



# COMMONWEALTH of VIRGINIA

David E. Brown, D.C.  
Director

## Department of Health Professions

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Virginia Board of Nursing  
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Executive Director

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### NOTICE OF INFORMAL CONFERENCE BEFORE AN AGENCY SUBORDINATE

July 9, 2015

Tiffany Allinson, L.P.N.  
697 Chestnut Hill Road  
Rocky Mount, VA 24151

**CERTIFIED MAIL**  
**9414 7266 9904 2003 1962 97**

11345 Sontag Road  
Martinsville, VA 24115

**CERTIFIED MAIL**  
**9414 7266 9904 2003 1962 80**

RE: License No.: 0002-082286  
Expiration Date: December 31, 2016

Dear Ms. Allinson:

This letter is official notification that an informal conference of the Virginia Board of Nursing (“Board”) will be held on **August 4, 2015, at 1:00 p.m.**, at the Department of Health Professions, Perimeter Center, 9960 Mayland Drive, Suite 201, Henrico, Virginia. In accordance with §§ 2.2-4019, 2.2-4021, and 54.1-2400(10) of the Code of Virginia (1950), as amended (“Code”), this informal conference will be held before an agency subordinate of the Board of Nursing. This informal conference will be convened as a public meeting pursuant to § 2.2-3700 *et seq.* of the Code. The agency subordinate will inquire into allegations that you may have violated certain laws and regulations governing practical nursing practice in Virginia.

Specifically

1. During the course of your employment with Richfield Recovery Care Center, Salem, Virginia:

a. You may have violated § 54.1-3007(2), (5), (6), and (8) of the Code and 18 VAC 90-20-300(A)(2)(c) and (e) of the Regulations Governing the Practice of Nursing (“Regulations”) in that:

i. On or about November 7, 2014, a day that you were not scheduled to work, you documented withdrawing four oxycodone (C-II) tablets for Resident A, one Percocet (oxycodone/acetaminophen – C-II) for Resident B and one tramadol (C-IV) for Resident C, and you failed to document their administration, wastage or return.

ii. On or about November 8 and 9, 2014, you documented withdrawing seven tablets of oxycodone IR for Resident A, but you failed to document the administration, return or wastage of the medication.

iii. On or about November 13, 2014, and again on November 14, 2014, you documented withdrawing one tablet of oxycodone for Resident A, even though your employment had been terminated on November 12, 2014.

b. You may have violated § 54.1-3007(2), (5), and (8) of the Code and 18 VAC 90-20-300(A)(2)(e) and (f) of the Regulations in that on or about November 8 and 9, 2014, you falsely documented changing a dressing for Resident D although the dressing had not been changed since November 7, 2014.

2. You may be in violation of § 54.1-3007(6) of the Code in that you may be unable to safely practice nursing due to substance abuse and/or mental and/or physical illness in that by your own admission, you have a history of cocaine use and abuse and in 2013 and 2014, you were prescribed Suboxone to address your urges to begin using cocaine again.

3. You may have violated § 54.1-3007(2), (5), and (8) of the Code and 18 VAC 90-20-300(A)(2)(f) of the Regulations in that:

a. During the course of your employment with Trinity Mission of Rocky Mount, Rocky Mount, Virginia, you failed to document a resident's blood sugar reading and your treatment of the resident.

b. During the course of your employment with the Hermitage, Roanoke, Virginia, in or about August 2012, you tied a resident's leg to a wheelchair.

4. You may have violated § 54.1-3007(5) of the Code in that during the course of your employment with Emeritus at Cave Spring, Roanoke, Virginia, on or about May 7, 2012, you requested a physician's order for oxycodone for Resident E even though the medication had been discontinued for this resident on April 20, 2012.

