

VIRGINIA:

BEFORE THE BOARD OF NURSING

**IN RE: ERIN N. EVERITT, R.N.
License No.: 0001-208301**

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 September 14, 2015, in Henrico County, Virginia, to inquire into evidence that Erin N. Everitt, R.N. may have violated certain laws governing professional nursing practice in Virginia and certain terms and conditions imposed on her, as set forth in the Order of the Board entered on January 27, 2015. The case was presented by Amy E. Weiss, Adjudication Specialist, Administrative Proceedings Division. James Rutkowski, Assistant Attorney General, was present as legal counsel for the Board. Ms. Everitt was not present and was not represented by legal counsel. 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. Erin N. Everitt, R.N. was issued License No. 0001-208301 to practice nursing by the Virginia Board of Nursing on July 19, 2007. Said license was indefinitely suspended by Order of the Board on January 27, 2015, with the suspension stayed contingent on certain conditions. The stay was summarily rescinded on May 12, 2015. Ms. Everitt's primary state of residence is Virginia.
2. Based upon the representations of Amy Weiss, Adjudication Specialist, and Commonwealth's Exhibit #1, the Notice of Formal Hearing, Statement of Particulars and Affidavit of Mailing, the presiding officer ruled that adequate notice was provided to the respondent and the hearing proceeded in her absence.
3. By Order of the Board of Nursing entered December 14, 2010, the Board took no action against Ms. Everitt's license contingent upon Ms. Everitt's compliance with the Health Practitioners' Monitoring

Program (“HPMP”). By Order of the Board of Nursing entered January 27, 2015, the Board suspended Ms. Everitt’s license and stayed the suspension contingent on Ms. Everitt’s entry into and compliance with the HPMP based on findings of noncompliance with the HPMP, impairment, and falsification of information on an employment application.

4. Ms. Everitt signed a Participation Contract with the HPMP on November 16, 2014. She failed to complete the substance abuse and mental health assessment required by the HPMP. Ms. Everitt failed to respond to HPMP communications after January 29, 2015.

5. Ms. Everitt resigned from the HPMP effective April 27, 2015.

6. Ms. Everitt told an investigator from the Department of Health Professions that she perceived her enrollment in the HPMP was unnecessary because she had never had a substance abuse problem and that she could not afford the required treatment and reports.

7. Ms. Everitt failed to provide the investigator with any current employment information.

CONCLUSIONS OF LAW

Findings of Fact Nos. 4 and 5 constitute a violation of Term No. 4 of the Board’s Order entered January 27, 2015, and § 54.1-3007(6) of the Code.

ORDER

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

1. Erin N. Everitt, R.N. is hereby REPRIMANDED.

2. License No. 0001-208301 issued to Erin N. Everitt, R.N. to practice professional nursing in the Commonwealth of Virginia is hereby INDEFINITELY SUSPENDED.

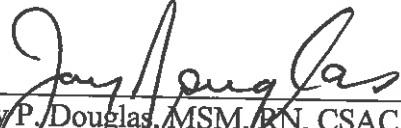
3. The license of Erin N. Everitt, R.N. will be recorded as SUSPENDED. Should Ms. Everitt seek reinstatement of her license consistent with this Order, she shall be responsible for any fees that may be required for the reinstatement of her license privilege prior to issuance of her license to resume practice.

4. At such time as Ms. Everitt shall petition the Board for reinstatement of her license, an administrative proceeding will be convened to determine whether she is able to return to the safe and competent practice of professional nursing.

5. This Order shall be applicable to Ms. Everitt's multistate licensure privileges, if any, to practice professional nursing.

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, MSM, RN, CSAC, FRE
Executive Director
Virginia Board of Nursing

September 29th, 2015
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, MSM, RN, CSAC, FRE, Executive Director, Board of Nursing, 9960 Mayland Drive, Suite 300, Henrico, 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.

Certified True Copy

By 
Virginia Board Of Nursing