

VIRGINIA:

BEFORE THE BOARD OF NURSING

IN RE: EVE T. WOOD, R.N.
License No.: 0001-148622

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 January 12, 2016, in Henrico County, Virginia. Eve T. Wood, R.N., was not present nor was she represented by legal counsel. Jane Elliott, R.N., Ph.D., serving as Agency Subordinate for the Board, submitted a Recommended Decision for consideration.

On March 23, 2016, a quorum of the Board met to receive and act upon the Recommended Decision of the Agency Subordinate. Ms. Wood was not present nor was she represented by legal counsel. Ms. Wood submitted written comments/objections.

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. Eve T. Wood, R.N., was issued License No. 0001-148622 to practice professional nursing in Virginia on June 21, 1996. The license is scheduled to expire on March 31, 2018. Her primary state of residence is Virginia.
2. By letter dated December 17, 2015, the Board of Nursing sent a Notice of Informal Conference ("Notice") to Ms. Wood notifying her that an informal conference would be held on January 12, 2016. The Notice was sent by certified and first class mail to 464 Eastview Drive, Madison Heights, Virginia 24572, the address of record on file with the Board of Nursing. The certified mail was returned to the Board office; the first class mail was not returned. The Notice was also sent to 177 Nottingham

Place, Madison Heights, Virginia 24572, a secondary address. The certified mail was delivered on December 19, 2015; the first class mail was not returned. The Agency Subordinate concluded that adequate notice was provided to Ms. Wood and the informal conference proceeded in her absence.

3. During the course of her employment with Berkshire Health and Rehabilitation Center, Vinton, Virginia:

a. By her own admission, between November 2014 and April 2015, Ms. Wood diverted gabapentin (C-VI) for her personal and unauthorized use. Ms. Wood accomplished the diversion by removing discontinued medications that were being returned to the pharmacy.

b. The diverted medication cards were found in Ms. Wood's vehicle. They bore the name of the facility and the names of the patients.

c. On the employee corrective action form dated April 7, 2015, Ms. Wood falsely denied having any knowledge of the medication cards found in her vehicle.

d. By her own admission, Ms. Wood slept while on duty.

5. Ms. Wood's employment with Berkshire Health and Rehabilitation Center was terminated on April 9, 2015.

6. By her own admission, during the course of her employment with Appomattox Health and Rehabilitation, Appomattox, Virginia, between September and November 2014, Ms. Wood diverted hydrocodone (C-II) for her personal and unauthorized use. She accomplished the diversion by signing out PRN medications for residents and falsely documenting that the medications were administered.

7. On April 27, 2007, in the Circuit Court of Lynchburg, Virginia, Ms. Wood was convicted of misdemeanor obtaining controlled substances by fraud or deceit. She was sentenced to six months incarceration, suspended.

8. On June 15, 2015, during an interview with an investigator from the Department of Health Professions, Ms. Wood reported that she diverted gabapentin "to take the edge off," and that she took 1200mg daily; 600mg in the morning before work and 600mg after work. She also admitted to smoking marijuana prior to her interview on June 15, 2015.

9. Ms. Wood was in the Health Practitioners' Monitoring Program ("HPMP") from 2004 to 2011, due to substance abuse and successfully completed the program. A prescription monitoring report indicates that between April 2009 and March 2010, Ms. Wood filled four prescriptions for hydrocodone (C-II) from four different practitioners without the knowledge of HPMP.

CONCLUSIONS OF LAW

1. Finding of Fact No. 3(a) constitutes a violation of § 54.1-3007(2), (5) and (6) of the Code and 18 VAC 90-20-300(A)(2)(c) of the Regulations Governing the Practice of Nursing ("Regulations").

2. Finding of Fact No. 3(c) constitutes a violation of § 54.1-3007(2) and (5) of the Code and 18 VAC 90-20-300(A)(2)(e) of the Regulations.

3. Finding of Fact No. 3(d) constitutes a violation of § 54.1-3007(5) of the Code.

4. Finding of Fact No. 6 constitutes a violation of § 54.1-3007(2), (5), (6) and (8) of the Code and 18 VAC 90-20-300(A)(2)(c) and (e) of the Regulations.

5. Finding of Fact No. 7 constitutes a violation of § 54.1-3007(4) of the Code.

ORDER

WHEREFORE, it is hereby ORDERED as follows:

1. License No. 0001-148622 of Eve T. Wood, R.N., is INDEFINITELY SUSPENDED for a period of not less than two years.

2. The license will be recorded as suspended and no longer current.

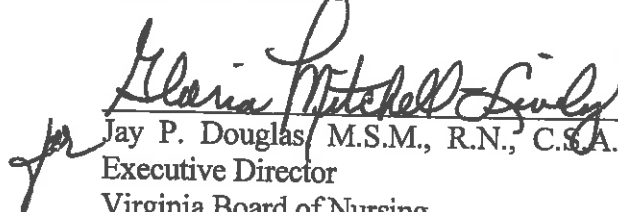
3. At such time as Ms. Wood shall petition the Board for reinstatement of her license, an administrative proceeding will be convened to determine whether she is capable of resuming the safe and competent practice of professional nursing. Ms. Wood shall be responsible for any fees that may be required for the reinstatement and renewal of the license prior to issuance of the license to resume practice.

4. This suspension applies to any multistate privilege to practice professional nursing.

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.

Since Ms. Wood failed to appear at the informal conference, this Order shall be considered final. Ms. Wood has the right to appeal this Order directly to the appropriate Virginia circuit court. As provided by Rule 2A:2 of the Supreme Court of Virginia, Ms. Wood has thirty (30) days from the date of service (the date she actually received this decision or the date it was mailed to her, whichever occurred first) within which to appeal this decision by filing a Notice of Appeal with Jay P. Douglas, M.S.M., R.N., C.S.A.C., F.R.E., Executive Director, Board of Nursing, at Perimeter Center, 9960 Mayland Drive, Suite 300, Richmond, Virginia 23233. In the event that this decision is served by mail, three (3) days are added to that period.

FOR THE BOARD


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

Entered: April 1st, 2016

Certified True Copy

By: 
Virginia Board of Nursing