

VIRGINIA:

BEFORE THE BOARD OF NURSING

IN RE:

LETTA J. HALL, L.P.N.

ORDER

Pursuant to §§ 2.2-4020, 54.1-110 and 54.1-2400(11) of the Code of Virginia (1950), as amended ("Code"), a formal administrative hearing was held before a panel of the Board of Nursing ("Board") on July 17, 2008, in Henrico County, Virginia, to inquire into evidence that Letta J. Hall may have violated certain laws and regulations governing the practice of practical nursing in Virginia. The case was presented by William C. Garrett, Assistant Attorney General. Howard M. Casway, Senior Assistant Attorney General, was present as legal counsel for the Board. Ms. Hall was present and was represented by Karel B. Ryan, Esquire. The proceedings were recorded by a certified court reporter.

Upon consideration of the evidence presented, the Board adopted the following Findings of Fact and Conclusions of Law.

FINDINGS OF FACT

1. Letta J. Hall was issued License No. 0002-063730 to practice practical nursing in the Commonwealth of Virginia on July 23, 2002. Said license was summarily suspended by an Order of the Board entered on February 12, 2008.
2. On November 13, 2007, while on duty at Heritage Hall – Clintwood, Clintwood, Virginia, Ms. Hall exhibited progressively sluggish behavior with difficulty concentrating and completing tasks. A review of patient charting by Ms. Hall for that day revealed chaotic, inaccurate and inappropriate information documented. Testimony was provided that Ms. Hall's reaction was a result of an accidental, first-time ingestion of her husband's Methadone 10 mg tablets (schedule II) that were dissolved in an open soda bottle. On November 14, 2007, Ms. Hall submitted to a random urine drug screen which tested positive for methadone and propoxyphene (schedule IV). She did not have valid prescriptions for either of these

medications. When Ms. Hall's employer agreed to her request that she be re-tested, Ms. Hall refused and said she would prefer to resign.

3. On December 7, 2007, Ms. Hall submitted to a random urine drug screen which tested positive for Benzodiazepines, specifically Oxazepam; and Opiates, specifically Hydromorphone and Hydrocodone. She did not have prescriptions for Oxazepam and Hydromorphone drugs.

4. Over a nine-month period between January and November 2007, Ms. Hall was dispensed 24 prescriptions from six different pharmacies, authorized by nine different prescribers. On September 24 and 25, 2007, Ms. Hall filled two prescriptions for 6 and 40 tablets of Hydrocodone/APAP respectively, written by different prescribers from two different pharmacies.

CONCLUSIONS OF LAW

The Board concludes that Findings of Fact #2 and #3 constitute violations of § 54.1-3007(5) and (6) of the Code.

ORDER

WHEREFORE, the Virginia Board of Nursing, effective upon entry of this Order, hereby ORDERS as follows:

1. License No. 0002-063730 issued to Letta J. Hall to practice practical nursing in the Commonwealth of Virginia, is hereby CONTINUED on INDEFINITE SUSPENSION. Said suspension shall be STAYED upon proof that Ms. Hall has entered into a Recovery Monitoring Contract with the Health Practitioners' Intervention Program ("HPIP") and upon the condition that she remain compliant with the terms of a Recovery Monitoring Contract with the HPIP and the following terms and conditions:

- a. Ms. Hall shall comply with all terms and conditions for the period specified by the HPIP.
- b. Any violation of the terms and conditions stated in this Order shall be reason for summarily rescinding the stay of indefinite suspension of the license of Ms. Hall, and an administrative proceeding shall be held to decide whether her license shall be revoked. The stay of indefinite suspension may

be summarily rescinded at such time the Board is notified that:

i. Ms. Hall is not in compliance with the terms and conditions specified by the HPIP, or has been terminated from participation in the HPIP, or

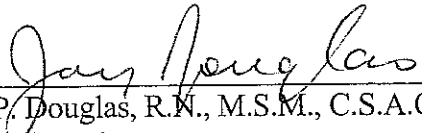
ii. There is a pending investigation or unresolved allegation involving a violation of law, regulation or any term or condition of this Order.

2. Upon receipt of evidence of Ms. Hall's participation in and successful completion of the terms specified by the HPIP, the Committee, at its discretion, may waive Ms. Hall's appearance before the Committee, and conduct an administrative review of this matter.

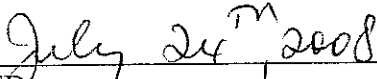
3. This Order shall be applicable to Ms. Hall's multistate licensure privileges, if any, to practice practical nursing in the Commonwealth of Virginia. It is further ordered that for the duration of this Order, Ms. Hall may not work outside of the Commonwealth of Virginia pursuant to a multistate licensure privilege without the written permission of the Virginia Board of Nursing and the Board of Nursing in the party state where she wishes to work.

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.

FOR THE BOARD



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



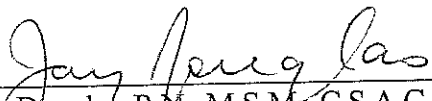
ENTERED

NOTICE OF RIGHT TO APPEAL

As provided by Rule 2A:2 of the Supreme Court of Virginia, you have 30 days from the date you are served with this Order in which to appeal this decision by filing a Notice of Appeal with Jay P. Douglas, R.N., M.S.M., C.S.A.C., Executive Director, Board of Nursing, 9960 Mayland Drive, Suite 300, Richmond, Virginia 23233. The service date shall be defined as the date you actually received this decision or the date it was mailed to you, whichever occurred first. In the event this decision is served upon you by mail, three days are added to that period.

Certificate of Service

I hereby certify that a true copy of the foregoing Order was mailed on this day to Letta J. Hall, at 5466 Bartlick Road, Haysi, Virginia 24256, and to Karel B. Ryan, Esq., at 126 West Main Street, Tazewell, Virginia 24651.



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

DATE July 24th, 2008