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COMMONWEALTH of VIRGINIA

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

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

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NOTICE OF INFORMAL CONFERENCE

July 11, 2012

Jennifer Sayward, R.N. Applicant 14 Ellsworth Lane Ellington, CT 06029 <u>CERTIFIED MAIL</u> 7196 9008 9111 0161 5300

4474 Cherrywood Land Virginia Beach, Virginia 23453

7196 9008 9111 0161 5409

Dear Ms. Sayward:

This letter is official notification that an informal conference of the Virginia Board of Nursing ("Board") will be held, pursuant to §§2.2-4019, 2.2-4021, and 54.1-2400(7) of the Code of Virginia (1950), as amended ("Code"), on August 13, 2012 at 1:00 p.m., in the offices of the Department of Health Professions, Perimeter Center, 9960 Mayland Drive, Suite 201, Henrico, Virginia 23233. You may be represented by an attorney at the informal conference. The informal conference committee, which is comprised of at least two members of the Board, will consider your application for licensure by endorsement as a professional nurse and will inquire into allegations that you may have violated certain laws and regulations governing the practice of professional nursing in Virginia. Specifically:

- 1. You may have violated §54.1-3007(2) and (7) of the Code and 18 VAC 90-20-300(A)(2)(c) of the Regulations Governing the Practice of Nursing in that:
- a. On or about December 21, 2011, your license to practice professional nursing in the State of Connecticut was placed on probation with terms for a period of four years by order of the Connecticut Board of Nursing Examiners ("Connecticut Board") based upon a finding that during the course of your employment with Rockville General Hospital, Vernon, Connecticut, you diverted Percocet by various methods for your own personal and unauthorized use.
- b. On or about April 4, 2012, the Connecticut Board issued an Order for Voluntary Surrender of Licensure.
- 2. You may have violated §54.1-3007(6) of the Code in that you may be unsafe to practice professional nursing due to your admitted history of substance abuse.

The burden rests on you, as the applicant, to demonstrate that you meet the requirements of 54.1-3018 of the Code.

After consideration of all information, the committee may:

- 1. Approve your application for licensure by endorsement; or
- 2. Recommend to the Board that your application be approved with a reprimand, a monetary penalty, or terms and conditions, which may include placing you on probation; or
 - 3. Recommend to the Board that your application be denied; or
 - 4. Refer the matter to a formal hearing of the Board.

The recommendation of the committee 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 a 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.

Please advise the Board of your intention to be present at the informal conference. This can be done by calling our offices at (804) 367-4515 or sending us a letter at the address listed above.

You have a right to the information that will be relied on by the committee in making a decision. Therefore, I enclose a copy of the documents that will be distributed to the committee 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 and must be claimed at the post office.

To facilitate this proceeding, you should submit five copies of any documents you wish the committee to consider to the Board of Nursing, Perimeter Center, 9960 Mayland Drive, Suite 300, Henrico, Virginia 23233, by August 8, 2012. Your documents may not be submitted by facsimile or e-mail.

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://legl.state.va.us. To access this information, please click on the *Code of Virginia* for statutes and *Virginia Administrative Code* for regulations.

Sincerely,

Brenda Krohn, R.N., M.S. Deputy Executive Director

BK/lba

Enclosures

cc: Anne G. Joseph, Deputy Director, Administrative Proceedings Division

Committee members

Olivia Exterovich, Adjudication Specialist (case no. 145041)

Virginia Board of Nursing

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