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VA BD OF NURSING

VIRGINIA:

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BEFORE THE BOARD OF NURSING

IN RE: ALICIA PETTIGREW, L.P.N. APPLICANT

**CONSENT ORDER**

The Virginia Board of Nursing ("Board") and Alicia Pettigrew, L.P.N., as evidenced by her signature hereto, enter into the following Consent Order affecting Ms. Pettigrew's application for licensure by endorsement to practice practical nursing in Virginia.

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

**FINDINGS OF FACT**

1. Alicia Pettigrew submitted an application for licensure by endorsement to practice practical nursing in the Commonwealth of Virginia, which was received by the Board on November 21, 2014. Ms. Pettigrew holds License No. 156789 to practice practical nursing in the State of Ohio.
2. On July 25, 2014, the Ohio Board of Nursing entered an Order affecting Ms. Pettigrew's license to practice practical nursing in Ohio. In that Order, the Board granted her application for a license, suspended the license indefinitely, stayed the suspension, and placed her on probation with terms for not less than three years in connection with Ms. Pettigrew's three theft-related convictions in Ohio. Specifically, Ms. Pettigrew was convicted of theft in 2011 and 2012 and of attempted theft in 2012. The 2012 theft conviction occurred while Ms. Pettigrew was in nursing school.
3. The terms of Ms. Pettigrew's probation in Ohio include restrictions on her practice settings and continuing education requirements. Further, she must submit to state and

federal criminal background checks within 90 days of her petitioning for release from probation in Ohio.

### CONCLUSIONS OF LAW

1. Finding of Fact No. 2 constitutes a violation of § 54.1-3007(4) and (7) of the Code of Virginia (1950), as amended (“Code”).
2. Ms. Pettigrew otherwise meets the requirements of § 54.1-3020 of the Code.

### CONSENT

Alicia Pettigrew, 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 application for licensure by endorsement to practice practical nursing in Virginia.

### ORDER

WHEREFORE, it is hereby ORDERED as follows:

1. The application of Alicia Pettigrew, L.P.N., for licensure by endorsement as a practical nurse is APPROVED.

2. Ms. Pettigrew is hereby placed on PROBATION for three years of actual nursing employment subject to the following terms and conditions:

a. The period of probation shall begin on the date that this Order is entered and shall end at such time as Ms. Pettigrew has completed three years of active practice in employment as a practical nurse. Ms. Pettigrew shall be issued an unrestricted license at the completion of the probationary period without an administrative proceeding unless there is a pending investigation or unresolved allegation involving a violation of law, regulation, or any term or condition of probation. In that event, the period of probation shall be continued indefinitely or until such time as the Board makes a case decision in accordance with the Administrative Process Act, § 2.2-4000 et seq. and § 54.1-2400(9) et seq. of the Code.

b. Ms. Pettigrew shall request her probation compliance officer at the Ohio Board of Nursing to provide the Board with a written report regarding how she is meeting the terms and conditions of her probation within 60 days of the entry of this Order and then quarterly thereafter. Further, Ms. Pettigrew shall cause the Ohio Board of Nursing to provide the Board with a final compliance summary or order regarding completion of probation terms or any other action regarding her license in Ohio.

c. Performance evaluations shall be provided to the Board, at the direction of Ms. Pettigrew, by all practice employer(s), using the forms provided by Compliance and available on the Board's website.

d. Ms. Pettigrew shall practice in a structured/supervised practice employment setting satisfactory to the Board for the first three years of probation. The employment setting shall provide on-site supervision by a physician or licensed nurse practitioner or professional nurse or licensed practical nurse, who works the same shift and holds an unrestricted license. For all current practice employment, and before beginning or changing practice employment during this period, Ms. Pettigrew shall have current and all prospective practice employers provide a written description of the employment setting to the Board office for approval.

e. Ms. Pettigrew shall provide evidence within 60 days of the Order that she has completed the following NSCBN online courses: *Disciplinary Actions: What Every Nurse Should Know* and *Professional Accountability & Legal Liability for Nurses*.

f. The Board shall issue a licensed practical nurse license marked “Valid in Virginia Only; Probation with Terms.”

g. Written reports are required by this Order and, unless otherwise specified, shall be sent to Compliance at the Board offices with the first report(s) received in the Board office no later than 60 days from the date this Order is entered. Subsequent reports must be received quarterly by the last day of the months of March, June, September and December until the period of probation ends. Many of the required report forms are available on the Board’s website for your convenience.

h. Ms. Pettigrew shall inform the Board in writing within 10 days of the date any practice employment begins, changes, is interrupted, or ends. Additionally, Ms. Pettigrew shall provide a contact name, address, and phone number for each practice employer to the Board.

i. Ms. Pettigrew shall inform all current and future practice employers that the Board has placed her on probation under terms and conditions and Ms. Pettigrew shall provide each practice employer with a complete copy of this Order.

j. Ms. Pettigrew shall provide all current and future treating practitioners with a complete copy of this Order and shall execute an Authorization for Disclosure of Information form providing for unrestricted communication between the Board, Compliance, and any treatment providers, court-appointed probation or parole officers, and any/or consultants designated by the Board, if applicable.

k. Ms. Pettigrew shall submit “Self-Reports” which include a current address, telephone number, and verification of any and all current practice employment. These reports shall also include any changes in practice employment status and any criminal charges or convictions. Self Reports must be submitted whether Ms. Pettigrew has current practice employment or not.

l. Ms. Pettigrew shall conduct herself as a licensed practical nurse in compliance with the requirements of Title 54.1, Chapter 30 of the Code and the Board of Nursing Regulations.


m. Any violation of the stated terms and conditions contained in this Order, or failure to comply with all terms of this Order within five years of the date of entry of the Order, shall be reason for suspending or revoking the license of Ms. Pettigrew, and an administrative proceeding may be held to determine whether her license shall be suspended or revoked.

n. This Order is applicable to Ms. Pettigrew’s multistate nursing licensure privileges, if any, to practice practical nursing in the Commonwealth of Virginia. For the duration of this Order, Ms. Pettigrew shall not practice outside of the Commonwealth of Virginia pursuant to a multistate licensure privilege without the express written permission of both the Virginia Board of

Nursing and the Board of Nursing in the party state where she wishes to work. Any requests for out of state employment should be directed, in writing, to the Executive Director of the Board.


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

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

ENTERED: April 29<sup>th</sup>, 2015

SEEN AND AGREED TO:

  
Alicia Pettigrew, L.P.N.

State of South Carolina  
~~COMMONWEALTH OF VIRGINIA,~~  
COUNTY CITY OF Greenville, TO WIT:

10<sup>th</sup> Subscribed and sworn to before me, Jennifer Ferrell, a Notary Public, this day of April, 2015.

My commission expires November 9, 2019.

Registration Number N/A

  
NOTARY PUBLIC

