

**VIRGINIA:**

**BEFORE THE BOARD OF NURSING**

**IN RE:**

**CANDACE MCNEIL, L.P.N.  
LICENSE NO.: 0002-069483**

**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"), Candace McNeil, L.P.N., who holds License No. 0002-069483 which expires on March 31, 2013, 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 July 18, 2012, at 1:00 p.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. McNeil will be afforded the opportunity to be heard in person or by counsel.

At the hearing, Ms. McNeil 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. McNeil 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 Candace McNeil, L.P.N., may have violated certain laws and regulations governing practical nursing practice in Virginia, as more fully set forth in the Statement of Particulars below.

**STATEMENT OF PARTICULARS**

The Board alleges that Candace McNeil, L.P.N., may have violated § 54.1-3007(2), (5), (6) and (8) of the Code and 18 VAC 90-20-300(A)(2)(c), (e), and (f) of the Regulations Governing the Practice of Nursing in that during the course of her employment at Westminster Canterbury Richmond, Richmond, Virginia:

1. By her own admission, Ms. McNeil diverted approximately 25 tablets of 5 mg oxycodone (Schedule II) from Resident A in June, 2011. She accomplished the diversion by removing the medication from Resident A's supply and replacing it with tablets of promethazine (Schedule VI) and Zofran (ondansetron, Schedule VI).

2. Ms. McNeil diverted six dosage units of 10 mg oxazepam (Schedule IV) from Resident B from on or about June 22 to June 28, 2011. She accomplished the diversion by signing out the medication, but she failed to document administering it on Resident B's medication administration record ("MAR").

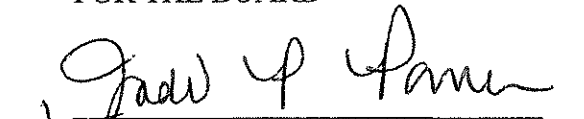
3. Ms. McNeil diverted three dosage units of hydrocodone (Schedule III) from Resident C on or about June 11, 2011, and June 26, 2011. She accomplished the diversion by signing out one dosage unit of the medication on two separate occasions, but she failed to document administering either dosage unit on Resident C's MAR. On or about June 26, 2011, Ms. McNeil signed out four dosage units of hydrocodone, but she only documented administering three dosage units on Resident C's MAR.

4. Ms. McNeil diverted three dosage units of hydrocodone from Resident D on or about June 27-28, 2011. She accomplished the diversion by signing out three dosage units of the medication, but she documented administering only two of the dosage units on Resident D's MAR. On or about June 28, 2011, Ms. McNeil signed out two dosage units of the medication, but she failed to document administering the medication on Resident D's MAR.

5. Ms. McNeil diverted one dosage unit of hydrocodone from Resident E on or about June 21, 2011. She accomplished the diversion by signing out the medication, but she failed to document administering it on Resident E's MAR.

6. Ms. McNeil diverted two dosage units of hydrocodone from Resident F. She accomplished the diversion by signing out one dosage unit of the medication on or about June 27, 2011, and one dosage unit on or about June 28, 2011, but she failed to document administering either dosage unit on Resident F's MAR.

FOR THE BOARD

  
Jay P. Douglas R.N., M.S.M., C.S.A.C.  
Executive Director for the  
Board of Nursing

ENTERED: June 15, 2012