

BEFORE THE VIRGINIA BOARD OF NURSING

IN RE: MARLA RENEE DEPRIEST-HUBBARD, L.P.N.
License Number: 0002-074752
Issue Date: October 24, 2006
Expiration Date: July 31, 2017
Case Number: 178089

**NOTICE OF INFORMAL CONFERENCE
AND STATEMENT OF ALLEGATIONS**

You are hereby notified that an Informal Conference has been scheduled before the Board of Nursing ("Board") regarding your license to practice practical nursing in the Commonwealth of Virginia.

TYPE OF PROCEEDING:	This is an informal conference before a Special Conference Committee ("Committee") of the Board.
DATE AND TIME:	June 20, 2017 1:00 P.M.
PLACE:	Virginia Department of Health Professions Perimeter Center - 9960 Mayland Drive 2 nd Floor - Virginia Conference Center Henrico, Virginia 23233

LEGAL AUTHORITY AND JURISDICTION:

1. This informal conference is being held pursuant to Virginia Code §§ 2.2-4019 and 54.1-2400(10). This proceeding will be convened as a public meeting pursuant to Virginia Code § 2.2-3700.

2. At the conclusion of the proceeding, the Committee is authorized to take any of the following actions:

- Exonerate you;
- Reprimand you;
- Require you to pay a monetary penalty;
- Place you on probation and/or under terms and conditions;
- Refer the matter to the Board of Nursing for a formal administrative hearing; or .
- Offer you a consent order for suspension or revocation of your license in lieu of a formal hearing.

ABSENCE OF RESPONDENT AND RESPONDENT'S COUNSEL:

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

RESPONDENT'S LEGAL RIGHTS:

You have the right to the information on which the Committee will rely in making its decision, to be represented by counsel at this proceeding, to subpoena witnesses and/or documents, and to present relevant evidence on your behalf.

INFORMAL CONFERENCE MATERIALS:

Enclosed is 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 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.**

FILING DEADLINES:

Deadline for filing materials: **June 13, 2017**. Submit 5 copies of all documents you want the Board to consider to Sylvia Tamayo-Suijk, Board of Nursing, 9960 Mayland Drive, Suite 300, Henrico, Virginia 23233. Exhibits may not be sent by facsimile or e-mail.

REQUEST FOR A CONTINUANCE

Absent exigent circumstances, such as personal or family illness, a request for a continuance after **June 13, 2017**, will not be considered. If you obtain counsel, you should do so as soon as possible, as a motion for a continuance due to the unavailability of counsel will not be considered unless received by **June 13, 2017**.

STATEMENT OF ALLEGATIONS

The Board alleges that:

1. At all times relevant hereto, Marla Renee Depriest-Hubbard, L.P.N., was licensed to practice practical nursing in the Commonwealth of Virginia.
2. Marla Renee Depriest-Hubbard, L.P.N., violated Virginia Code § 54.1-3007(2), (5) and (8) and 18 VAC 90-20-300(A)(2)(f) of the Regulations Governing the Practice of Nursing (currently found at 18 VAC 90-19-230(A)(2)(f) effective February 24, 2017), in that on or about December 19, 2016, during the course of her employment with Kendal of Lexington, Lexington, Virginia:
 - a. Ms. Depriest-Hubbard administered vancomycin 125mg (C-VI), probiotic (C-VI), Diff Stat (C-VI), acebutolol, 200mg (C-VI), gabapentin 600mg (Neurotin, C-VI), hydralazine 50mg (C-VI), pramipexole 0.25mg (Mirapex, C-VI), Vitamin C 1,000mg (C-VI), and oxycodone acetaminophen 5mg (C-II), to Resident A, medications that were not prescribed to her, but to Resident A's roommate.
 - b. When Resident B refused to take her evening medications, Ms. Depriest-Hubbard forced her to take the medication by placing the medications in Resident B's mouth and holding her mouth closed until she swallowed.

See Confidential Attachment for the names of the residents referenced above.



Jodi Power, R.N., J.D.
Deputy Executive Director
Virginia Board of Nursing

May 19, 2017
Date