

VIRGINIA:

BEFORE THE BOARD OF NURSING

**IN RE: CARRIE K. SPINNER, L.P.N.
License No.: 0002-080248**

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 14, 2016, in Henrico County, Virginia. Carrie K. Spinner, L.P.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. Spinner 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. Carrie K. Spinner, L.P.N., was issued License No. 0002-080248 to practice practical nursing in Virginia on May 5, 2009. The license is scheduled to expire on August 31, 2016. 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. Spinner notifying her that an informal conference would be held on January 14, 2016. The Notice was sent by certified and first class mail to 443 Young Mills Lane, Newport News, Virginia 23602, the address of record on file with the Board of Nursing. The certified mail receipt was signed and received in the Board office on December 22, 2015. The first class mail was not returned to

the Board office. The Agency Subordinate concluded that adequate notice was provided to Ms. Spinner and the informal conference proceeded in her absence.

3. During the course of her employment at Tidewater Physicians Multispecialty Group, Newport News, Virginia, from July 8, 2014 to August 28, 2015, Ms. Spinner wrote and obtained numerous fraudulent prescriptions for various medications, including Ambien (zolpidem, C-IV), tramadol (C-IV) and Zoloft (sertraline, C-VI), for her personal and unauthorized use, forging the names of physicians from the practice and submitting the prescriptions to three different pharmacies.

4. Ms. Spinner wrote approximately 29 prescriptions. She was not a patient of the practice during this time period and both physicians denied authorizing or writing any of the prescriptions. Her employment was terminated effective August 28, 2015.

5. During the time period that Ms. Spinner wrote the fraudulent tramadol prescriptions, she obtained suboxone (buprenorphine, C-III) from practitioners at three different practices and had the prescriptions filled at four different pharmacies.

6. Ms. Spinner failed to respond to requests for an interview with the Department of Health Professions investigator.

CONCLUSIONS OF LAW

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

ORDER


WHEREFORE, it is hereby ORDERED as follows:

1. License No. 0002-080248 of Carrie K. Spinner, L.P.N., is INDEFINITELY SUSPENDED.

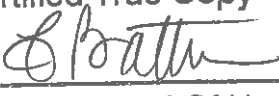
2. The license will be recorded as suspended and no longer current.
3. At such time as Ms. Spinner shall petition the Board for reinstatement of her license, an administrative proceeding will be convened to determine whether she is capable of resuming the safe and competent practice of practical nursing. Ms. Spinner 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 practical 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. Spinner failed to appear at the informal conference, this Order shall be considered final. Ms. Spinner 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. Spinner 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: March 29th, 2016

Certified True Copy
By 
Virginia Board Of Nursing