

VIRGINIA:

BEFORE THE BOARD OF NURSING

**IN RE: INDIA L. MADISON, L.P.N.
License No.: 0002-083579**

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”), India L. Madison, L.P.N. who, prior to its summary suspension by the Board of Nursing on March 13, 2015, held License No. 0002-083579, which was set to expire on June 30, 2016, 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 May 21, 2015, at 9:00 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. Madison will be afforded the opportunity to be heard in person or by counsel.

At the hearing, Ms. Madison 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. Madison 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 Ms. Madison may have violated certain laws and regulations governing nursing practice in Virginia, as more fully set forth in the Statement of Particulars below.

STATEMENT OF PARTICULARS

The Board alleges that:

1. Ms. Madison may have violated § 54.1-3007(2), (5), (6), and (8) of the Code and 18 VAC 90-20-300(A)(2)(c) and (f) of the Regulations Governing the Practice of Nursing (“Regulations”) in that during the course of her employment at Envoy at Stratford Hills, Richmond, Virginia, on or about December 1, 2014, by her own admission, Ms. Madison diverted a card of 23 tablets of Percocet 10mg/325mg (oxycodone, Schedule II) and a card of 44 tablets of oxycodone 5mg (Schedule II) from two patients’ supplies for her own personal and unauthorized use.

2. Ms. Madison may have violated § 54.1-3007(6) of the Code in that she is unsafe to practice due to chemical dependency as evidenced by her admitted abuse of narcotic medication, heroin, and marijuana.

3. Ms. Madison may have violated § 54.1-3007(2) of the Code and 18 VAC 90-20-300(A)(2)(e) of the Regulations in that, she falsified the following employment applications:

a. On her application for employment with Ginter Hall Assisted Living & Memory Care, Richmond, Virginia (“Ginter Hall”), dated June 27, 2013, Ms. Madison only listed The Laurels of University Park, Richmond, Virginia (“the Laurels”), and Lucy Corr Village, Chesterfield, Virginia (“LCV”) as previous positions when Ms. Madison had in fact also worked at Old Dominion Home Health Services (“Old Dominion”).

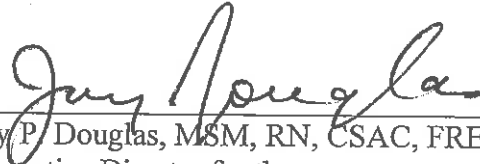
b. On her application for employment with the Laurels, dated May 15, 2013, Ms. Madison stated she left her position at LCV for “school/ family illness” when her employment had in fact been terminated for unsatisfactory work performance.

c. On her application for employment with Old Dominion, dated April 15, 2013, Ms. Madison stated she left her position at LCV for “school” and “family” when her employment had in fact

been terminated for unsatisfactory work performance. Additionally, Ms. Madison falsified her start date at LCV, stating she started there in March of 2010, when her actual start date was March 7, 2011.

d. On her application for employment with Brighter Living Assisted Living Facility, Hopewell, Virginia, dated December 7, 2012, Ms. Madison stated her reason for leaving LCV was “n/a” when her employment had in fact been terminated for unsatisfactory work performance on December 7, 2012, the date of her application. Additionally, Ms. Madison falsified her start date at LCV, stating she started there in March of 2010, when her actual start date was March 7, 2011.

FOR THE BOARD



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

ENTERED: March 13TH, 2015