

VIRGINIA:

BEFORE THE BOARD OF NURSING

IN RE: JAMIE L. CALE, L.P.N. REINSTATEMENT APPLICANT
License No.: 0002-063502

NOTICE OF HEARING

Pursuant to §§ 2.2-4020, 2.2-4024(F), and 54.1-2400(11) of the Code of Virginia (1950), as amended ("Code"), Jamie L. Cale, L.P.N., who, prior to its mandatory suspension by the Department of Health Professions on November 29, 2007, held License No. 0002-063502 to practice practical nursing in Virginia, is hereby given notice that a formal administrative hearing will be held in the presence of a panel of the Board of Nursing. The hearing will be held on November 19, 2014, at 1:00 p.m., at the offices of the Department of Health Professions, Board of Nursing, Perimeter Center, 9960 Mayland Drive, Suite 201, Henrico, Virginia 23233, at which time Ms. Cale will be afforded the opportunity to be heard in person or by counsel.

At the hearing, Ms. Cale has the following rights, among others: the right to representation by counsel; the right to have witnesses subpoenaed and to present witnesses on her behalf; the right to present documentary evidence; and the right to cross-examine adverse witnesses. If Ms. Cale desires any witnesses to appear on her behalf, she must notify the Director of Administrative Proceedings, Department of Health Professions, 9960 Mayland Drive, Suite 300, Henrico, Virginia 23233, in accordance with the Instructions for Requesting Subpoenas.

The purpose of the hearing is to receive and act upon Ms. Cale's application for reinstatement of her license to practice practical nursing in Virginia and to inquire into evidence that Ms. Cale may have violated certain laws and regulations governing nursing practice in Virginia, as more fully set forth in the Statement of Particulars below.

The burden rests upon Ms. Cale, as the applicant, to demonstrate that she is capable of resuming the safe and competent practice of practical nursing in Virginia.

Pursuant to § 54.1-2409(D) of the Code, reinstatement of Ms. Cale's license requires the affirmative vote of three-fourths of the members of the Board in attendance at the hearing.

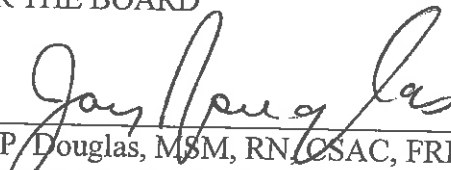
STATEMENT OF PARTICULARS

The Board alleges that:

1. Jamie Cale, L.P.N., may have violated § 54.1-3007(4) of the Code in that:
 - a. On or about September 12, 2006, Ms. Cale was convicted of two counts of embezzlement of less than \$200.00, a misdemeanor involving moral turpitude, in the General District Court of the City of Suffolk, Virginia.
 - b. On or about November 21, 2006, Ms. Cale was convicted of petit larceny, a misdemeanor involving moral turpitude, in the Circuit Court of the City of Norfolk, Virginia.
 - c. On or about January 25, 2007, Ms. Cale was convicted of grand larceny, a felony, in the Circuit Court of the City of Suffolk, Virginia.
 - d. On or about January 24, 2008, Ms. Cale was convicted of grand larceny, a felony, in the Circuit Court of the City of Suffolk, Virginia.
 - e. On or about February 6, 2008, Ms. Cale was convicted of possession of heroin, a felony, in the Circuit Court of Isle of Wight County, Virginia.
2. Ms. Cale may have violated § 54.1-3007(6) of the Code in that she may be unsafe to practice practical nursing due to her admitted substance abuse for which she is prescribed Suboxone (C-III), and due to her diagnosis of bipolar disorder and post traumatic stress disorder.
3. Ms. Cale may have violated § 54.1-3007(1) of the Code and 18 VAC 90-20-300(A)(1)(b) of the Regulations Governing the Practice of Nursing in that on her application for reinstatement of her license

to practice practical nursing received by the Board on or about August 6, 2014, she answered “No” to the question “Do you have a mental, physical, or chemical dependency condition which could interfere with your current ability to practice nursing?” when, in fact, Ms. Cale has an admitted history of substance abuse and mental illness as alleged in Allegation No. 2.

FOR THE BOARD



Jay P. Douglas, MSM, RN, CSAC, FRE
Executive Director for the
Board of Nursing

ENTERED: October 31ST, 2014