**Certified True Copy** 

Virginia Board of Nursing



## COMMONWEALTH of VIRGINIA

David E. Brown, D.C. 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

February 2, 2016

Gloria Marie Striker-Buckner Talkington 24572 Brumley Gap Road Abingdon, VA 24210

RE: License No.: 0001-147586

**CERTIFIED MAIL** 

DUPLICATE COPY VIA FIRST CLASS MAIL

DATE \_2 2/16

Dear Ms. Talkington:

Pursuant to Section 54.1-2409 of the Code of Virginia (1950), as amended, ("Code"), you are hereby given notice that your license to practice nursing in the Commonwealth of Virginia has been mandatorily suspended by the enclosed Order entered February 2, 2016. You are hereby advised that, pursuant to Section 54.1-2409.1 of the Code, any person who practices a profession or occupation after having their license or certificate to do so suspended shall be guilty of a felony. Please return your license to Jay P. Douglas, Executive Director of the Virginia Board of Nursing, at the above address, immediately upon receipt of this letter.

Section 54.1-2409 of the Code further provides that you may apply to the Board of Nursing ("Board") for reinstatement of your license, and shall be entitled to a hearing not later than the next regular meeting of the Board after the expiration of sixty days from the receipt of such reinstatement application. You have the following rights, among others: to be represented by legal counsel, to have witnesses subpoenaed on your behalf, to present documentary evidence and to cross-examine adverse witnesses. The reinstatement of your license shall require the affirmative vote of three-fourths of the members present of the Board of Nursing.

Should you wish to petition the Board of Nursing for reinstatement of your license, contact Jay P. Douglas, Executive Director, at the above address or (804) 367-4599.

RECEIVED

FEB 0:3 2016

VA BD OF NURSING

Sincerely,

David E. Brown, D.C., Director Department of Health Professions

Enclosures Case # 171564 VIRGINIA

BEFORE THE DEPARTMENT OF HEALTH PROFESSIONS

IN RE:

GLORIA MARIE STRIKER-BUCKNER TALKINGTON, R.N.

License No.: 0001-147586

<u>ORDER</u>

In accordance with Section 54.1-2409 of the Code of Virginia (1950), as amended, ("Code"), I,

David E. Brown, D.C., Director of the Virginia Department of Health Professions, received and acted

upon evidence that the license of Gloria Marie Striker-Buckner Talkington, R.N., to practice nursing in

the State of Tennessee was revoked by an Agreed Order of Revocation which was effective on July 16,

1998. A certified copy of the Agreed Order of Revocation is attached to this Order and is marked as

Commonwealth's Exhibit No. 1.

WHEREFORE, by the authority vested in the Director of the Department of Health Professions

pursuant to Section 54.1-2409 of the Code, it is hereby ORDERED that the license of Gloria Marie

Striker-Buckner Talkington, R.N., to practice nursing in the Commonwealth of Virginia be, and hereby

is, SUSPENDED.

Upon entry of this Order, the license of Gloria Marie Striker-Buckner Talkington, R.N., will

be recorded as suspended and no longer current. Should Ms. Talkington seek reinstatement of her

license pursuant to Section 54.1-2409 of the Code, she shall be responsible for any fees that may be

required for the reinstatement and renewal of her license prior to issuance of her license to resume

practice.

Pursuant to Sections 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 a public record and shall be

made available for public inspection and copying upon request.

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Departmen	it of He	ealth I	rofes	ssions

David E. Brown, D.C., Director
Department of Health Professions

ENTERED: 2/1/16



# COMMONWEALTH of VIRGINIA

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## CERTIFICATION OF DUPLICATE RECORDS

I, David E. Brown, D.C., Director of the Department of Health Professions, hereby certify that the attached Agreed Order of Revocation which was effective July 16, 1998, regarding Gloria Marie Striker-Buckner Talkington, R.N., is a true copy of the records received from the State of Tennessee Department of Health, Board of Nursing.

David E. Brown, D.C.  Date:	2/2/16
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STATE OF TENNESSEE
DEPARTMENT OF HEALTH: 2:3

IN THE MATTER OF:

BEFORE THE BOARD OF NURSING

CLORIA STRIKER-BUCKNER, R.N.

DOCKET NO. 17.19-00-2868A

Gate City, VA.

License # 102879

RESPONDENT

BEFORE THE BOARD OF NURSING

DOCKET NO. 17.19-00-2868A

### **AGREED ORDER OF REVOCATION**

It appearing to the Board of Nursing (the "Board") that charges have been filed against the Respondent, alleging the Respondent was guilty of certain unprofessional conduct and further alleging that the conduct of the Respondent constituted an unfitness or incompetence to engage in the practice of nursing and that, as a result thereof, there exists grounds for the suspension or revocation or other discipline of Respondent's license to practice as a nurse in Tennessee.

It further appearing to the Board that the Respondent, as evidenced by her signature hereto, has agreed to waive her right to a hearing before the Board; has agreed to discipline of her license by the Board, said discipline to be effective when this Order is accepted by the Board); has agreed to waive all further rights that exist pursuant to T.C.A. Section 4-5-301 et seq., and admits guilt to the allegations set forth in the Findings of Fact.

#### FINDINGS OF FACT

- 1. The Respondent has had a license to practice nursing in the State of Tennessee, as an RN, license no. 102879, at all times material thereto.
- 2. On February 27, 1995, while employed as a registered nurse by Holston Valley Medical Center, the Respondent allowed an unqualified employee to restart an intravenous injection (I.V.) on a patient. The Respondent then initialed the I.V. sticker and the chart as if she had restarted the I.V. Both the Respondent and the Patient Care Technician were terminated for this incident.
- 3. On October 15, 1997, the Respondent entered a plea of quilty for attempting to obtain a

COMMONWEALTH'S EXHIBIT

controlled substance by fraud.

