

VIRGINIA:

BEFORE THE BOARD OF NURSING

**IN RE: JUANITA C. WILKERSON, C.N.A.
Certificate No.: 1401-115675**

ORDER

In accordance with §§ 2.2-4019, 2.2-4021 and 54.1-2400(10) of the Code of Virginia (1950), as amended ("Code"), an informal conference was conducted on behalf of the Board of Nursing ("Board") on December 10, 2015, in Henrico County, Virginia. Ms. Wilkerson was not present and was not represented by legal counsel. Nancy K. Durrett, R.N., M.S., serving as Agency Subordinate for the Board, submitted a Recommended Decision for consideration.

On January 27, 2016, a quorum of the Board met to receive and act upon the Recommended Decision of the Agency Subordinate. Ms. Wilkerson was not present nor was she represented by legal counsel.

Based upon its review of the Recommended Decision of the Agency Subordinate, the Board makes the following Findings of Fact and Conclusions of Law and issues the following Order.

FINDINGS OF FACT

1. Juanita C. Wilkerson, C.N.A., was issued Certificate No. 1401-115675 to practice as a certified nurse aide in Virginia on September 14, 2006. The certificate is set to expire on September 30, 2016.
2. By letter dated November 5, 2015, the Board of Nursing sent a Notice of Informal Conference ("Notice") to Ms. Wilkerson notifying her that an informal conference would be held on December 10, 2015. The Notice was sent by certified and first class mail to 8301 Whistler Road, Richmond, Virginia 23227, the address of record on file with the Board of Nursing. The certified mail receipt, signed with an unknown signature, was received in the Board office on November 12, 2015. The

Notice sent by first class mail was not returned to the Board office. The Agency Subordinate concluded that adequate notice was provided to Ms. Wilkerson and the informal conference proceeded in her absence.

3. On June 15, 2015, Ms. Wilkerson was admitted to HCA Virginia Chippenham & Johnston-Willis Hospitals, Tucker Pavilion, Richmond, Virginia, following a suicide attempt by ingesting aspirin. At her admission, Ms. Wilkerson tested positive for cocaine. At her discharge on June 25, 2015, Ms. Wilkerson was diagnosed with major depressive disorder, recurrent, severe without psychotic features, and anxiety disorder.

4. On July 7, 2015, Ms. Wilkerson was admitted to Tucker Pavilion pursuant to a temporary detention order following a suicide attempt by ingesting an overdose of her prescribed Klonopin (clonazepam, C-IV). At her admission, Ms. Wilkerson tested positive for cocaine, marijuana and opiates. Prior to her admission, the Community Services Board evaluator noted that Ms. Wilkerson had admitted to daily marijuana use. At her discharge on July 14, 2015, Ms. Wilkerson was diagnosed with mood disorder and generalized anxiety disorder. With the first two admissions, Ms. Wilkerson was referred to Tucker Wellness and Recovery Center, Richmond, Virginia, but there is no record of her attending this program.

5. On July 31, 2015, Ms. Wilkerson was admitted to Tucker Pavilion for suicidal ideations, and she had a plan to drink bleach. At her admission, Ms. Wilkerson tested positive for cocaine and admitted to recent use of cocaine after years of abstinence. At her discharge on August 7, 2015, Ms. Wilkerson was diagnosed with major depressive disorder, recurrent. At discharge, she was referred to Richmond Behavioral Health Authority, Richmond, Virginia, for outpatient services, but there is no record of her attending this program.

6. Between December 6, 2007 and April 24, 2013, medical records indicated that Ms.

Wilkerson was discharged from HCA Virginia Chippenham & Johnston-Willis Hospitals with a diagnosis of drug abuse, drug dependence and/or drug withdrawal on three occasions.

7. During the course of the investigation, Ms. Wilkerson failed to attend a scheduled interview with a Virginia Department of Health Professions investigator. In addition, she failed to make any further contact with the investigator after the missed appointment.

8. Ms. Wilkerson was employed at Envoy of Stratford Hills, Richmond, Virginia, on June 4, 2013, and terminated on May 20, 2015, for poor attendance.

9. Ms. Wilkerson is not currently enrolled in the Health Practitioners' Monitoring Program.

CONCLUSION OF LAW

Findings of Fact Nos. 3 through 6 constitute violations of § 54.1-3007(6) of the Code.

ORDER

WHEREFORE, it is hereby ORDERED as follows:

1. Certificate No. 1401-115675 of Juanita C. Wilkerson, C.N.A., is INDEFINITELY SUSPENDED.

2. The certificate will be recorded as suspended and no longer current.

3. At such time as Ms. Wilkerson shall petition the Board for reinstatement of her certificate, an administrative proceeding will be convened to determine whether she is capable of resuming safe and competent nurse aide practice. Ms. Wilkerson shall be responsible for any fees that may be required for the reinstatement and renewal of the certificate prior to issuance of the certificate to resume practice.

Pursuant to § 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 a public record, and shall be made available for public

inspection and copying upon request.

Since Ms. Wilkerson failed to appear at the informal conference, this Order shall be considered final. Ms. Wilkerson has the right to appeal this Order directly to the appropriate Virginia circuit court. As provided by Rule 2A:2 of the Supreme Court of Virginia, Ms. Wilkerson has 30 days from the date of service (the date she actually received this decision or the date it was mailed to her, whichever occurred first) within which to appeal this decision by filing a Notice of Appeal with Jay P. Douglas, M.S.M., R.N., C.S.A.C., F.R.E., Executive Director, Board of Nursing, at Perimeter Center, 9960 Mayland Drive, Suite 300, Richmond, Virginia 23233. In the event that this decision is served by mail, three days are added to that period.

FOR THE BOARD:



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

ENTERED: _____

February 9th, 2016

Certified True Copy

By 

Virginia Board Of Nursing