5. You may have violated § 54.1-3007(2) of the Code and 18 VAC 90-20-300(A)(2)(e) of the Regulations in that:

a. On your September 2013 application for employment with North Roanoke Assisted Living, Roanoke, Virginia, you failed to disclose your previous employments with Hermitage, Emeritus, Pheasant Ridge or Trinity Mission, and you failed to disclose that you had been terminated from Blue Ridge Rehab Center, Martinsville, Virginia.

b. On your March 2013 application for employment with Blue Ridge Rehab Center, Martinsville, Virginia, you failed to disclose your previous employments at Hermitage, Emeritus, Pheasant Ridge or Trinity Mission.

c. On your May 24, 2012, application for employment with the Hermitage, Roanoke, Virginia, you failed to disclose your previous employments and terminations from Emeritus at Cave Spring, Pheasant Ridge, and Trinity Mission.

d. On your April 2012 application for employment with Emeritus at Cave Spring, you failed to disclose your previous employments with Trinity Mission and Pheasant Ridge.

e. On your December 2011 application for employment with Pheasant Ridge Nursing and Rehab Center, you failed to disclose your employment with and termination from Franklin Health and Rehab.

f. On your June 16, 2010, application for employment with Trinity Mission, you stated that your reason for leaving Franklin Health and Rehab was "personal/not enough hours," although your employment had been terminated.

Please see Attachment I for the names of the residents referenced above.

In its deliberations, the agency subordinate 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 consideration of all information, the agency subordinate may:

- If the agency subordinate finds that there is insufficient evidence to warrant further action or that the charges are without foundation, notify you by mail that your record has been cleared of any charge which might affect your right to practice nursing in the Commonwealth;
- Recommend findings of fact, conclusions of law and a sanction, to include a reprimand, placing you on probation with terms, suspension or revocation of your license, or imposing a monetary penalty pursuant to § 54.1-2401 of the Code.

Further, the agency subordinate may refer this matter for a formal administrative proceeding pursuant to § 2.2-4020 of the Code.

Since the allegations listed above involve impairment, please be advised that you may make application to the Health Practitioners' Monitoring Program ("HPMP"), which is available to all health care practitioners licensed in Virginia. Information about the HPMP is enclosed. Should you enter into a written agreement with the HPMP prior to your informal conference, the agency subordinate will take that into consideration when making a recommendation in your case.

**Board's Review of Agency Subordinate's Recommended Decision**

If you **appear in person or by counsel at the informal conference**, the recommendation of the agency subordinate will be presented to a quorum of the Board. The Board may accept or modify the recommendation, or reject the recommendation and move the case to formal hearing. If you do not agree with the decision of the Board, you have the right to a formal administrative hearing before the Board.

If you **fail to appear in person or by counsel at the informal conference**, the recommendation of the agency subordinate will be presented to a quorum of the Board. The Board may accept or modify the recommendation, or reject the recommendation. The Board's decision regarding the agency subordinate's recommendation is a final order that can only be appealed to circuit court as provided by Rule 2A:2 of the Supreme Court of Virginia.

You have the right to information that will be relied upon by the agency subordinate in making a decision. Therefore, I enclose a copy of the documents that will be distributed to the agency subordinate, and will be considered when discussing the allegations with you and when deliberating upon 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.**

To facilitate this proceeding, you should submit five copies of any documents you wish the agency subordinate to consider to the Board of Nursing, Perimeter Center, 9960 Mayland Drive, Suite 300, Richmond, VA 23233, by July 30, 2015. Your documents may not be submitted by facsimile or email.

You may be represented by an attorney at the informal conference. If you obtain counsel, you should do so as soon as possible, because absent good cause to support a request for a continuance, the informal conference will be held on August 4, 2015. A request to continue this proceeding must state **in detail** the reason for the request and must establish good cause. Such request must be made, in writing, to me at the address listed on this letter and must be received by 12 noon on July 30, 2015. Only one such motion will be considered. Absent critical circumstances, such as personal or family illness, a request for a continuance after July 30, 2015, will not be considered.

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.

Please advise the Board, in writing, of your intention to be present. If you have any questions regarding this notice, please contact our office, at (804) 367-4502.

Sincerely,

A handwritten signature in black ink, appearing to read "Gloria D. Mitchell-Lively". The signature is stylized and somewhat cursive.

Gloria D. Mitchell-Lively, R.N., M.S.N., M.B.A.  
Deputy Executive Director

GML/sts

Enclosures

cc: Anne G. Joseph, Deputy Director, Administrative Proceedings Division  
David W. Kazzie, Adjudication Specialist  
Jennifer Baker, Senior Investigator (Case No. 160251)  
Lisa Oliphant, Senior Investigator (Case No. 145121)  
Agency Subordinate  
Peggy Wood, Monitoring Program Manager