

VIRGINIA:

BEFORE THE BOARD OF NURSING

IN RE:

DENNY MOORE, R.N. APPLICANT

CONSENT ORDER

The Virginia Board of Nursing ("Board") and Denny Moore, as evidenced by his signature hereto, enter into the following Consent Order affecting Mr. Moore's application for licensure by examination to practice as a professional nurse in Virginia.

The Board adopts the following Findings of Fact and Conclusions of Law.

FINDINGS OF FACT

1. On June 11, 2012, Denny Moore submitted an application for licensure by examination as a professional nurse and declared Virginia as his primary state of residence.
2. Mr. Moore acknowledged a diagnosis of bipolar disorder and borderline personality disorder, for which he was treated on an inpatient basis in September 2009. He was treated for rapid cycling, suicidal and homicidal thinking and alcohol abuse. He was discharged with a guarded prognosis.
3. Mr. Moore has been receiving outpatient treatment with a physician at Atlanta Psychiatric Services, who reported in a July 23, 2012, letter that Mr. Moore's mixed bipolar and border personality disorders are well controlled with medication.
4. Mr. Moore was convicted of assault and battery on May 23, 2012. This conviction stemmed from an altercation with a roommate who was attempting to prevent Mr. Moore from harming himself after consuming alcohol.
5. Mr. Moore reports that he has not consumed any alcohol since the April 2012 incident leading to the conviction.

CONCLUSIONS OF LAW

1. The Board concludes that Findings of Fact Nos. 2 and 3 constitutes a violation of § 54.1-3007(6) of the Code of Virginia (1950), as amended.
2. Mr. Moore otherwise meets the qualifications of § 54.1-3017 of the Code.

CONSENT

Denny Moore, by affixing his signature hereon, agrees to the following:

1. He has been advised to seek advice of counsel prior to signing this document;
2. He acknowledges that without his consent, no legal action can be taken against him except pursuant to the Virginia Administrative Process Act, § 2.2-4000(A) *et seq.* of the Code;
3. He acknowledges that he has the following rights, among others: the right to an informal fact finding conference before the Board, the right to reasonable notice of said hearing, the right to representation by counsel, and the right to cross-examine witnesses against her;
4. He waives all such right to an informal conference;
5. He admits to the Findings of Fact and Conclusion of Law contained herein and waives his right to contest such Findings of Fact and Conclusion of Law in any subsequent proceeding before the Board;
6. He consents to the entry of the following Order affecting his right to practice professional nursing in Virginia.

ORDER

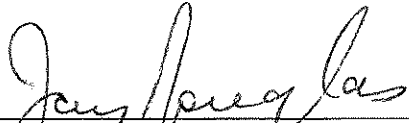
WHEREFORE, it is hereby ORDERED that the application of Denny Moore for licensure by examination as a professional nurse is APPROVED contingent upon receiving proof of his entry into the Health Practitioners' Monitoring Program ("HPMP"). Upon successful completion of the NCLEX-RN

examination, Mr. Moore shall be issued a license to practice as a professional nurse in the Commonwealth under the following terms and conditions:

1. Mr. Moore shall comply with the terms of the HPMP for the period specified by the HPMP.
2. Any violation of the terms and conditions stated in this Order shall be reason for revoking the license of Mr. Moore, and an administrative proceeding shall be held to decide whether his license should be revoked. Mr. Moore shall be noticed to appear before the Board at such time as the Board is notified that:
 - a. Mr. Moore is not in compliance with the terms and conditions of the HPMP, or has been terminated from participation in the HPMP;
 - b. There is a pending investigation or unresolved allegation against Mr. Moore involving a violation of law or regulation or any term or condition of this Order; or
 - c. Mr. Moore has successfully completed the above-referenced period of participation in the HPMP. However, upon receipt of Mr. Moore's participation in and compliance with the HPMP, the Board, at its discretion, may waive Mr. Moore's appearance before the Board and conduct an administrative review of this matter.
3. Mr. Moore shall maintain a course of conduct in his capacity as a professional nurse commensurate with the requirements of § 54.1-3000 *et seq.* of the Code and the Board of Nursing Regulations.
4. This Order is applicable to Mr. Moore's multistate licensure privileges, if any, to practice professional nursing in the Commonwealth of Virginia. For the duration of this Order, Mr. Moore shall not work outside of the Commonwealth of Virginia pursuant to a multistate licensure privilege without the written permission of the Virginia Board of Nursing and the Board of Nursing in the party state where Mr. Moore wishes to work. Any requests for out of state employment should be directed, in writing, to the Executive Director of the Board.

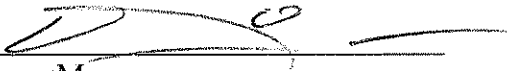
Pursuant to § 54.1-2400.2 of the Code, the signed original of this Order shall remain in the custody of the Department of Health Professions as a public record, and shall be made available for public inspection and copying upon request.

FOR THE BOARD


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

Entered: November 27, 2012

SEEN AND AGREED TO:


Denny Moore

COMMONWEALTH OF VIRGINIA,
COUNTY/CITY OF Virginia Beach, TO WIT:

Subscribed and sworn to before me, Faye B. Williams, a Notary Public, this 15th day of NOV, 2012.

My commission expires 01/31/2014.

Registration Number 181548.


NOTARY PUBLIC

