

**VIRGINIA:**

**BEFORE THE BOARD OF NURSING**

**IN RE:           GINA UHLMANN, L.P.N.**  
**License No.: 0002-064030**

**ORDER**

In accordance with §§ 2.2-4019, 2.2-4021 and 54.1-2400(10) of the Code of Virginia (1950), as amended ("Code"), an informal conference was conducted on behalf of the Board of Nursing ("Board") on March 10, 2015 in Henrico County, Virginia. Ms. Uhlmann was not present nor was she represented by legal counsel. Judith Piersall, R.N., B.S.N., serving as Agency Subordinate for the Board, submitted a Recommended Decision for consideration.

On May 20, 2015, a quorum of the Board met to receive and act upon the Recommended Decision of the Agency Subordinate. Ms. Uhlmann was not present nor was she represented by legal counsel

Based upon its review of the Recommended Decision of the Agency Subordinate, the Board makes the following Findings of Fact and Conclusions of Law and issues the following Order.

**FINDINGS OF FACT**

1. Gina M. Uhlmann, L.P.N. was issued License No. 0002-064030 to practice practical nursing in Virginia on June 25, 2002. The license is scheduled to expire on June 30, 2016. Ms. Uhlmann's primary state of residence is Virginia.

2. By letter dated February 2, 2015, the Board of Nursing sent a Notice of Informal Conference ("Notice") to Ms. Uhlmann notifying her that an informal conference would be held on March 10, 2015. The Notice was sent by certified and first class mail to 1513 Chauncey Lane, Henrico, Virginia 23238, the address of record on file with the Board of Nursing. The certified mail receipt was returned unclaimed to the Board office. The Notice sent by first class mail was not returned to the Board office. The Agency Subordinate concluded that adequate notice was provided to Ms. Uhlmann and the informal

conference proceeded in her absence.

3. Ms. Uhlmann received inpatient treatment at Tucker Pavilion, CJW Medical Center, Richmond, Virginia (“Tucker Pavilion”) from July 8 to 14, 2014 for disorders related to depression, polysubstance abuse, and suicidal ideations. Ms. Uhlmann had a plan to carry out those ideations.

4. Ms. Uhlmann received inpatient treatment at Tucker Pavilion from December 4 to 9, 2013 for disorders related to depression and polysubstance abuse. Her discharge diagnoses were major depression, recurrent, severe without psychotic features and polysubstance dependence.

5. Ms. Uhlmann received inpatient treatment at the William J. Farley Center at Williamsburg Place, Williamsburg, Virginia from August 27 to September 16, 2003 for polysubstance abuse and dependence. Her discharge diagnoses were opioid dependence with physiologic dependence, cocaine dependence, nicotine dependence, benzodiazepine dependence with physiological dependence, depressive disorder, and anxiety disorder.

6. Ms. Uhlmann received outpatient treatment at the Henrico Community Services Board, Henrico, Virginia for depressive disorders and polysubstance abuse from 2011 through the present.

7. Ms. Uhlmann acknowledged abuse of heroin and cocaine. She stated to the investigator that she used benzodiazepines when heroin was not available.

8. Ms. Uhlmann provided the following employment history. She held three nursing jobs between 2003 and 2006. At the time she reported this information to the DHP investigator she was employed at a home health agency and a staffing agency. Reasons for leaving various employments were not supplied.

9. Ms. Uhlmann voluntarily enrolled in the Health Practitioners’ Monitoring Program (“HPMP”) and signed a Participation Contract on September 14, 2014. On December 1, 2014, Ms. Uhlmann submitted a urine sample that was positive for codeine (Schedule II), morphine (Schedule II),

hydromorphone (Schedule II), and methadone (Schedule II). Ms. Uhlmann missed screens on December 17, 2014; December 19, 2014, December 23, 2014, and December 26, 2014. Ms. Uhlmann failed to call the test line from December 23-29, 2014. After discussing concerns about her inability to afford drug screens with the HPMP staff, Ms. Uhlmann sent a letter of resignation on January 6, 2015. Ms. Uhlmann was dismissed from the HPMP for non-compliance on January 26, 2015.

### CONCLUSIONS OF LAW

Findings of Fact Nos. 3-6 constitute a violation of § 54.1-3007(6) of the Code.

### ORDER

WHEREFORE, it is hereby ORDERED as follows:

1. License No. 0002-064030 of Gina M. Uhlmann, L.P.N. is INDEFINITELY SUSPENDED.
2. The license will be recorded as suspended and no longer current.
3. At such time as Ms. Uhlmann shall petition the Board for reinstatement of her license, an administrative proceeding will be convened to determine whether she is capable of resuming the safe and competent practice of practical nursing. Ms. Uhlmann shall be responsible for any fees that may be required for the reinstatement and renewal of the license prior to issuance of the license to resume practice.
4. This suspension applies to any multistate privilege to practice practical nursing.

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 and copying upon request.

Since Ms. Uhlmann failed to appear at the informal conference, this Order shall be considered final. Ms. Uhlmann has the right to appeal this Order directly to the appropriate Virginia circuit court. As

provided by Rule 2A:2 of the Supreme Court of Virginia, Ms. Uhlmann has thirty (30) days from the date of service (the date she actually received this decision or the date it was mailed to her, whichever occurred first) within which to appeal this decision by filing a Notice of Appeal with Jay P. Douglas, MSM, RN, CSAC, FRE, Executive Director, Board of Nursing, at Perimeter Center, 9960 Mayland Drive, Suite 300, Richmond, Virginia 23233. In the event that this decision is served by mail, three (3) days are added to that period.

FOR THE BOARD

*for* *Glenn Mitchell-Lindley*  
Jay P. Douglas, MSM, RN, CSAC, FRE  
Executive Director  
Virginia Board of Nursing

Entered: *June 5, 2015*

Certified True Copy

By *drabem*  
Virginia Board Of Nursing