



COMMONWEALTH of VIRGINIA

Department of Health Professions Board of Nursing

Nancy K. Durrett, R.N., M.S.N.
Executive Director
nursebd@dhp.state.va.us

September 19, 2001

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Richmond, Virginia 23230-1717
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Crystal Jan Breedon, L.P.N.
261 Fourseasons Drive
Charlottesville, VA 22901

CERTIFIED MAIL
71064575129435612332

RE: License No. 0002-052398

Dear Ms. Breedon:

This is official notification that an Informal Conference will be held, pursuant to § 2.2-4019, § 2.2-4021, § 54.1-2400(10) and § 54.1-3010 of the Code of Virginia (1950), as amended, on **October 16, 2001 at 2:00 p.m.**, in the offices of the Department of Health Professions, 6606 West Broad Street, Southern States Building, Fourth Floor, Richmond, Virginia. You may be represented by an attorney at the Informal Conference.

The Special Conference Committee, which is comprised of two or three members of the Virginia Board of Nursing, will inquire into allegations that you may have violated § 54.1-3007(2), (5), (6) and (8) of the Code of Virginia (1950), as amended, and 18 VAC 90-20-300(A)(2)(c), (e) and (f) of the Regulations of the Board of Nursing, in that:

1. During the course of your employment with Eldercare Gardens, Charlottesville, Virginia:
 - a) By your own admission, from approximately August 1999 until May 2000, you diverted oxycodone and hydrocodone medications (Schedule II controlled substances) for your personal and unauthorized use, and self-administered these medications. You accomplished the diversion by signing out medications and documenting them as being administered and keeping the medication for yourself.
 - b) On or about April 24, 2000, Resident A was ordered a 25mcg Duragesic patch (fentanyl, Schedule II). The instructions were to apply "one patch topically, change every three days, remove old patch first." During the month of May 2000, you failed to change the patch as ordered. On several dates, you documented the withdrawal and administration of a patch; however, the patch could not be located on the resident. Further, on several occasions Resident A was observed without a patch, and a day or two later, she was observed wearing a post-dated patch administered by you.

- c) On or about May 10, 2000, you submitted a fraudulent order to the pharmacy to increase Resident A's Duragesic patch from 25mcg to 50mcg per Dr. Dandridge; however, Dr. Dandridge did not authorize the increase and was considering discontinuing the medication due to side effects the resident was experiencing.
- d) On or about March 29, 2000, Resident B was ordered a 50mcg Duragesic patch. The instructions were to apply "one patch topically, change every three days, remove old patch first." During the month of May 2000, you failed to change the patch as ordered, resulting in the resident experiencing severe back pain.

2. On or about June 1, 2000, you entered a Participation Contract with the Health Practitioners' Intervention Program ("HPIP"). On or about December 8, 2000, the HPIP Committee granted you a stay of disciplinary action regarding the diversion from Eldercare Gardens. On or about December 12, 2000, the stay was vacated and you were dismissed from the program, for the following reasons:

- a) Failure to return a signed Recovery Monitoring Contract;
- b) Failure to attend 12-step meetings and/or Caduceus;
- c) Failure to call for or submit to urine drug screens;
- d) Failure to respond to telephone messages and to written correspondence regarding non-compliance; and
- e) Failure to send in monthly reports.

After the conference, the conference committee is authorized to take the following actions:

- 1. If the committee finds that there is insufficient evidence to warrant further action or that the charges are without foundation, the committee shall notify you by mail that your record has been cleared of any charge which might affect your right to practice nursing in the Commonwealth;
- 2. The committee may place you on probation with such terms as it may deem appropriate;
- 3. The committee may reprimand you;
- 4. The committee may modify a previous Order;
- 5. The committee may impose a monetary penalty pursuant to § 54.1-2401 of the Code; or
- 6. The committee may refer the case to the Board of Nursing or a panel thereof for a formal hearing. If the Conference Committee is of the opinion that a suspension or revocation of your license may be justified, the committee may offer you a consent order in lieu of a formal hearing.

If you fail to appear at the informal conference, the Conference Committee will proceed to hear the case in your absence, and may take any of the actions outlined above.

At least ten (10) days prior to the scheduled date of the conference, please inform this office of your telephone number and whether you intend to appear at the conference. This can be done by calling our offices at (804) 662-9950 or by sending us a letter at the address listed above.

You have the right to information that will be relied upon by the Board in making a 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 the allegations with you and

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when deliberating upon your case. These documents are enclosed only with the original notice sent by certified mail, and must be claimed at the post office. Please bring these documents with you.

If you have any additional documents to be presented to the Conference Committee, please bring five (5) copies of each document with you.

Also, enclosed are copies of the relevant sections of the Administrative Process Act, which govern proceedings of this nature, as well as laws and regulations relating to the practice of nursing in Virginia that are cited in this notice.

Sincerely,

A handwritten signature in cursive script, appearing to read "Jay P. Douglas".

Jay P. Douglas R.N., M.S.M., C.S.A.C.
Assistant Executive Director

JPD/th/dl
Enclosures

cc: John W. Hasty, Director, Department of Health Professions
James L. Banning, Director, Administrative Proceedings Division
Tammie D. Hall, Senior Legal Assistant
Martha W. Miller, Senior Investigator (77443)
Committee Members