

**BEFORE THE VIRGINIA BOARD OF NURSING**

**IN RE: EDDIE JO YOUNG BATLINER, R.N.**  
**License Number: 0001-206825**  
**Case Number: 175371**

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**CONSENT ORDER**

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**JURISDICTION AND PROCEDURAL HISTORY**

The Virginia Board of Nursing ("Board") and Eddie Jo Young Batliner, R.N., as evidenced by their signatures hereto, in lieu of proceeding to a formal administrative proceeding, enter into the following Consent Order affecting Ms. Batliner's license to practice as a professional nurse in the Commonwealth of Virginia.

**FINDINGS OF FACT AND CONCLUSIONS OF LAW**

1. Eddie Jo Young Batliner, R.N. was issued License Number 0001-206825 to practice as a professional nurse on June 5, 2007, which is scheduled to expire on September 30, 2016. Her declared primary state of residence is Virginia. She also holds a current license to practice professional nursing in the State of Florida and held licenses to practice professional nursing in the States of California, South Carolina, and Hawaii.
2. By Order entered July 22, 2013, the Virginia Board of Nursing reprimanded Ms. Batliner and ordered her to complete a course in professional accountability and legal liability.
3. By Order effective October 22, 2014, the California Board of Registered Nursing revoked Ms. Batliner's license to practice professional nursing, based solely on the Order of the Virginia Board entered July 22, 2013.
4. By Order entered August 4, 2016, the Hawaii Board of Nursing accepted Ms. Batliner's voluntary surrender of her license to practice professional nursing in the State of Hawaii in lieu of

disciplinary action. This action was based solely on the Orders of the Virginia Board entered July 22, 2013, and of the California Board entered October 22, 2014.

5. Pursuant to Virginia Code § 54.1-2409, by Order of the Virginia Department of Health Professions entered on September 20, 2016, Ms. Batliner's license to practice as a professional nurse in Virginia was suspended based on her surrender of her license to practice nursing in the State of Hawaii.

6. The matter of the reinstatement of Ms. Batliner's license to practice professional nursing in Virginia is properly before the Board.

### CONSENT

Eddie Jo Young Batliner, R.N., by affixing her signature to this Consent Order, agrees to the following:

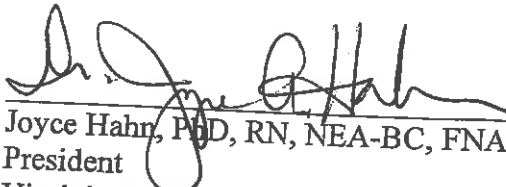
1. I have been advised to seek advice of counsel prior to signing this document;
2. I am fully aware that without my consent, no legal action can be taken against me or my license except pursuant to the Virginia Administrative Process Act, Virginia Code § 2.2-4000 *et seq.*;
3. I acknowledge that I have the following rights, among others: the right to a formal administrative hearing before the Board; the right to representation by counsel; and the right to cross-examine witnesses against me;
4. I waive my right to a formal hearing;
5. I admit to the Findings of Fact and Conclusions of Law contained herein and waive my right to contest such Findings of Fact and Conclusions of Law and any sanction imposed hereunder in any future judicial or administrative proceeding in which the Board is a party;
6. I consent to the entry of the following Order affecting my right to practice as a professional nurse in the Commonwealth of Virginia.

**ORDER**

Based on the foregoing Findings of Fact and Conclusions of Law, the Virginia Board of Nursing hereby ORDERS that the license of Eddie Jo Young Batliner, R.N. to practice as a professional nurse in the Commonwealth of Virginia is REINSTATED without restriction.

Pursuant to Virginia Code §§ 2.2-4023 and 54.1-2400.2, 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.

FOR THE BOARD

  
\_\_\_\_\_  
Joyce Hahn, PhD, RN, NEA-BC, FNAP  
President  
Virginia Board of Nursing

ENTERED: \_\_\_\_\_

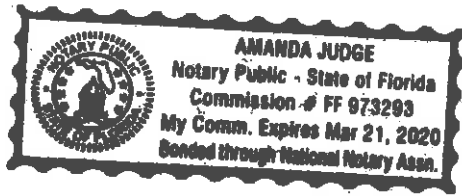
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SEEN AND AGREED TO:

Eddie Jo Young Batliner R.N.  
Eddie Jo Young Batliner, R.N.

COMMONWEALTH OF <sup>Florida</sup> VIRGINIA  
COUNTY/CITY OF Citrus, TO WIT:

Subscribed and sworn to me, a notary public in and for the Commonwealth of <sup>Florida</sup> Virginia at large, on this  
7 day of September, 2016.



