

VIRGINIA:

BEFORE THE BOARD OF NURSING

IN RE: NICOLE DIKE, L.P.N.

CONSENT ORDER

The Virginia Board of Nursing ("Board") and Nicole Dike, L.P.N., as evidenced by her signature hereto, enter into the following Consent Order affecting Ms. Dike's license to practice practical nursing in Virginia.

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

FINDINGS OF FACT

1. Nicole Dike was issued License No. 0002-069811 to practice practical nursing by the Virginia Board of Nursing on September 17, 2004. Said license is set to expire on June 30, 2009.
2. During her employment with Sudley Manor House, Manassas, Virginia, in September and October, 2007, Ms. Dike called in unauthorized telephone orders for over 250 tablets of Vicodin (hydrocodone, schedule III) under the names of three residents and diverted these medications for her own use.
3. During her employment with Bowling Green Healthcare Center, Bowling Green, Virginia ("Bowling Green"), from May 17, 2005, until July 29, 2005, by her own admission, Ms. Dike diverted Vicodin (hydrocodone, schedule II) and Percocet (oxycodone, schedule II) from the residents' medical supply, for her own use.
4. Ms. Dike has a substance abuse problem that requires ongoing monitoring and treatment, as evidenced by the following:
 - a. Ms. Dike tested positive for cocaine on July 29, 2005, during Bowling Green's investigation of drug diversion.

- b. Ms. Dike enrolled in the Health Practitioners' Intervention Program ("HPIP") on September 20, 2005, in which she acknowledged a history of drug abuse.
- c. On November 26, 2005, Ms. Dike relapsed on Adderall (amphetamine, Schedule II) and Oxycodone. She was directed to increase urine screening and she was placed on Naltrexone.
- d. On January 1, 2007, Ms. Dike relapsed on heroin. She delayed reporting the relapse to the HPIP until March 1, 2007, and consequently her stay of disciplinary action was vacated.
- e. On February 15, 2008, Ms. Dike was dismissed from the HPIP for relapsing on Vicodin, calling in fraudulent prescription orders at Bowling Green, refusing to enter residential treatment for her substance abuse problem, and failing to call the test line after October 23, 2007.

CONCLUSIONS OF LAW

1. Finding of Fact #2 constitutes a violation of § 54.1-3007(2) and (5) of the Code and 18 VAC 90-20-300(A)(2)(c) of the Board of Nursing Regulations ("Regulations").
2. Finding of Fact #3 constitutes a violation of §54.1-3007(2) and (5) of the Code and 18 VAC 90-20-300(A)(2)(c) of the Regulations.
3. Finding of Fact #4 constitutes a violation of §54.1-3007(6) of the Code.

CONSENT

Nicole Dike, L.P.N., by affixing her signature hereon, agrees to the following:

1. Ms. Dike has been advised to seek advice of counsel prior to signing this document;
2. Ms. Dike acknowledges that without her consent, no legal action can be taken against her except pursuant to the Virginia Administrative Process Act, § 2.2-4000(A) *et seq.* of the Code;
3. Ms. Dike acknowledges that she has the following rights, among others: the right to a formal fact finding hearing 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. Ms. Dike waives all such right to a formal hearing;
5. Ms. Dike admits to the Findings of Fact contained herein and waives her right to contest such Findings of Fact in any subsequent proceeding before the Board;
6. Ms. Dike consents to the entry of the following Order affecting her right to practice practical nursing in Virginia.

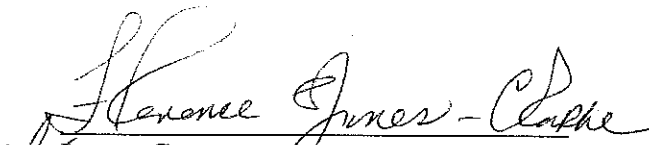
ORDER

WHEREFORE, on the basis of the foregoing, the Virginia Board of Nursing, effective upon entry of this Order, and in lieu of further proceedings, hereby ORDERS as follows:

1. License No. 0002-069811 of Nicole Dike, L.P.N., is INDEFINITELY SUSPENDED for a period of not less than two years. At such time as Ms. Dike shall petition the Board for reinstatement of her license, an administrative proceeding will be convened to determine whether she is capable of resuming the safe and competent practice of practical nursing. Ms. Dike shall be responsible for any fees that may be required for the reinstatement and renewal of the license prior to issuance of the license to resume practice.
2. The license will be recorded as suspended and no longer current.
3. This suspension applies to any multistate privilege to practice practical nursing.

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 upon request.

FOR THE BOARD


Lynne Cooper
President, Virginia Board of Nursing

ENTERED: July 15th, 2008

SEEN AND AGREED TO:

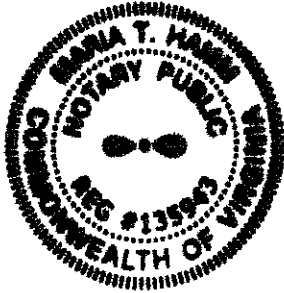
Nicole Dike, LPN
Nicole Dike, L.P.N.

COMMONWEALTH OF VIRGINIA,
COUNTY/CITY OF Fairfax, TO WIT:

Subscribed and sworn to before me, Maria T. Hamm, a Notary Public, this 2nd day of July, 2008.

My commission expires July ^{MA} June 30, 2011

Registration Number 135943.



Maria T. Hamm
NOTARY PUBLIC