



COMMONWEALTH of VIRGINIA

Sandra Whitley Ryals
Director

Department of Health Professions

Perimeter Center
9960 Mayland Drive, Suite 300
Richmond, Virginia 23233-1463

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Virginia Board of Nursing
Jay P. Douglas, RN, MSM, CSAC
Executive Director

Board of Nursing (804) 367-4515
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September 30, 2009

Kristine Diggs, R.N.
5109 Goldsboro Drive
Apt. 20B
Hampton, Virginia 23605

CERTIFIED MAIL
71603901984801692132

Re: Virginia License No.: 0001-199244
Expiration Date: February 28, 2011

Dear Ms. Diggs:

This is official notification that an informal conference will be held pursuant to §§ 2.2-4019, 2.2-4021, and 54.1-2400(10) of the Code of Virginia (1950), as amended ("Code"), **on October 22, 2009, at 2:00 p.m.**, at the Department of Health Professions, Perimeter Center, 9960 Mayland Drive, Suite 201, Richmond, Virginia 23233. You may be represented by an attorney at the conference. This informal conference will be convened as a public meeting pursuant to § 2.2-3700 *et seq.* of the Code.

The Special Conference Committee ("Committee"), which is comprised of at least two members of the Virginia Board of Nursing ("Board"), will inquire into allegations that you may be in violation of an Order of the Board entered December 12, 2008 ("Board's Order").

Specifically:

1. You may have violated Term No. 1(c) of the Board's Order, which required you to inform your nursing employers that the Board placed you on probation and provide each employer with a copy of Board's Order, in that you failed to inform your employer, Maxim Healthcare, Newport News, Virginia, of the probation and you failed to provide them with a copy of the Board's Order.

2. You may have violated Term Nos. 1(g) and (i) of the Board's Order, which required that should you be prescribed any Schedule II-V controlled medication, you would have a written report from the prescribing physician submitted to the Board within ten days of the date of the prescription, and that you execute an Authorization for Disclosure of Information form, in that prescription reports were not received for the prescriptions for Adderall (dextroamphetamine and amphetamine, Schedule II) filed on or about

February 4, 2009, March 7, 2009, and April 22, 2009. Further, you have not completed an Authorization of Disclosure of Information form.

3. You may have violated Term No. 1(h) of the Board's Order, which required you to have two supervised unannounced random drugs screens a month, to have the first set of results submitted to the Board no later than 60 days of the date the Order was entered and subsequent results to be submitted quarterly until October, 2011, in that the first set of results were not received by the Board until on or about March 23, 2009, and the reports due March 31 and June 30, 2009, were not received. In addition, the specimen collected on or about February 26, 2009, was positive for cocaine.

4. You may have violated Term No. 1(j) of the Board's Order, which required you to submit quarterly "self-reports," in that the report for the period ending March 31, 2009, has not been received and the report for the period ending June 30, 2009, was received on or about June 4, 2009.

5. You may have violated Term No. 1(k) of the Board's Order, which required you to provide the Board with verification that you completed a certain continuing education course within 60 days of the date the Order was entered, in that a certificate of completion of the course was received by the Board on or about February 12, 2009.

After the informal conference, the Committee is authorized by § 54.1-2400(10) of the Code to take any of the following actions:

- The Committee may decide to take no further action against you;
- The Committee may continue your probation for such time as it may designate and subject to such terms and conditions as it may deem appropriate;
- The Committee may reprimand you;
- The Committee may modify a previous order; or
- The Committee may impose a monetary penalty.

Further, the Committee may refer the case to the Board of Nursing or a panel thereof for a formal hearing. If the Committee is of the opinion that suspension or revocation may be justified, the Committee may offer you a Consent Order for suspension or revocation in lieu of a formal hearing.

If you fail to appear at the informal conference, the Committee may proceed to hear the case in your absence and may take any of the actions outlined above. At least ten days prior to the scheduled date of the conference, please inform this office at (804) 367-4515, or in writing at the address listed above, of your telephone number and whether you intend to appear at the informal conference.

To facilitate this proceeding, you should submit five copies of any documents you wish the Committee to consider to the Department of Health Professions, Board of Nursing, Perimeter Center, 9960

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Mayland Drive, Suite 300, Richmond, Virginia 23233, by October 15, 2009. Your documents may not be submitted by facsimile or email.

You have the right to the information on which the Board will rely in making its decision. Therefore, I have enclosed a copy of the documents that will be distributed to the members of the Committee and will be considered by the Committee when discussing any allegations with you and when deliberating on your case. **These documents are enclosed only with the original notice sent by certified mail, which you may be required to claim at the post office. Please bring these documents with you to the informal conference.**

Relevant sections of the Administrative Process Act, which govern proceedings of this nature, as well as laws relating to the practice of nursing and other healing arts in Virginia cited in this notice, can be found on the Internet at <http://leg1.state.va.us>. To access this information, please click on the *Code of Virginia* for statutes and *Virginia Administrative Code* for regulations.

Sincerely,



Gloria D. Mitchell, R.N., M.S.N., M.B.A.
Deputy Executive Director, Discipline

GDM/bl

Enclosures

cc: Sandra Whitley Ryals, Director, Department of Health Professions
Anne G. Joseph, Deputy Director, Administrative Proceedings Division
Special Conference Committee Members
LaRhonda J. Carter, Adjudication Specialist
Tony D. James, Compliance Case Manager (Case No. 125316)