

VIRGINIA:

BEFORE THE BOARD OF NURSING

IN RE: MICHELLE KUHNI, R.N.

ORDER OF SUMMARY SUSPENSION

At the scheduled meeting of the Virginia Board of Nursing (hereinafter the "Board") held on July 25, 1995, the Board received certain information indicating that Michelle Kuhni, R.N., may have violated certain laws and regulations relating to the practice of professional nursing in the Commonwealth of Virginia, as more fully set forth in the attached Statement of Particulars, which is attached hereto and incorporated by reference herein.

WHEREUPON, pursuant to its authority under § 54.1-3009 of the Code of Virginia (1950), as amended, the Board concludes that a substantial danger to public health or safety warrants this action and ORDERS that the license of Michelle Kuhni to practice professional nursing in the Commonwealth of Virginia be and hereby is SUSPENDED. It is further ORDERED that a hearing be convened forthwith to receive and act upon evidence in this cause and that the Executive Director of the Board shall be authorized to execute this Order and all other documents, notices and orders on behalf of the Board necessary to bring this matter to hearing.

Pursuant to § 9-6.14:14 of the Code of Virginia (1950), as amended, 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 on request.

FOR THE BOARD

Corinne F. Dorsey / R.N.
Corinne F. Dorsey, R.N.
Executive Director

Entered: August 1, 1995

Received: August 1, 1995

By: John W. Hasty
John W. Hasty, Director
Department of Health Professions

Certificate of Service

I hereby certify that a certified true copy of the foregoing Order was mailed on this day to Michelle Kuhni at 243 Nina Lane, Williamsburg, Virginia 23188.

Corinne F. Dorsey / R.N.
Corinne F. Dorsey, R.N.
Executive Director for the
Board of Nursing

August 1, 1995
DATE

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BEFORE THE BOARD OF NURSING

IN RE: MICHELLE KUHNI, R.N.

NOTICE OF HEARING AND STATEMENT OF PARTICULARS

Pursuant to § 9-6.14:12 and § 54.1-110 of the Code of Virginia (1950), as amended, ("the Code"), you are hereby given notice that, pursuant to § 9-6.14:14.1(F), a hearing will be held in the presence of a panel of the Board of Nursing ("the Board"), with the President of the Board presiding. The hearing will be held at 1:00 P.M. on Monday, September 25, 1995, at the offices of the Department of Health Professions, 6606 West Broad Street, Fourth Floor, Richmond, Virginia, at which time you will be afforded the opportunity to be heard in person or by counsel.

At the hearing, the licensee has the following rights, among others: the right to be represented by counsel, the right to have witnesses subpoenaed and to present witnesses in her behalf, the right to present documentary evidence and the right to cross-examine adverse witnesses. If the licensee desires any witnesses to appear on her behalf, notify the Executive Director of the Virginia Board of Nursing at 6606 West Broad Street, Fourth Floor, Richmond, Virginia, 23230-1717, giving their names and addresses, at least fifteen (15) days prior to the date of the hearing in order that subpoenas may be issued.

The purpose of the hearing is to receive and act upon evidence that you may have violated certain laws and regulations governing the practice of nursing in Virginia, as more fully set forth in the Statement of Particulars below.

STATEMENT OF PARTICULARS

The Board alleges that Michelle Kuhni, R.N., has violated § 54.1-3007(2) and (5) of the Code of Virginia (1950), as amended, and § 4.1.A(2)(c) of the Regulations of the Board of Nursing, in that:

1. During the course of Ms. Kuhni's employment with Williamsburg Community Hospital, Williamsburg, Virginia:
 - a. Between approximately January 1995, and July 14, 1995, by her own admission, Ms. Kuhni diverted various amounts of divers controlled substances, to include: meperidine and Morphine, Schedule II controlled substances, and Stadol, a Schedule VI controlled substance, for her personal and unauthorized use. This diversion was accomplished by means of cancellation of entries on Pyxis machines, removal of medications from the Pyxis, and subsequent adulteration of the medications.
 - b. On July 14, 1995, Ms. Kuhni submitted to a witnessed urine drug screen; she advised the witness to this screen that the results would be positive for marijuana.
 - c. On July 14, 1995, Ms. Kuhni's employment was terminated based on these incidents.

FOR THE BOARD

Corinne F. Dorsey, R.N.
Corinne F. Dorsey, R.N.
Executive Director

ENTERED: August 1, 1995