

VIRGINIA:

BEFORE THE BOARD OF NURSING

**IN RE: Matthew G. Scheib, R.N.
 License No.: 0001-222010**

CONSENT ORDER

The Virginia Board of Nursing ("Board") and Matthew G. Scheib, R.N., as evidenced by his signature hereto, enter into the following Consent Order affecting Mr. Scheib's license to practice as a professional nurse in Virginia. The Board adopts the following Findings of Fact and Conclusions of Law.

FINDINGS OF FACT AND CONCLUSIONS OF LAW

1. Matthew G. Scheib was issued license number 0001-222010 by the Board to practice as a Registered Nurse in the Commonwealth of Virginia on October 30, 2009. Said license is currently active and will expire on February 29, 2012, unless renewed or otherwise acted upon.
2. Mr. Scheib violated §54.4-3007(b) of the Code of Virginia, in that by his own admission, he may be unable to practice as a professional nurse due to substance abuse, as evidenced by his execution of a Recovery Monitoring Contract with the Health Practitioner's Monitoring Program ("HPMP") dated April 9, 2010.
3. In the course of his employment at CJW Medical Center in Richmond, Virginia, his co-workers and supervisor reported that beginning on or about February 16, 2010, his behavior and demeanor deteriorated.
4. On or about February 20, 2010, Mr. Scheib took an employer-required urine

drug screen which was positive for cocaine; Mr. Scheib subsequently acknowledged his recent use of cocaine.

5. On or about June 16, 2010 and August 24, 2010, Mr. Scheib received a Report of Noncompliance from his HPMP Case Manager but remains in the Program and is currently compliant with the terms of his Recovery Monitoring Contract.

6. Mr. Scheib's HPMP Case Manager acknowledged that Mr. Scheib is currently participating in the Program.

7. Mr. Scheib states that he will comply with the recommendations of his Case Manager and will follow the terms of HPMP Recovery Monitoring Contract.

CONSENT

Matthew G. Scheib, R.N., by affixing his signature hereto, acknowledges that:

1. He has been advised specifically to seek the advice of counsel prior to signing this document and is represented by Michael L. Goodman, Esquire;

2. He is fully aware 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 has the following rights, among others:

a. the right to an informal conference before the Board; and

b. the right to appear in person or by counsel, or other qualified representative, before the agency.

4. He waives all such right to an informal hearing;

5. He neither admits nor denies the allegations stated herein but agrees to waive his

right to contest them in any subsequent hearing before the Virginia Board of Nursing; and

6. He consents to the entry of the following Order affecting his license to practice as a professional nurse in Virginia.

ORDER

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

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. License No. 0001-222010 of Matthew G. Scheib, R.N., is INDEFINITELY SUSPENDED.

2. This suspension shall be STAYED contingent upon Mr. Scheib's continued compliance with the Recovery Monitoring Contract with the HPMP. The following terms and conditions shall apply:

a. Mr. Scheib shall comply with all terms and conditions for the period specified by the HPMP.

b. Any violation of the terms and conditions stated in this Order shall be reason for summarily rescinding the stay of indefinite suspension of the license of Matthew G. Scheib, R.N., and an administrative proceeding shall be held to determine whether his license shall be revoked. The stay of indefinite suspension may be summarily rescinded at such time the Board is notified that:

i. Mr. Scheib is not in compliance with the terms and conditions

specified by the HPMP;

ii. Mr. Scheib's participation in the HPMP has been terminated;

iii. There is a pending investigation or unresolved allegation against

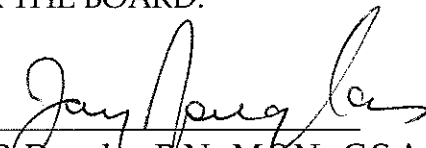
Mr. Scheib involving a violation of law, regulation, or any term or condition of this order.

3. This Order is applicable to Mr. Scheib's multistate licensure privileges, if any, to practice professional nursing in the Commonwealth of Virginia. For the duration of this Order, Mr. Scheib shall not work outside of the Commonwealth of Virginia pursuant to a multistate licensure privilege without the written permission of the Virginia Board of Nursing and the Board of Nursing in the party state where he wishes to work. Any requests for out of state employment should be directed, in writing, to the Executive Director of the Board.

4. Mr. Scheib shall maintain a course of conduct in his capacity as a professional nurse commensurate with the requirements of § 54.1-3000 *et seq.* of the Code and the Board of Nursing Regulations.

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:


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

ENTERED: October 29th, 2010

SEEN AND AGREED TO:



Matthew G. Scheib, R.N.

COMMONWEALTH OF VIRGINIA
COUNTY/CITY OF Chesterfield, TO WIT:

Subscribed and sworn to before me, the undersigned Notary Public, in and for the Commonwealth of Virginia, at large, this 26th day of October, 2010, by Matthew G. Scheib, R.N.



Notary Public

Registration Number: 7104876

My commission expires: _____

My Commission Expires January 31, 2011

