

**VIRGINIA:**

**BEFORE THE BOARD OF NURSING**

**IN RE: KENNETH R. FRESE, R.N., C.N.S. APPLICANT**  
**License No.: 0001-207640**  
**License No.: 0015-001004**  
**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 April 6, 2015, in Henrico County, Virginia, to inquire into evidence that Kenneth R. Frese, R.N., may have violated certain laws and regulations governing nursing practice in Virginia, and to receive and act upon the application of Mr. Frese for registration to practice as a clinical nurse specialist in Virginia. Mr. Frese was present and was not represented by legal counsel.

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

**FINDINGS OF FACT**

1. Kenneth R. Frese, R.N., was issued License No. 0001-207640 to practice professional nursing in the Commonwealth of Virginia on June 29, 2007. Said license expires on July 31, 2015. Mr. Frese previously held a license to practice practical nursing in the Commonwealth of Virginia, which was issued on May 28, 1992, and expired on July 31, 2007. His primary state of residence is Virginia.
2. By letter dated March 16, 2015, the Board sent a Notice of Informal Conference (“Notice”) to Mr. Frese notifying him that an informal conference would be held on April 6, 2015. The Notice was sent by certified and first class mail to 5504 Shelburne Court, Centreville, Virginia 20120, the address of record on file with the Board.
3. From April 29, 2012, through November 11, 2014, Mr. Frese practiced and held himself out as a clinical nurse specialist with INOVA Loudoun Hospital, Leesburg, Virginia, when, in fact, he did not

hold a registration to practice as a clinical nurse specialist in the Commonwealth of Virginia. More specifically, Mr. Frese signed with a CNS designation and had this designation on all documentation including his work badge, e-mail, and business cards.

4. Mr. Frese received a Master of Science in Nursing from George Mason University, Fairfax, Virginia in May 2012. He was certified by the American Nurses Credentialing Center (“ANCC”) as a Clinical Nurse Specialist in Adult Health for the dates of September 20, 2013 through September 19, 2018.

5. On November 11, 2014, Mr. Frese submitted an application for registration to practice as a clinical nurse specialist in the Commonwealth of Virginia.

6. At the informal conference, Mr. Frese stated that life events delayed him from taking the exam with the ANCC following his graduation in May 2012. He also stated that the delay in applying for registration to practice as a clinical nurse specialist in Virginia was due to his lack of knowledge that he needed to obtain a registration with the state. Mr. Frese reported that he remained employed with INOVA Loudoun Hospital in the same role, but under the title of clinical educator.

#### **CONCLUSIONS OF LAW**

1. Finding of Fact No. 3 constitutes a violation of § 54.1-3007(2) of the Code and 18 VAC 90-20-300(A)(2)(h) of the Regulations Governing the Practice of Nursing (“Regulations”).

2. Mr. Frese otherwise meets the requirements of 18 VAC 90-20-275(A) and 18 VAC 90-20-280(A) of the Regulations.

#### **ORDER**

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

1. Kenneth R. Frese, R.N., is hereby REPRIMANDED.
2. The application of Kenneth R. Frese, R.N., for registration to practice as a clinical nurse specialist in Virginia is APPROVED and Mr. Frese shall be issued an unrestricted registration to practice as

a clinical nurse specialist contingent upon the Board receiving proof that Mr. Frese completed the following terms and conditions:


- a. Mr. Frese shall pay a MONETARY PENALTY of \$500.00 to the Board.
- b. Mr. Frese shall provide the Board with verification that he has completed the National Council of State Boards of Nursing (“NCSBN”) online course, “The Virginia Nurse Practice Act.”

3. Mr. Frese shall maintain a course of conduct in his capacity as a professional nurse and clinical nurse specialist 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.

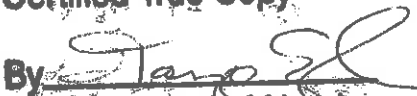
Pursuant to Section 54.1-2400(10) of the Code, Mr. Frese may, not later than 5:00 p.m., on May 25, 2015, notify Jay P. Douglas, M.S.M., R.N., C.S.A.C., F.R.E., Executive Director, Board of Nursing, 9960 Mayland Drive, Suite 300, Henrico, Virginia 23233; in writing that he desires a formal administrative 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:

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

ENTERED: April 22<sup>nd</sup>, 2015

This Order shall become final on May 25, 2015, unless a request for a formal administrative hearing is received as described above.

**Certified True Copy**  
By   
**Virginia Board of Nursing**