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JAN 21 2015

VA BD OF NURSING

COMMONWEALTH of VIRGINIA

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

David E. Brown, D.C.  
Director

January 20, 2015

Janet M. Saunders  
5108 Strawberry Farms Boulevard  
Gahanna, OH 43230

**CERTIFIED MAIL**  
**DUPLICATE COPY**  
**VIA FIRST CLASS MAIL**

RE: License No.: 0001-241475

DATE 1/20/15

Dear Ms. Saunders:

Pursuant to Section 54.1-2409 of the Code of Virginia (1950), as amended, ("Code"), you are hereby given notice that your license to practice nursing in the Commonwealth of Virginia has been mandatorily suspended by the enclosed Order entered January 20, 2015. You are hereby advised that, pursuant to Section 54.1-2409.1 of the Code, any person who practices a profession or occupation after having their license or certificate to do so suspended shall be guilty of a felony. Please return your license to Jay P. Douglas, Executive Director of the Virginia Board of Nursing, at the above address, immediately upon receipt of this letter.

Section 54.1-2409 of the Code further provides that you may apply to the Board of Nursing ("Board") for reinstatement of your license, and shall be entitled to a hearing not later than the next regular meeting of the Board after the expiration of sixty days from the receipt of such reinstatement application. You have the following rights, among others: to be represented by legal counsel, to have witnesses subpoenaed on your behalf, to present documentary evidence and to cross-examine adverse witnesses. The reinstatement of your license shall require the affirmative vote of three-fourths of the members present of the Board of Nursing.

Should you wish to petition the Board of Nursing for reinstatement of your license, contact Jay P. Douglas, Executive Director, at the above address or (804) 367-4599.

Sincerely,

Jaime H. Hoyle, Esquire, Chief Deputy Director  
Department of Health Professions

cc: Shakeba DuBose, Esquire  
Enclosures  
Case # 160940

**VIRGINIA:**

**BEFORE THE DEPARTMENT OF HEALTH PROFESSIONS**

**IN RE: JANET M. SAUNDERS, R.N.  
License No.: 0001-241475**

**ORDER**

In accordance with Section 54.1-2409 of the Code of Virginia (1950), as amended, ("Code"), I, Jaime H. Hoyle, Esquire, Chief Deputy Director of the Virginia Department of Health Professions, received and acted upon evidence that the license of Janet M. Saunders, R.N., to practice nursing in the State of Ohio was suspended by an Adjudication Order effective November 21, 2014. A certified copy of the Adjudication Order is attached to this Order and is marked as Commonwealth's Exhibit No. 1.

WHEREFORE, by the authority vested in the Director of the Department of Health Professions pursuant to Section 54.1-2409 of the Code, it is hereby ORDERED that the license of Janet M. Saunders, R.N., to practice nursing in the Commonwealth of Virginia be, and hereby is, SUSPENDED.

Upon entry of this Order, the license of Janet M. Saunders, R.N., will be recorded as suspended and no longer current. Should Ms. Saunders seek reinstatement of her license pursuant to Section 54.1-2409 of the Code, she shall be responsible for any fees that may be required for the reinstatement and renewal of her license prior to issuance of her license to resume practice.

Pursuant to Sections 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 a public record and shall be made available for public inspection and copying upon request.

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

*Jaime H. Hoyle*  
Jaime H. Hoyle, Esquire, Chief Deputy Director  
Department of Health Professions

ENTERED: *1/20/2015*



# COMMONWEALTH of VIRGINIA

David E. Brown, D.C.  
Director

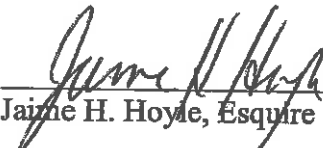
## Department of Health Professions

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

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### CERTIFICATION OF DUPLICATE RECORDS

I, Jaime H. Hoyle, Esquire, Chief Deputy Director of the Department of Health Professions, hereby certify that the attached Adjudication Order effective November 21, 2014, regarding Janet M. Saunders, R.N., is a true copy of the records received from the State of Ohio Board of Nursing.

  
\_\_\_\_\_  
Jaime H. Hoyle, Esquire

Date: 1/20/2015



# Ohio Board of Nursing

www.nursing.ohio.gov

17 South High Street, Suite 400 • Columbus, Ohio 43215-7410 • (614) 466-3947

## BEFORE THE OHIO BOARD OF NURSING

IN THE MATTER OF:

CASE # 13-001410

JANET M. SAUNDERS, R.N.

### ADJUDICATION ORDER

This matter came for consideration before the Ohio Board of Nursing (hereinafter "Board") on November 21, 2014. At such time the Board verified that it reviewed the following materials prior to consideration of this matter:

Hearing Transcript; State's Exhibits; Respondent's Exhibits; Hearing Examiner's Report and Recommendation; and the Respondent's Objections to the Report and Recommendation.

