

VIRGINIA:

BEFORE THE BOARD OF NURSING

IN RE: **ESPADANZA L. DUARTE, R.M.A.**  
Registration No.: 0031-005192

ORDER OF SUMMARY SUSPENSION

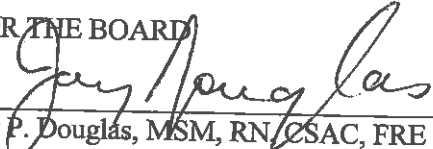
Pursuant to § 54.1-110 of the Code of Virginia (1950), as amended ("Code"), a quorum of the Board of Nursing ("Board") met on July 15, 2015. The purpose of the meeting was to receive and act upon certain information indicating that Espadanza L. Duarte, R.M.A., may have violated certain laws and regulations relating to the practice of medication aides in the Commonwealth of Virginia, as more fully set forth in the attached "NOTICE OF HEARING and STATEMENT OF PARTICULARS," which is attached hereto and incorporated by reference herein.

WHEREUPON, pursuant to its authority under § 54.1-2408.1(A) of the Code, the Board concludes that a substantial danger to public health or safety warrants this action and ORDERS that the registration of Espadanza L. Duarte, R.M.A., Registration No. 0031-005192 to practice as a medication aide in the Commonwealth of Virginia is hereby SUSPENDED. It is further ORDERED that a hearing be convened forthwith to receive and act upon evidence in this case 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 a hearing.

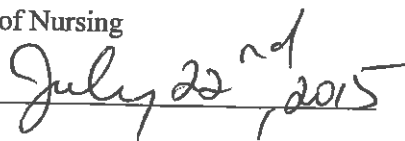
Upon entry of this Order, the registration of Espadanza L. Duarte, R.M.A., will be recorded as suspended and no longer current.

Pursuant to § 54.1-2400.2 of the Code, the signed original of this Order shall remain in the custody of the Department of Health Professions as a public record and shall be made available for public inspection or copying on request.

FOR THE BOARD

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

Entered: \_\_\_\_\_



Certified True Copy

By   
\_\_\_\_\_  
Virginia Board Of Nursing

**VIRGINIA:**

**BEFORE THE BOARD OF NURSING**

**IN RE:        ESPADANZA L. DUARTE, R.M.A.  
                 a.k.a. Espadanza L. Duarte-McCurdy  
                 Registration No.: 0031-005192**

**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”), Espadanza L. Duarte, R.M.A., who, prior to its summary suspension by the Board of Nursing on July 22, 2015, held Registration No. 0031-005192 to practice as a medication aide in Virginia, which was set to expire on December 31, 2015, 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 September 14, 2015, at 10:00 a.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. Duarte will be afforded the opportunity to be heard in person or by counsel.

At the hearing, Ms. Duarte 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. Duarte 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.

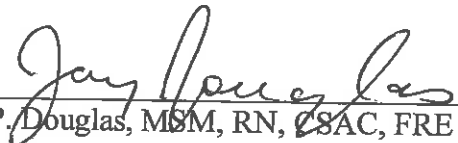
The purpose of the hearing is to inquire into evidence that Espadanza L. Duarte, R.M.A., may have violated certain laws and regulations governing medication aide practice in Virginia, as more fully set forth in the Statement of Particulars below.

STATEMENT OF PARTICULARS

The Board alleges that:

1. Espadanza L. Duarte, R.M.A., may have violated § 54.1-3007(2), (3), (5) (6) and (8) of the Code and 18 VAC 90-60-110(A)(2) and 18 VAC 90-60-120(2)(c), (d), (f) and (m) of the Regulations Governing the Registration of Medication Aides in that during the course of her employment with Greenfield of Woodstock, Woodstock, Virginia, from on or about November 25, 2014 to February 23, 2015, by her own admission, Ms. Duarte diverted approximately 1,577 unit doses of oxycodone and hydrocodone (both C-II), from resident stock for her personal and unauthorized use. Ms. Duarte accomplished the diversion by documenting the administration of narcotic medications which she failed to administer, and by removing the pill identification labels on tramadol (C-IV), acetaminophen or meclizine medication cards and switching them with the pill identification labels on the narcotic medication cards, keeping the narcotics for her personal use while the residents actually received the switched medications.
2. Ms. Duarte may have violated § 54.1-3007(4) of the Code in that on or about June 24, 2015, in the Circuit Court of Shenandoah County, Virginia, she pled guilty to and was convicted of two counts of misbranding drugs, a misdemeanor involving moral turpitude.

FOR THE BOARD

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

ENTERED: \_\_\_\_\_