- 4. On March 21, 1995, the Respondent was arrested and pled guilty to reckless driving. At the time of the Respondent's arrest, she was under the influence of alcohol.
- 5. Respondent has agreed to the presentation of this Order to the Board, agreed to the explanation of the facts surrounding this oder and understands that this Order will not be binding unless and until approved by the Board.
- 6. Based upon the signatures below, the Board hereby finds that the Respondent has voluntarily ade the admissions set out above; that the Respondent has waived the right to a hearing and agreed that the Board may discipline Respondent's license without a formal hearing on the charges.

#### CONCLUSIONS OF LAW

- The Board concludes that it has jurisdiction over this matter pursuant to T.C.A. Sections 63-7-101 et seq., T.C.A. Section 63-1-134, and Administrative Rules of the Tennessee Board of Nursing 1000-2-01 et seq.
- 2. The Board concludes that the Respondent did violate the following subsection of T.C.A.

  Section 63-7-115(a)(1) and Administrative Rules of the Tennessee Board of Nursing 1000-1.01 et seq. as follows:
  - (a) Is guilty of a crime. T.C.A. 63-7-115(a)(1)(B)
  - (b) Is unfit or incompetent by reason of negligence, habits, or other cause. T.C.A. 63-7-115(a)(1)(C).
  - (c) Is guilty of unprofessional conduct. T.C.A. 63-7-115(a)(1)(F).

Unprofessional conduct, is defined at 1000-1-.13, but not limited to, the following:

- (1) Failure to maintain a record for each patient which accurately reflects the nursing problems and interventions for the patient. O.C.R.R.S.T. 1000-1-.13(1)(b).
- (2) Assigning unqualified persons to perform functions of licensed persons or delegating nursing care functions and tasks and/or responsibilities to others

contrary to the Nurse Practice Act or rules and regulations to the detriments of patient safety. O.C.R.R.S.T. 1000-1-.13(1)(1).

(d) Is Guilty of a violation of the Nursing Practice Act or regulations pursuant thereto in such manner as to impact directly on the care of patients or the public. Rule 1000-2-.04(5)(a)2, O.C.R.R.S.T.

#### REASONS FOR THE DECISION

- 1. The Tennessee Board of Nursing is responsible for the regulation and supervision of the practice of nursing in the State of Tennessee. T.C.A. Section 63-7-101 et seq.
- It is the duty and responsibility of the Board of Nursing to enforce the Nurse Practice Act in such a manner as to insure that nurses use their license to promote and protect the public health, safety and welfare.
- 3. It is the policy of the Tennessee Board of Nursing to require strict compliance with the laws of this state, and to apply the laws so as to preserve the quality of nursing care provided in Tennessee.
- 4. It is the duty and responsibility of the Tennessee Board of Nursing to promote the public health, safety and welfare by disciplining nurses who violate the provisions of Tennessee Code Annotated Section 63-7-101 et seq.

THEREFORE, in view of the above FINDINGS OF FACT, CONCLUSIONS OF LAW, and REASONS FOR THE DECISION, it is hereby ORDERED as follows:

- 1. Respondent's consent to the terms and conditions of this order is accepted.
- 2. The license of the Respondent to practice nursing in Tennessee pursuant to the authority vested in the Board by Tennessee Code Annotated, Sections 63-7-115 and 116 shall be and is hereby REVOKED, effective the date this Order is approved and signed by the Board.
- 3. Respondent shall immediately surrender her Tennessee license to the Tennessee Board of Nursing. Failure to mail or present said card to the Board of Nursing, c/o Maxine McKeown, Cordell Hull Building, 426 Fifth Avenue North, Nashville, Tennessee 37247, later than July 1, 1998 shall be a violation of this order.

- Respondent must wait at least two years from the date this Order is effective before requesting reinstatement of her Tennessee license.
- 5. The Civil Penalty assessed in the amount of \$500.00 is hereby waived upon the condition of and in consideration of the Respondent signing the Agreed Order of Revocation. Should Respondent violate her revocation, said penalty would become due and payable immediately upon the entry of an Order of the Board finding such violation.
- 6. A violation of this Order shall constitute a separate violation of the Nurse Practice Act, T.C.A. Section 63-7-115(a)(1)(G), and is grounds for further disciplinary action by the Board.
- 7. Failure to comply with the terms of this Agreed Order of Revocation shall render the agreement void and the facts set out herein admitted.

This AGREED ORDER approved by a majority of a quorum of the Board at a public meeting and signed this 22 day of June, 1998.

FOR THE TENNESSEE BOARD OF NURSING:

Evelyn S. Springer, R.N., Chairperson

AGREED AND APPROVED FOR ENTRY:

Gloria Striker-Buckner, R.N.

Respondent

Date

Carol L. White
Attorney for Complainant

Department of Health Seventh Floor, Tennessee Tower Nashville, Tennessee 37247-0121 (615) 532-7156

This Order was received for filing in the Office of the Secretary of State, Administrative Procedures Division, and became effective on the Loth day of 1998,

Charles C. Sullivan, II, Director Administrative Procedures Division

#### **CERTIFICATE OF SERVICE**

The undersigned hereby certifies that a true and correct copy of this document has been served upon the Respondent, Gloria Striker-Buckner, 117 Ft. Blackmore Rd. Gate City, VA 24251, delivering same in the United States mail, postage prepaid.

This 17th day of July 1998.

Carol L. White

**Assistant General Counsel**