Beth A. Hogon was the Hearing Examiner designated in this matter pursuant to Section 119.09, Ohio Revised Code (ORC). *A true copy of the Report and Recommendation of Beth A. Hogon is attached hereto and incorporated herein.*

On this date, the Board accepted all of the Findings of Fact, Conclusions of Law, and the Recommendation in the Hearing Examiner's Report and Recommendation, and ORDERED that JANET M. SAUNDERS's license to practice nursing as a registered nurse in the State of Ohio be suspended for an indefinite period of time but not less than three (3) months with the conditions for reinstatement set forth below, and following reinstatement, MS. SAUNDERS's license to practice nursing as a registered nurse shall be subject to a stayed suspension under the probationary terms and restrictions set forth below for a minimum period of one (1) year, including the **Temporary Practice Restrictions** set forth below.

#### REQUIREMENTS AND CONDITIONS FOR REINSTATEMENT

1. MS. SAUNDERS shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. MS. SAUNDERS shall appear in person for interviews before the full Board or its designated representative as requested by the Board or its designee.
3. Prior to requesting reinstatement by the Board, MS. SAUNDERS shall submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of MS. SAUNDERS, including a check of Federal Bureau of

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CERTIFIED TO BE A TRUE COPY

OHIO BOARD OF NURSING



Investigation (FBI) records, and shall cause BCII to submit MS. SAUNDERS's criminal records check reports to the Board. A request for reinstatement will not be considered by the Board until the completed criminal records check, including the FBI check, has been received by the Board.

4. **Prior to requesting reinstatement by the Board, MS. SAUNDERS** shall, in addition to the requirements of licensure renewal, successfully complete and submit satisfactory documentation of successful completion of the following continuing education taken subsequent to the effective date of this Order: two (2) hours of Ohio Nursing Law and Rules, five (5) hours of Ethics, five (5) hours of Professionalism, five (5) hours of Veracity in Nursing, five (5) hours of Documentation, and five (5) hours of Patient Rights.

#### **Reporting Requirements of MS. SAUNDERS**

5. **MS. SAUNDERS** shall sign release of information forms allowing health professionals and other organizations to submit requested documentation or information directly to the Board.
6. **MS. SAUNDERS** shall submit any and all information that the Board may request regarding her ability to practice according to acceptable and prevailing standards of safe nursing practice.
7. **MS. SAUNDERS** shall not submit or cause to be submitted any false, misleading, or deceptive statements, information, or documentation to the Board or to employers or potential employers.
8. **MS. SAUNDERS** shall submit the reports and documentation required by this Order on forms specified by the Board. All reporting and communications required by this Order shall be made to the Compliance Unit of the Board.
9. **MS. SAUNDERS** shall submit the reports and documentation required by this Order to the attention of the Compliance Unit, Ohio Board of Nursing, 17 South High Street, Suite 400, Columbus, OH 43215-7410.
10. **MS. SAUNDERS** shall verify that the reports and documentation required by this Order are received in the Board office.
11. **MS. SAUNDERS** shall inform the Board within five (5) business days, in writing, of any change in address and/or telephone number.

#### **DURATION**

The Board may only alter the indefinite suspension imposed if: (1) **MS. SAUNDERS** submits a written request for reinstatement; (2) the Board determines that **MS. SAUNDERS** has complied with all conditions of reinstatement; and (3) the Board determines that **MS. SAUNDERS** is able

to practice according to acceptable and prevailing standards of safe nursing care based upon an interview with **MS. SAUNDERS** and review of the documentation specified in this Order.

**Following reinstatement, the suspension shall be stayed and MS. SAUNDERS's license shall be subject to the following probationary terms and restrictions for a minimum period of one (1) year.**

1. **MS. SAUNDERS** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. SAUNDERS** shall appear in person for interviews before the full Board or its designated representative as requested by the Board or its designee.

#### **Employment Conditions**

3. Prior to accepting employment as a nurse, each time with every employer, **MS. SAUNDERS** shall **notify the Board, in writing.**
4. **MS. SAUNDERS** is under a continuing duty to provide a copy of this Order and the Notice of Opportunity for Hearing to any new employer **prior to accepting nursing employment.** **MS. SAUNDERS** shall have her employer(s), if working in a position where a nursing license is required, submit written reports regarding job performance on a quarterly basis **beginning within thirty (30) days of accepting nursing employment.** **MS. SAUNDERS** shall have her employer(s) send documentation to the Board, along with the first employer report, of receipt of a copy of this Order and the Notice of Opportunity for Hearing, including the date they were received.
5. **Upon request of the Board or its designee, MS. SAUNDERS** shall, **prior to working in a position where a nursing license is required,** complete and submit satisfactory documentation of completion of a nursing refresher course or an extensive orientation approved in advance by the Board or its designee.

#### **Reporting Requirements of MS. SAUNDERS**

6. **MS. SAUNDERS** shall sign releases of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.
7. **MS. SAUNDERS** shall submit any and all information that the Board may request regarding her ability to practice according to acceptable and prevailing standards of safe nursing practice.
8. **MS. SAUNDERS** shall not submit or cause to be submitted any false, misleading, or deceptive statements, information, or documentation to the Board or to employers or potential employers.

