

**VIRGINIA:**

**BEFORE THE BOARD OF NURSING**

**IN RE: DOROTHY N. JACOBS, L.P.N.**  
**License No.: 0002-086513**

**ORDER**

In accordance with §§ 2.2-4019, 2.2-4021 and 54.1-2400(10) of the Code of Virginia (1950), as amended ("Code"), an informal conference was conducted on behalf of the Board of Nursing ("Board") on December 3, 2014, in Henrico County, Virginia. Dorothy N. Jacobs, L.P.N., was present and was not represented by legal counsel. Jane Elliott, R.N., Ph.D. serving as Agency Subordinate for the Board, submitted a Recommended Decision for consideration.

On January 28, 2015, a quorum of the Board met to receive and act upon the Recommended Decision of the Agency Subordinate. Jacobs was not present nor was she represented by legal counsel.

Based upon its review of the Recommended Decision of the Agency Subordinate, the Board makes the following Findings of Fact and Conclusions of Law and issues the following Order.

**FINDINGS OF FACT**

1. Dorothy N. Jacobs, L.P.N., was issued License No. 0002-086513 to practice practical nursing in Virginia on February 6, 2012. The license is valid in Virginia only and is scheduled to expire on December 31, 2015. Her primary state of residence is Virginia.
2. By letter dated October 29, 2014, the Board of Nursing sent a Notice of Informal Conference ("Notice") to Ms. Jacobs notifying her that an informal conference would be held on December 3, 2014. The Notice was sent by certified and first class mail to 7107 Grays Mill Road, Warrenton, Virginia 20187, the address of record on file with the Board of Nursing.
3. By Consent Order entered May 19, 2011, the Board approved Ms. Jacobs' application for licensure by examination as a practical nurse contingent upon successful completion of the NCLEX-PN

and entry into the Health Practitioners' Monitoring Program ("HPMP").

4. Ms. Jacobs was issued a license in February 2012. On February 4, 2014, the Board was notified that Ms. Jacobs had failed to enter the HPMP. An investigation was initiated and Ms. Jacobs subsequently entered the HPMP on May 13, 2014.

5. From April 2014 to June 2014, Ms. Jacobs was contacted by an investigator with the Department of Health Professions to discuss her failure to enter the HPMP and her work history; however, Ms. Jacobs failed to schedule an interview or provide a response.

6. The HPMP case manager submitted a report dated December 2, 2014, which stated that Ms. Jacobs was not in full compliance with her Recovery Monitoring Contract. Specifically, Ms. Jacobs was placed on warning status in July 2014 and placed on pre-dismissal status in August 2014, due to failing to complete the mental health and substance abuse assessments. Ms. Jacobs attended orientation on October 6, 2014; on October 10 and 15, 2014, she failed to call the test line. On October 27, 2014, Ms. Jacobs attended re-orientation and met with her case manager and the medical director.

7. Ms. Jacobs reported that she has completed the recommended assessments. She is enrolled in the professional nursing program at Lord Fairfax Community College.

#### CONCLUSIONS OF LAW

Finding of Fact No. 4 constitutes a violation of Term No. 1 of the Consent Order entered May 19, 2011.

#### ORDER

WHEREFORE, it is hereby ORDERED as follows:

1. Dorothy N. Jacobs, L.P.N., is hereby REPRIMANDED.
2. The Board shall TAKE NO FURTHER ACTION against Ms. Jacobs contingent upon her continued compliance with the HPMP.

3. Any violation of the terms and conditions stated in this Order shall be reason for revoking the license of Dorothy N. Jacobs, L.P.N., and an administrative proceeding shall be held to decide whether her license should be revoked. Ms. Jacobs shall be noticed to appear before the Board at such time as the Board is notified that:

a. Ms. Jacobs 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 Ms. Jacobs involving a violation of law or regulation or any term or condition of this Order; or

c. Ms. Jacobs has successfully completed the above-referenced period of participation in the HPMP. However, upon receipt of Ms. Jacobs' participation in and compliance with the HPMP, the Board, at its discretion, may waive Ms. Jacobs' appearance before the Board and conduct an administrative review of this matter.

4. This Order is applicable to Ms. Jacobs' multistate licensure privileges, if any, to practice practical nursing. For the duration of this Order, Ms. Jacobs 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 she wishes to work. Any requests for out of state employment should be directed, in writing, to the Executive Director of the Board.

5. Ms. Jacobs shall maintain a course of conduct in her capacity as a practical nurse commensurate with the requirements of § 54.1-3000 *et seq.* of the Code and the Board of Nursing Regulations.

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.

Pursuant to Section 54.1-2400(10) of the Code, Ms. Jacobs may, not later than 5:00 p.m., on **March 17, 2015**, notify Jay P. Douglas, M.S.M., R.N., C.S.A.C., F.R.E., Executive Director, Board of Nursing, 9960 Mayland Drive, Suite 300, Henrico, Virginia 23233, in writing that she desires a formal administrative hearing before the Board. Upon the filing with the Executive Director of a request for the hearing, this Order shall be vacated.

FOR THE BOARD:

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

ENTERED: *February 17, 2015*

This Order shall become final on **March 17, 2015**, unless a request for a formal administrative hearing is received as described above.

Certified True Copy

By *H. Robinson-Flowers*  
Virginia Board of Nursing