[Signature]  
Notary Public

My commission expires: 3/21/2020

Registration No.: Commission # FF 973293

Certified True Copy

By [Signature]  
Virginia Board Of Nursing

**BEFORE THE VIRGINIA DEPARTMENT OF HEALTH PROFESSIONS**

**IN RE: EDDIE JO YOUNG BATLINER, R.N.**  
**License Number: 0001-206825**  
**Case Number: 175371**

**ORDER OF MANDATORY SUSPENSION**

In accordance with Virginia Code § 54.1-2409, I, David E. Brown, D.C., Director of the Virginia Department of Health Professions, received and acted upon evidence that the Hawaii Board of Nursing accepted Eddie Jo Young Batliner's voluntary surrender of her license to practice nursing in the State of Hawaii in lieu of disciplinary action. A certified copy of the Settlement Agreement and Order is attached hereto as Commonwealth's Exhibit 1.

WHEREUPON, by the authority vested in the Director of the Department of Health Professions pursuant to Virginia Code § 54.1-2409, it is hereby ORDERED that the license of Eddie Jo Young Batliner, R.N. to practice as a professional nurse in the Commonwealth of Virginia is hereby SUSPENDED.

Upon entry of this Order, the license of Eddie Jo Young Batliner, R.N. will be recorded as suspended and no longer current and valid. Should Eddie Jo Young Batliner, R.N. seek reinstatement of her license pursuant to Virginia Code § 54.1-2409, she shall be responsible for any fees that may be required for the reinstatement of the license prior to issuance of the license to resume practice.

This Order shall be applicable to Eddie Jo Young Batliner, R.N.'s multistate licensure privilege, if any, to practice professional nursing in the Commonwealth of Virginia.

Pursuant to Virginia Code § 2.2-4023 and § 54.1-2400.2, 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 or copying on request.



\_\_\_\_\_  
David E. Brown, D.C., Director  
Virginia Department of Health Professions

Certified True Copy

By   
\_\_\_\_\_  
Virginia Board Of Nursing

ENTERED:

9/20/16  
\_\_\_\_\_



# COMMONWEALTH of VIRGINIA

David E. Brown, D.C.  
Director

*Department of Health Professions*

Perimeter Center  
9960 Mayland Drive, Suite 300  
Henrico, Virginia 23233-1463

www.dhp.virginia.gov  
TEL (804) 367- 4400  
FAX (804) 527- 4475

## CERTIFICATION OF DUPLICATE RECORDS

I, David E. Brown, D.C., Director of the Department of Health Professions, hereby certify that the attached Settlement Agreement and Final Order entered August 4, 2016, regarding Eddie Jo Young Batliner, R.N., is a true copy of the records received from the Hawaii Board of Nursing.

  
\_\_\_\_\_  
David E. Brown, D.C.

Date: 9/20/16

MARC T. NAKAMURA 8167  
Regulated Industries Complaints Office  
Department of Commerce and Consumer Affairs  
State of Hawaii  
Leiopapa A Kamehameha Building  
235 South Beretania Street, Suite 900  
Honolulu, Hawaii 96813  
Telephone: 586-2660

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Attorneys for Department of Commerce  
and Consumer Affairs

BOARD OF NURSING  
DEPARTMENT OF COMMERCE AND CONSUMER AFFAIRS  
STATE OF HAWAII

DEPT. OF COMMERCE  
AND CONSUMER AFFAIRS  
2016 AUG -4 P 2:45  
HEARINGS OFFICE

In the Matter of the License to Practice Nursing of	)	RNS 2015-37-L
	)	
EDDIE JO BATLINER, R.N.,	)	SETTLEMENT AGREEMENT PRIOR TO
	)	FILING OF PETITION FOR DISCIPLINARY
Respondent.	)	ACTION AND BOARD'S FINAL ORDER
	)	
	)	

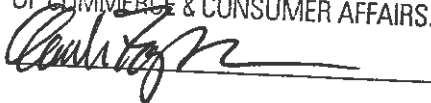
SETTLEMENT AGREEMENT PRIOR TO FILING OF PETITION FOR DISCIPLINARY ACTION AND BOARD'S FINAL ORDER

Petitioner, DEPARTMENT OF COMMERCE AND CONSUMER AFFAIRS' REGULATED INDUSTRIES COMPLAINTS OFFICE (hereinafter "RICO" or "Petitioner"), through its undersigned attorney(s), and Respondent EDDIE JO BATLINER, R.N. (hereinafter "Respondent"), enter into this Settlement Agreement on the terms and conditions set forth below.

