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OCT 31 2014

VA BD OF NURSING

VIRGINIA:

BEFORE THE BOARD OF NURSING

IN RE: DENNIS BULLEN, R.N.  
License No.: 0001-229444

CONSENT ORDER

The Virginia Board of Nursing ("Board") and Dennis Bullen, R.N., as evidenced by his signature hereto, enter into the following Consent Order affecting Mr. Bullen's license to practice professional nursing in Virginia.

The Board adopts the following Findings of Fact and Conclusions of Law.

FINDINGS OF FACT

1. Dennis Bullen, R.N., was issued License No. 0001-229444 to practice professional nursing by the Virginia Board of Nursing on February 23, 2011. Said license is set to expire on December 31, 2014. Mr. Bullen's primary state of residence is Ohio. Mr. Bullen holds License No. 205425 to practice as a professional nurse and Certificate No. COA-02041 to practice as a nurse anesthetist in the state of Ohio. He also holds License No. 47-04-0257996 to practice as a professional nurse in the state of Michigan.
2. On September 21, 2012, the Ohio Board of Nursing entered an Order indefinitely suspending Mr. Bullen's Ohio R.N. license and C.R.N.A. certificate, with said suspensions stayed contingent upon Mr. Bullen's compliance with certain terms and conditions of the Ohio Board of Nursing ("Ohio Board Order"). By Order dated August 1, 2013, the Disciplinary Subcommittee for the Board of Nursing for the state of Michigan fined Mr. Bullen \$250.00 for failing to notify Michigan of the Ohio Board of Nursing's action. Mr. Bullen has since paid the \$250.00 fine.

3. The Ohio Board's action against Mr. Bullen stemmed from his admission that he had self-administered fentanyl (Schedule II) for pain relief without a prescription and without authorization. Mr. Bullen expressed remorse for his actions and admitted that his use of the medication was wrong.

4. Mr. Bullen's Behavioral Health Treatment Assessment, dated July 12, 2012, revealed that Mr. Bullen had no problems with drugs or alcohol and recommended no treatment. He is currently compliant with the terms and conditions of the Ohio Order.

### CONCLUSIONS OF LAW

1. Finding of Fact No. 2 constitutes a violation of § 54.1-3007(7) of the Code of Virginia (1950), as amended ("Code").

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

### CONSENT

Dennis Bullen, R.N., by affixing his signature hereon, agrees to the following:

1. He has been advised to seek advice of counsel prior to signing this document;
2. He acknowledges that without his consent, no legal action can be taken against him except pursuant to the Virginia Administrative Process Act, § 2.2-4000(A) *et seq.* of the Code;
3. He acknowledges that he has the following rights, among others: the right to an informal fact finding conference before the Board, the right to reasonable notice of said hearing, the right to representation by counsel, and the right to cross-examine witnesses against him;
4. He waives all such right to an informal conference;
5. He admits to the Findings of Fact and Conclusions of Law contained herein and waives his right to contest such Findings of Fact and Conclusions of Law in any subsequent proceeding before the Board;

6. He consents to the entry of the following Order affecting his right to practice professional nursing in Virginia.

**ORDER**

WHEREFORE, on the basis of the foregoing, the Virginia Board of Nursing, effective upon entry of this Order, and in lieu of further proceedings, hereby ORDERS as follows:

1. Dennis Bullen, R.N., shall be placed on PROBATION subject to the following terms and conditions:

a. The period of probation shall begin on the date that this Order is entered and shall end at such time as Mr. Bullen provides written verification to the Board that he has successfully completed the terms of his probation as set forth by the Ohio Board of Nursing in the Ohio Board Order. The license of Mr. Bullen shall be reinstated without restriction at the completion of the probationary period without a hearing unless there is a pending investigation or unresolved allegations involving a violation of law, regulation, or any term or condition of probation. In that event, the period of probation shall be continued indefinitely or until such time as the Board makes a case decision in accordance with the Administrative Process Act, § 2.2-4300 et seq. and § 54.1-2400(9) of the Code.

b. Quarterly reports shall be provided, at the direction of Mr. Bullen, by the Ohio Board of Nursing regarding his compliance with the terms of the Ohio Board Order. The first report must be received in the Board office no later than 60 days from the date this Order is entered. Subsequent reports must be received quarterly by the last day of the months of March, June, September and December until the period of probation ends. The Board shall be notified immediately in writing if Mr. Bullen violates any term of the Ohio Board Order.

c. Mr. Bullen shall execute an *Authorization for Disclosure of Information* form providing for unrestricted communication between the Ohio Board of Nursing and the Virginia Board of Nursing.

d. Mr. Bullen shall inform his current nursing employer and each future nursing employer that the Board has placed him on probation and shall provide each employer with a complete copy of this Order. If Mr. Bullen is employed through a staffing agency, he shall inform his supervisor in each facility where assigned that he is on probation.

e. Mr. Bullen shall submit quarterly "Self-Reports" which include a current address, telephone number, and verification of all current employment. These reports shall also include any changes in employment status. The first report must be received in the Board office no later than 60 days from the date this Order is entered. Subsequent reports must be received quarterly by the last day of the months of March, June, September, and December until the period of probation ends.

f. Mr. Bullen shall return all copies of his license to practice as a professional nurse to the Board office within ten days of the date of entry of this Order along with a payment of a fee of \$15.00. Upon receipt, the Board shall issue a new license marked "Valid in Virginia Only; Probation with Terms."

g. Mr. Bullen shall conduct himself as a professional nurse in compliance with the requirements of Title 54.1, Chapter 30 of the Code and the Board of Nursing Regulations.

h. Any violation of the stated terms and conditions contained in this Order, or failure to comply with all terms of this Order within five years of the date of entry of the Order, shall be reason for suspending or revoking the license of Mr. Bullen and an administrative proceeding shall be held to decide whether his license shall be suspended or revoked.

Pursuant to §§ 2.2-4023 and 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 public record and shall be made available for public inspection or copying upon request.

FOR THE BOARD

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

ENTERED: November 5, 2014

SEEN AND AGREED TO:

*Dennis Bullen R.N.*  
Dennis Bullen, R.N.

Ohio  
~~COMMONWEALTH OF VIRGINIA,~~  
COUNTY/CITY OF Allen/Lima, TO WIT:

Subscribed and sworn to before me, Darlene Rigali, a Notary Public, this 30 day of October, 20014.

My commission expires 8-7-19.

Registration Number 153312 Case No.

Darlene Rigali  
NOTARY PUBLIC



**DARLENE RIGALI**  
Notary Public, State of Ohio  
My Commission Expires  
8-7-19

Certified True Copy

By Lj Robinson-Howes  
Virginia Board of Nursing