



COMMONWEALTH of VIRGINIA

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Director

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March 7, 2012

Kelly Supplee, R.N. Reinstatement Applicant
107 Oak Ridge Court
Williamsburg, Virginia 23188

CERTIFIED MAIL
71969008911101563755

Re: VA License No.: 0001-175854
Expiration Date: November 16, 2005

Dear Ms. Supplee:

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 **April 4, 2012, at 1:00 p.m.** at the Department of Health Professions, Perimeter Center, 9960 Mayland Drive, Suite 201, Henrico, 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 receive and act upon your application for the reinstatement of your license to practice professional nursing in the Commonwealth of Virginia, which was suspended by an Order of the Board entered November 16, 2005, and will inquire into allegations that you may have violated certain laws and regulations governing professional nursing practice in Virginia.

Specifically, you may have violated § 54.1-3007(6) of the Code in that you may be unsafe to practice professional nursing due to substance abuse as evidenced by the following:

1. From January, 2009, to October, 2011, you were treated for opioid dependence. During that time you were prescribed Suboxone (buprenorphine, Schedule III), and you stated that you intend to take it indefinitely. You sought treatment for opioid dependence in January, 2009, after you self-medicated with two or three tablets of Percocet (oxycodone, Schedule II), which were prescribed to your husband.

2. On or about October 28, 2011, you signed a Participation Contract with the Health Practitioners' Monitoring Program in which you stated that you might suffer from the disease of chemical abuse that may impair your ability to practice professional nursing safely.

In its deliberations, the Committee may use the Sanction Reference Points System, as contained in the Sanction Reference Manual. The manual, which is a guidance document of the Board, may be accessed at <http://www.dhp.virginia.gov/nursing>. Please click on *Guidance Documents*, then select #90-7. You may also request a paper copy from the Board office by calling (804) 367-4515.

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 reinstate your license to practice professional nursing in the Commonwealth without restriction;
- The Committee may reinstate your license and place you on probation for such time as it may designate and subject to such terms and conditions as it may deem appropriate, reprimand you, or impose a monetary penalty;
- The Committee may deny your application for reinstatement of your license;

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 Mayland Drive, Suite 300, Henrico, Virginia 23233, by March 28, 2012. 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.**

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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,



Brenda Krohn, R.N., M.S.
Deputy Executive Director

BK/fdb

Enclosures

cc: Anne G. Joseph, Deputy Director, Administrative Proceedings Division
Special Conference Committee Members
James E. Rutkowski, Adjudication Specialist
Patricia Harte-Byers, Investigator (141035)
Peggy Wood, Monitoring Program Manager