9. **MS. SAUNDERS** shall submit the reports and documentation required by this Order on forms specified by the Board. All reporting and communications required by this Order shall be made to the Compliance Unit of the Board.
10. **MS. SAUNDERS** shall submit the reports and documentation required by this Order or any other documents required by the Board to the attention of the Compliance Unit, Ohio Board of Nursing, 17 South High Street, Suite 400, Columbus, OH 43215-7410.
11. **MS. SAUNDERS** shall verify that the reports and documentation required by this Order are received in the Board office.
12. **MS. SAUNDERS** shall inform the Board within five (5) business days, in writing, of any change in employment status or of any change in residential or home address or telephone number.

#### **Temporary Practice Restrictions**

**MS. SAUNDERS** shall not practice nursing as a registered nurse (1) for agencies providing home care in the patient's residence; (2) for hospice care programs providing hospice care in the patient's residence; (3) for staffing agencies or pools; (4) as an independent provider where the nurse provides nursing care and is reimbursed for services by the State of Ohio through State agencies or agents of the State; or (5) for an individual or group of individuals who directly engage **MS. SAUNDERS** to provide nursing services for fees, compensation, or other consideration or as a volunteer.

**MS. SAUNDERS** shall not function in a position or employment where the job duties or requirements involve management of nursing and nursing responsibilities, or supervising and evaluating nursing practice. Such positions include, but are not limited to, the following: Director of Nursing, Assistant Director of Nursing, Nurse Manager, Vice President of Nursing.

#### **FAILURE TO COMPLY**

**The stay of MS. SAUNDERS's suspension shall be lifted and MS. SAUNDERS's license to practice nursing as a registered nurse will be automatically suspended if it appears to the Board that MS. SAUNDERS has violated or breached any terms or conditions of this Order. Following the automatic suspension, the Board shall notify MS. SAUNDERS via certified mail of the specific nature of the charges and automatic suspension of her license. Upon receipt of this notice, MS. SAUNDERS may request a hearing regarding the charges.**

#### **DURATION**

The Board may only alter the probationary period imposed by this Order if: (1) the Board determines that **MS. SAUNDERS** has complied with all aspects of this Order; and (2) the Board determines that **MS. SAUNDERS** is able to practice according to acceptable and prevailing standards of safe nursing care without Board monitoring, based upon an interview with **MS. SAUNDERS** and review of the reports as required herein. Any period during which **MS.**

**SAUNDERS** does not work in a position for which a nursing license is required shall not count toward fulfilling the probationary period imposed by this Order.

This ORDER shall become effective immediately and is hereby entered upon the Journal of the Board for the 21st day of November, 2014.



## TIME AND METHOD TO PERFECT AN APPEAL

Any party desiring to appeal shall file a Notice of Appeal with the Ohio Board of Nursing, 17 S. High St., Suite 400, Columbus OH 43215-7410, setting forth the order appealed from and stating that the agency's order is not supported by reliable, probative, and substantial evidence and is not in accordance with law. The notice of appeal may, but need not, set forth the specific grounds of the party's appeal.

A copy of such Notice of Appeal shall also be filed by the appellant with the Franklin County Court of Common Pleas, Columbus, Ohio. In filing a notice of appeal with the agency or court, the notice that is filed may be either the original notice or a copy of the original notice. Such notices of appeal shall be filed within fifteen (15) days after the mailing of the notice of the Ohio Board of Nursing's Order as provided in Section 119.12 of the Ohio Revised Code.

## CERTIFICATION

The State of Ohio  
County of Franklin

I, the undersigned Betsy J. Houchen, Executive Director for the Ohio Board of Nursing, hereby certify that the foregoing is a true and exact reproduction of the original Order of the Ohio Board of Nursing entered on its Journal, on the 21st day of November, 2014.

  
Betsy J. Houchen, R.N., M.S., J.D.  
Executive Director

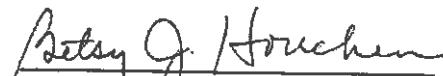
November 21, 2014  
Date

(SEAL)

## CERTIFICATE OF SERVICE

I hereby certify that a true and accurate copy of the foregoing Order, concerning JANET M. SAUNDERS, was sent via certified mail, return receipt requested, this 8th day of December, 2014 to JANET M. SAUNDERS, 5108 Strawberry Farms Blvd., Gahanna, OH 43230; and to her attorney, Shakeba DuBose, The DuBose Law Firm, LLC, 20 South Third Street, Suite 201, Columbus, OH 43215.

I also certify that a copy of the same was sent via regular U.S. mail this 8th day of December, 2014 to Lamont Pugh, SAC, Sanctions & Exclusions, Department of Health and Human Services, Office of Inspector General, Office of Investigations, P.O. Box 81020, Chicago, IL 60601-81020.

  
Betsy J. Houchen, R.N., M.S., J.D.  
Executive Director

bah

cc: Henry G. Appel, Principal Assistant Attorney General  
Shakeba DuBose, Esq.

Certified Mail Receipt No. 7014 1200 0001 3644 1637  
Attorney Certified Mail Receipt No. 7014 1200 0001 3644 1644