

COMMONWEALTH of VIRGINIA

Dianne L. Reynolds-Cane, M.D. Director

Department of Health Professions
Perimeter Center
9960 Mayland Drive, Suite 300
Henrico, Virginia 23233-1463

www.dhp.virginia.gov TEL (804) 367- 4400 FAX (804) 527- 4475

Virginia Board of Nursing Jay P. Douglas, RN, MSM, CSAC Executive Director

Board of Nursing (804) 367-4555 Nurse Aide Registry (804) 367-4639 FAX (804) 527-4455

December 30, 2010

Brandance N. Blankenship, R.N. 595 Trail Drive Rocky Mount, VA 24151 And 1401 Booker T. Washington Hwy. Rocky Mount, VA 24151

CERTIFIED MAIL 71603901984862936206

<u>CERTIFIED MAIL</u> 71603901984862936213

Re: VA License No.:

0001-186651

Expiration Date:

November 30, 2011

Dear Ms. Blankenship:

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 February 1, 2011, at 10:30 a.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 inquire into allegations that you may have violated certain laws and regulations governing professional nursing practice in Virginia.

Specifically:

1. During the course of your employment with Millenia Medical Staffing, while on assignment in the Emergency Department at Danville Regional Medical Center, Danville, Virginia, you may have violated § 54.1-3007(2), (5) and (6) of the Code and 18 VAC 90-20-300(A)(2)(c) of the Regulations Governing the Practice of Nursing ("Regulations") in that between May 12, 2010, and June 17, 2010, by your own admission, you diverted morphine (Schedule II) and hydromorphone (Schedule II), for your personal and unauthorized use and injected the medications while on duty.

2. You may have violated § 54.1-3007(6) of the Code in that, You may be in violation of § 54.1-3007(6) of the Code in that you may be unable to safely practice professional nursing due to chemical abuse and/or dependency, which you acknowledged in signing a Recovery Monitoring Contract with the Health Practitioners' Intervention Program.

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:

- If the Committee finds that there is insufficient evidence to warrant further action or that the charges are without foundation, the Committee shall notify you by mail that your record has been cleared of any charge which might affect your right to practice nursing.
- The Committee may place you on probation for such time as it may designate and subject to such terms and conditions as it may deem appropriate;
 - The Committee may reprimand you;
 - The Committee may impose a monetary penalty.

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) 367-4576, 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 January 25, 2011. 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 <u>only</u> 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.

Brandance N. Blankenship, R.N. Page 3

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.

In the event of inclement weather, please be advised that Board of Nursing hearings will be held unless state offices are closed. Please listen to television or radio announcements to provide information about official state closings or delays. If there is a delayed opening, hearings will begin at the time of the agency opening. A recorded announcement pertaining to closings or delays will also be available by calling the main telephone number for the Department of Health Professions at (804) 367-4400.

Sincerely,

Gloria D. Mitchell, R.N., M.S.N., M.B.A.

Deputy Executive Director, Discipline

GDM/dg

Enclosures

Anne G. Joseph, Deputy Director, Administrative Proceedings Division
 Special Conference Committee Members
 Tammie D. Jones, Adjudication Specialist
 Lisa Elgin, Investigator (Case no. 132989)
 Peggy Wood, Monitoring Program Coordinator
 Harrison Hubard, Esquire, 5206 Markel Road #200, Richmond VA 23230