**A. UNCONTESTED FACTS:**

1. At all relevant times herein, Respondent was licensed by the BOARD OF NURSING (hereinafter the "Board") as a nurse under license number RN 74764. The license was issued on or about July 1, 2013. The license will expire or forfeit on or about June 30, 2017.
2. Respondent's mailing address for purposes of this action is P.O. Box 545, Crystal River, Florida 34423.
3. RICO received a request for investigation from the Board after it received information about disciplinary action taken against Respondent in Virginia and California.

I HEREBY CERTIFY THAT THE ATTACHED IS A TRUE AND CORRECT COPY OF THE ORIGINAL ON FILE IN THE DEPARTMENT OF COMMERCE & CONSUMER AFFAIRS.



4. RICO's investigation of Respondent's Virginia nursing license produced a March 24, 2015, Order of the Virginia Department of Health Profession in In Re: Eddie Jo Young Batliner, R.N./License Nos.: 0001-206825 (hereinafter, "the March 24, 2015 Virginia Order"). In the State of Virginia, Respondent's license had been reprimanded (by Order dated July 22, 2013), and revoked (by Order dated October 22, 2014) after Respondent failed to appear before the Board. The license was mandatorily suspended (by Order dated March 24, 2015) and reinstated based on the March 24, 2015 Virginia Order. The underlying Virginia action was based on allegations Respondent had attempted to insert an external jugular line while working in an emergency room setting. The procedure was outside of the scope of practice in that state.

5. The investigation also produced an October 22, 2014 Default Decision and Order of the State of California's Board of Registered Nursing in In the Matter of the Accusation Against: Eddie Jo Batliner; Case No. 2014-1087 (hereinafter, "the October 22, 2014 California Order"). The October 22, 2014 California Order was based on disciplinary action taken in Virginia and revoked Respondent's California license.

6. RICO alleges that Respondent failed to report disciplinary actions by Virginia and California as required by Hawaii law and engaged in professional misconduct.

7. The foregoing allegations, if proven at an administrative hearing before the Board, would constitute violations of the following statute(s) and/or rule(s): Hawaii Revised Statutes ("HRS") § 457-12(a)(10) (failure to report disciplinary action within thirty days) and § 457-12(a)(6) (unprofessional conduct).

8. The Board has jurisdiction over the subject matter herein and over the parties hereto.

**B. REPRESENTATIONS BY RESPONDENT:**

1. Respondent is fully aware that Respondent has the right to be represented by an attorney and voluntarily waives that right.

2. Respondent enters into this Settlement Agreement freely, knowingly, voluntarily, and under no coercion or duress.

3. Respondent is aware of the right to have a hearing to adjudicate the issues in the case. Pursuant to HRS § 91-9(d), Respondent freely, knowingly, and voluntarily waives the right to a hearing and agrees to dispose of this case in accordance with the terms and conditions of this Settlement Agreement.

4. Respondent being at all times relevant herein licensed as a nurse by the Board acknowledges that Respondent is subject to penalties including but not limited to, revocation, suspension or limitation of the license and administrative fines, if the foregoing allegations are proven at hearing.



5. Respondent does not admit to violating any law or rule, but acknowledges that RICO has sufficient cause to file a Petition for Disciplinary Action against Respondent's license.

6. Respondent enters into this Settlement Agreement as a compromise of the claims and to conserve on the expenses of proceeding with an administrative hearing on this matter.

7. Respondent agrees that this Settlement Agreement is intended to resolve the issues raised in RICO's investigation in RICO Case No. RNS 2015-37-L.

8. Respondent understands that this Settlement Agreement may be subject to reporting requirements.

9. Respondent understands this Settlement Agreement is public record pursuant to Hawaii Revised Statutes chapter 92F.

C. TERMS OF SETTLEMENT:

1. Voluntary Surrender of License to Practice Nursing. Respondent agrees to the voluntary surrender of her license to practice nursing for a period of five (5) years. Said voluntary surrender shall become effective immediately upon the approval of this Settlement Agreement by the Board. Respondent shall turn in all indicia of her licensure to the Executive Officer of the Board within ten (10) days after receipt of notice that this Settlement Agreement has been approved. Upon completion of the five-year period, Respondent understands that she must apply to the Board for a new license pursuant to and subject to the requirements and conditions set forth in HRS §§ 92-17 and 436B-21.

2. Failure to Comply with Settlement Agreement. If Respondent fails to fully and timely comply with the terms of this Settlement Agreement as set forth in paragraph(s) C.1 above, Respondent's license shall be automatically revoked upon RICO's filing of an affidavit with the Board attesting to such failure. In case of such revocation, Respondent shall turn in all indicia of the license to the Executive Officer of the Board within ten (10) days after receipt of notice of the revocation. In case of such revocation, Respondent understands Respondent cannot apply for a new license until the expiration of at least five (5) years after the effective date of the revocation. Respondent understands that if Respondent desires to become licensed again, Respondent must apply to the Board for a new license pursuant to and subject to HRS §§ 92-17, 436B-21, and all other applicable laws and rules in effect at the time.

