

**VIRGINIA:**

**BEFORE THE BOARD OF NURSING**

**IN RE: JENNIFER ENCARNACAO, L.P.N.  
License No.: 0002-061666**

**ORDER**

Pursuant to §§ 2.2-4019, 2.2-4021, and 54.1-2400(10) of the Code of Virginia (1950), as amended (“Code”), a Special Conference Committee (“Committee”) of the Virginia Board of Nursing (“Board”) met on August 11, 2015, in Henrico County, Virginia, to inquire into evidence that Jennifer Encarnacao, L.P.N., may have violated certain laws and regulations governing nursing practice in Virginia. Ms. Encarnacao was present and was represented by T. Daniel Frith, Esquire.

Upon consideration of the evidence, the Committee adopts the following Findings of Fact and Conclusions of Law.

**FINDINGS OF FACT**

1. Jennifer Encarnacao, L.P.N., was issued License No. 0002-061666 to practice practical nursing in the Commonwealth of Virginia on May 18, 2001. Said license expires on December 31, 2015. Ms. Encarnacao’s primary state of residence is Virginia.
2. By letter dated April 29, 2015, the Board of Nursing sent a Notice of Informal Conference (“Notice”) to Ms. Encarnacao notifying her that an informal conference would be held on June 3, 2015. The Notice was sent by certified and first class mail to 4260 Buckeye Court, Virginia Beach, Virginia 23462, the address of record on file with the Board of Nursing. By letter receive at the Board’s office on May 26, 2015, a request for a continuance was made by Ms. Encarnacao’s attorney. The continuance was granted and the informal conference was rescheduled for August 11, 2015.

3. On May 22, 2014, during the course of her employment with Sentara Healthcare, Norfolk, Virginia, when a co-worker asked Ms. Encarnacao if the facility had any medication she could get for a friend who had strep throat, Ms. Encarnacao diverted 20 amoxicillin tablets and gave them to the co-worker.
4. On May 22, 2014, Ms. Encarnacao's employment with Sentara Healthcare was terminated.
5. Ms. Encarnacao took responsibility for her actions, and stated that this was a lapse in judgment.
6. Ms. Encarnacao stated that she is currently attending South University, and is enrolled in a Bachelor of Science in Nursing program.

### CONCLUSIONS OF LAW

Finding of Fact No. 3 constitutes a violation of sect 54.1-3007(2), and (5) of the Code 18 VAC 90-20-300(A)(2)(a) and (c) of the Regulations Governing the Practice of Nursing

### ORDER

On the basis of the foregoing, the Committee hereby ORDERS as follows:

1. Jennifer Encarnacao, L.P.N., is hereby REPRIMANDED.
2. Ms. Encarnacao shall maintain a course of conduct in her capacity as a practical nurse commensurate with the requirements of § 54.1-3000 *et seq.* of the Code and the Board of Nursing Regulations.

Pursuant to §§ 2.2-4023 and 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 public record and shall be made available for public inspection or copying on request.

Pursuant to Section 54.1-2400(10) of the Code, Ms. Encarnacao may, not later than 5:00 p.m., on October 6, 2015, notify Jay P. Douglas, M.S.M., R.N., C.S.A.C., F.R.E., Executive Director, Board of Nursing, 9960 Mayland Drive, Suite 300, Henrico, Virginia 23233, in writing that she desires a formal

administrative hearing before the Board. Upon the filing with the Executive Director of a request for the hearing, this Order shall be vacated.

FOR THE COMMITTEE:

*Klara Mitchell-Lively*  
for Jay P. Douglas, M.S.M., R.N., C.S.A.C., F.R.E.  
Executive Director, Virginia Board of Nursing

ENTERED: September 3, 2015

This Order shall become final on October 6, 2015; unless a request for a formal administrative hearing is received as described above.

**Certified True Copy**

By J. Douglas  
**Virginia Board of Nursing**