



COMMONWEALTH of VIRGINIA

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Director

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NOTICE OF INFORMAL CONFERENCE BEFORE AN AGENCY SUBORDINATE

June 19, 2015

Meghan Coglio, L.P.N.
3 Hillard Circle
Newport News, Virginia 23602

CERTIFIED MAIL
9414 7266 9904 2003 2038 03

RE: VA License No.: 0002-086425
Expiration Date: May 31, 2016

Dear Ms. Coglio:

This letter is official notification that an informal conference of the Virginia Board of Nursing (“Board”) will be held on **July 21, 2016, at 9:00 a.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 governing the practice of nursing in Virginia.

Specifically, you may have violated § 54.1-3007(6) of the Code in that you may be unsafe to practice nursing due to mental and/or physical illness, as evidenced by the following:

1. Between August 2013 and August 2014, you were hospitalized six times for treatment of mental illness. Most recently, you were hospitalized for six days beginning on or about August 12, 2014, following an attempted suicide by overdose of Vicodin (hydrocodone, C-II) and alcohol. Your diagnoses included recurrent major depression with borderline personality disorder. You were hospitalized again in late August for treatment of depression. Your diagnoses included severe recurrent major depression, borderline personality disorder, and personality disorder. A neurological evaluation conducted in September 2014 included diagnostic impressions of mood disorder, Tourette’s disorder, personality disorder and a Global Assessment of Functioning (“GAF”) of 58. On or about October 30, 2014, your treating therapist indicated that you were not able to balance the stress of working as a nurse with your personal triggers.

2. On or about October 19, 2014, you signed a Participation Contract, and on or about December 15, 2014, you signed a Recovery Monitoring Contract with the Health Practitioners' Monitoring Program ("HPMP") in which you acknowledged that you may suffer from mental illness and/or physical illness that impairs your ability to practice nursing safely. You were dismissed from the HPMP on or about May 15, 2015, due to noncompliance with the HPMP, including failure to submit monthly reports and failure to maintain communication with the HPMP. At the time of dismissal, your diagnoses included major depressive disorder, rule out bipolar disorder, rule out nonverbal learning disorder, and borderline personality disorder, with a GAF of 55.

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.

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 16, 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 July 21, 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 16, 2015. Only one such motion will be considered. Absent critical circumstances, such as personal or family illness, a request for a continuance after July 16, 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,



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

GM-L/sts

Enclosures

cc: Anne Joseph, Deputy Director, Administrative Proceedings Division
Kelly Ashley, Senior Investigator (Case no. 158818)
Agency Subordinate
Peggy Wood, Monitoring Program Manager