

VIRGINIA:

BEFORE THE BOARD OF NURSING

IN RE: DIANNA K. CARTER, L.P.N.
License No.: 0002-081011

CONSENT ORDER

The Virginia Board of Nursing ("Board") and Dianna K. Carter, L.P.N., as evidenced by her signature hereto, enter into the following Consent Order affecting Ms. Carter's license to practice practical nursing in Virginia.

The Board adopts the following Findings of Fact and Conclusions of Law.

FINDINGS OF FACT

1. Dianna K. Carter, L.P.N., was issued License No. 0002-081011 to practice practical nursing by the Virginia Board of Nursing on August 21, 2009. Said license is set to expire on April 30, 2017. Her primary state of residence is Virginia.
2. During the course of her employment at Beth Shalom Village, Virginia Beach, Virginia:
 - a. On June 28, 2014, Ms. Carter applied a dressing to a resident without obtaining a physician's order and failed to document said treatment in the resident's medical records.
 - b. On July 8, 2014, Ms. Carter failed to perform a skin assessment on her assigned resident.
 - c. On August 5, 2014, Ms. Carter documented administering a PPD test; however, she failed to actually do so.
3. Ms. Carter's employment was terminated on August 11, 2014.

CONCLUSIONS OF LAW

1. Finding of Fact No. 2(a) constitutes a violation of § 54.1-3007(2), (5) and (8) of the Code of Virginia (1950), as amended ("Code"), and 18 VAC 90-20-300(A)(2)(a) and (f) of the Regulations Governing the Practice of Nursing ("Regulations").
2. Finding of Fact No. 2(b) constitutes a violation of § 54.1-3007(2), (5) and (8) of the Code and 18 VAC 90-20-300(A)(2)(f) of the Regulations.
3. Finding of Fact No. 2(c) constitutes a violation of § 54.1-3007(2), (5) and (8) of the Code and 18 VAC 90-20-300(A)(2)(e) of the Regulations.

CONSENT

Dianna K. Carter, L.P.N., by affixing her signature hereon, agrees to the following:

1. She has been advised to seek advice of counsel prior to signing this document;
2. She acknowledges that without her consent, no legal action can be taken against her except pursuant to the Virginia Administrative Process Act, § 2.2-4000(A) *et seq.* of the Code;
3. She acknowledges that she has the following rights, among others: the right to an informal fact finding conference before the Board, the right to reasonable notice of said hearing, the right to representation by counsel, and the right to cross-examine witnesses against her;
4. She waives all such right to an informal conference;
5. She admits to the Findings of Fact and Conclusions of Law contained herein and waives her right to contest such Findings of Fact and Conclusions of Law in any subsequent proceeding before the Board;
6. She consents to the entry of the following Order affecting her right to practice practical nursing in Virginia.


ORDER

WHEREFORE, on the basis of the foregoing, the Virginia Board of Nursing, effective upon entry of this Order, and in lieu of further proceedings, hereby ORDERS as follows:

1. Dianna K. Carter, L.P.N., is hereby REPRIMANDED.
2. Ms. Carter shall provide the Board with verification that she has completed the NCSBN online course Documentation: A Critical Aspect of Client Care, within 90 days of the entry of this Order.
3. Any violation of the terms and conditions of this Order or of any law or regulation affecting the practice of nursing in the Commonwealth of Virginia shall constitute grounds for the suspension or revocation of the license of Dianna K. Carter, L.P.N., and an administrative proceeding shall be convened to determine whether such license shall be suspended or revoked.

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 upon request.

FOR THE BOARD


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

ENTERED: July 1, 2015

SEEN AND AGREED TO:

Dianna Carter, LPN
Dianna K. Carter, L.P.N.

COMMONWEALTH OF VIRGINIA,
COUNTY/CITY OF Norfolk, TO WIT:

Subscribed and sworn to before me, Dianna K. Carter, a Notary Public, this 23 day of June, 2015.

My commission expires Jan. 31, 2019.

Registration Number 331901



Tanya Stubbs White
NOTARY PUBLIC