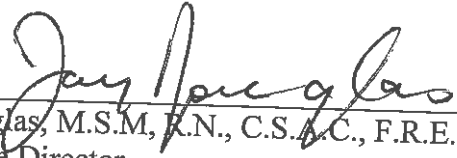
**STATEMENT OF ALLEGATIONS**

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The Board of Nursing alleges that:

1. At all times relevant hereto, Rachel Ann Stubbs Zacarias, R.M.A. was registered to practice as a medication aide in the Commonwealth of Virginia.
2. Rachel Ann Stubbs Zacarias, R.M.A. violated Virginia Code § 54.1-3007(2), (5), and (8) and 18 VAC 90-60-120(2)(f) of the Regulations Governing the Registration of Medication Aides (“Regulations”) in that during the course of her employment with Roselawn Rest Home, Castlewood, Virginia:
  - a. In or about November and December 2015, Ms. Zacarias failed to provide or obtain appropriate medical care for Resident A, who was experiencing severe skin breakdowns and tears, fall-related wounds, disorientation, and altered mental status.
  - b. In or about November and December 2015, Ms. Zacarias failed to administer medications in accordance with physician’s orders and consistent with the standards of practice in that she administered multiple topical medications and dressings to Resident A without a physician’s order, after the physician had ordered only an over-the-counter cream for the resident.
  - c. In or about November and December 2015, Ms. Zacarias failed to notify the Virginia Department of Social Services that Resident A was experiencing pressure ulcers and serious skin breakdowns.
3. Ms. Zacarias violated Virginia Code § 54.1-3007(2), (5), and (8) and 18 VAC 90-60-120(2)(a) and (f) of the Regulations in that during the course of her employment with Roselawn, Ms. Zacarias performed wound care on Resident A, including treating and medicating wounds without a physician’s order.

See Confidential Attachment I for the name of the resident referenced above.



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

June 1, 2016  
Date