3. Possible Further Sanction. The Board, at its discretion, may pursue additional disciplinary action as provided by law to include further fines and other sanctions as the Board may deem appropriate if Respondent violates any provision of the statutes or rules governing the conduct of nurses in the State of Hawaii, or if Respondent fails to abide by the terms of this Settlement Agreement.

4. Approval of the Board. Respondent agrees that, except for the representations, agreements and covenants contained in Paragraphs C.5, C.6, C.7, and C.8 below, this Settlement Agreement shall not be binding on any of the parties unless and until it is approved by the Board.

5. No Objection if Board Fails to Approve. If the Board does not approve this Settlement Agreement, does not issue an order pursuant thereto, or does not approve a lesser remedy, but instead an administrative hearing is conducted against Respondent in the Board's usual and customary fashion pursuant to the Administrative Procedure Act, Respondent agrees that neither Respondent nor any attorney that Respondent may retain, will raise as an objection in any administrative proceeding or in any judicial action, to the Board's proceeding against Respondent on the basis that the Board has become disqualified to consider the case because of its review and consideration of this Settlement Agreement.

6. Any Ambiguities Shall be Construed to Protect the Consuming Public. It is agreed that any ambiguity in this Settlement Agreement is to be read in the manner that most completely protects the interests of the consuming public.

7. No Reliance on Representations by RICO. Other than the matters specifically stated in this Settlement Agreement, neither RICO nor anyone acting on its behalf has made any representation of fact, opinion or promise to Respondent to induce entry into this Settlement Agreement, and Respondent is not relying upon any statement, representation or opinion or promise made by RICO or any of its agents, employees, representatives or attorneys concerning the nature, extent or duration of exposure to legal liability arising from the subject matter of this Settlement Agreement or concerning any other matter.

8. Complete Agreement. This Settlement Agreement is a complete settlement of the rights, responsibilities and liabilities of the parties hereto with respect to the subject matter hereof; contains the entire agreement of the parties; and may only be modified, changed or amended by written instrument duly executed by all parties hereto.

IN WITNESS WHEREOF, the parties have signed this Settlement Agreement on the date(s) set forth below.

DATED: Crystal River FL 6-16-16  
(City) (State) (Date)

Eddie Jo Batliner R.N.  
EDDIE JO BATLINER, R.N.  
Respondent

DATED: Honolulu, Hawaii, JUL 05 2016

  
MARC T. NAKAMURA  
Attorney for Department of Commerce  
and Consumer Affairs

IN THE MATTER OF THE LICENSE TO PRACTICE NURSING OF EDDIE JO BATLINER,  
R.N.; SETTLEMENT AGREEMENT PRIOR TO FILING OF PETITION FOR DISCIPLINARY  
ACTION AND BOARD'S FINAL ORDER; RICO CASE NO. RNS 2015-37-L

APPROVED AND SO ORDERED:  
BOARD OF NURSING  
STATE OF HAWAII

LORAIN FLEMING, APRN, DNP  
Chairperson

8/4/16  
DATE

Glenda Tali  
GLENDA TALI, MS, APRN  
Vice Chairperson

Katharyn Daub  
KATHARYN DAUB  
MNED, RN, EdD

Thomas Joslyn  
THOMAS JOSLYN, MS, CRNA

Olivia Kim  
OLIVIA KIM, LPN

Judy Kodama  
JUDY KODAMA, MS, RN

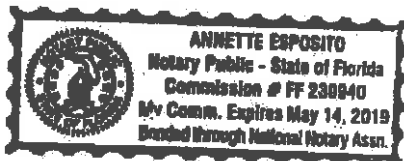
Tammie Napoleon  
TAMMIE NAPOLEON  
DNP, APRN, PPCNP-BC

PVL 02/2016

STATE OF FLORIDA )  
 ) SS.  
COUNTY OF CITRUS )

On this 16 day of JUNE, 2016, before me personally appeared EDDIE JO BATLINER, R.N., to me known to be the person described, and who executed the foregoing instrument and acknowledged that she executed the same as her free act and deed.

This 7-page SETTLEMENT AGREEMENT PRIOR TO FILING OF PETITION FOR DISCIPLINARY ACTION AND BOARD'S FINAL ORDER document dated JUNE 16, 2016 was acknowledged before me by EDDIE JO BATLINER, R.N. this 16 day of JUNE, 2016, in the City of CRYSTAL RIVER, in the County of CITRUS, in the State of FLORIDA.



Annette Esposito  
Name: ANNETTE ESPOSITO  
Notary Public, State of FLORIDA  
My Commission expires: 5/14/2019