

VIRGINIA:

BEFORE THE COMMITTEE OF THE JOINT BOARDS OF NURSING AND MEDICINE

IN RE: RAHSHEDA R. BAKER, L.N.P.
License Nos.: 0024-169971, 0017-140530

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”), Rahsheda R. Baker, L.N.P., who holds License No. 0024-169971 to practice as a nurse practitioner in Virginia and Prescriptive Authority No. 0017-140530, which expire on August 31, 2015, is hereby given notice that a formal administrative hearing will be held in the presence of a panel of the Board of Nursing and quorum of the Committee of the Joint Boards (“Committee of the Joint Boards”). The hearing will be held on December 10, 2014, at 10:30 a.m., at the offices of the Department of Health Professions, Perimeter Center, 9960 Mayland Drive, Suite 201, Henrico, Virginia 23233, at which time Ms. Baker will be afforded the opportunity to be heard in person or by counsel.

At the hearing, Ms. Baker 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. Baker 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 Ms. Baker may have violated certain laws and regulations governing the practice of nurse practitioners in Virginia, as more fully set forth in the Statement of Particulars below.

STATEMENT OF PARTICULARS

The Board alleges that:

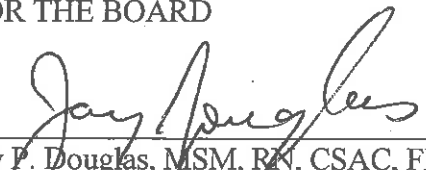
1. Rahsheda R. Baker, L.N.P., may have violated §§ 54.1-3007(3), (5) and (8) and 54.1-3008(A)(2) of the Code, 18 VAC 90-30-160 and 90-30-220(4) and (6) of the Regulations Governing the Licensure of Nurse Practitioners and 18 VAC 90-40-121 and 90-40-130(A)(1) of the Regulations for Prescriptive Authority for Nurse Practitioners in that from on or about September 1, 2013 to on or about November 24, 2013, Ms. Baker practiced as a nurse practitioner and wrote prescriptions on an expired license.
2. Ms. Baker may have violated §§ 54.1-3007(2), (5) and (8), and 54.1-3303(A) of the Code, 18 VAC 90-30-220(3), (4) and (6) of the Regulations Governing the Licensure of Nurse Practitioners and 18 VAC 90-40-121 and 90-40-130(A)(1) of the Regulations for Prescriptive Authority for Nurse Practitioners in that from on or about October 3, 2012 to on or about October 8, 2013, Ms. Baker treated Individual A without a bona fide practitioner-patient relationship and prescribed the following medications: oxycodone, oxymorphone and meperidine, all Schedule II controlled substances, and phentermine, Ambien (zolpidem), Ativan (lorazepam), Lunesta (eszopiclone) and diazepam, all Schedule IV controlled substances.
3. Ms. Baker may have violated §§ 54.1-3007(2), (3), (5), (6) and (8) and 54.1-3303(A) of the Code, 18 VAC 90-30-220(4), (5) and (6) of the Regulations Governing the Licensure of Nurse Practitioners, 18 VAC 90-40-121 and 90-40-130(A)(1) of the Regulations for Prescriptive Authority for Nurse Practitioners and 18 VAC 90-20-300(A)(2)(c) and (e) of the Regulations Governing the Practice of Nursing in that from on or about June 13, 2013 to October 8, 2013, Ms. Baker wrote prescriptions for meperidine, temazepam and diazepam in the name of Individual A and kept the medications for herself, as evidenced by the following: On or about August 15, 2013, during an appointment with her primary care physician, and on

or about September 10, 2013, during a psychological evaluation, Ms. Baker reported that Individual A was deployed in Germany and would be returning in December 2013.

4. Ms. Baker may have violated § 54.1-2957(B) and 54.1-3007(5) and (8) of the Code and 18 VAC 90-30-220(4) and (6) of the Regulations Governing the Licensure of Nurse Practitioners, 18 VAC 90-40-121 and 90-40-130(A)(1) of the Regulations for Prescriptive Authority for Nurse Practitioners and 18 VAC 90-20-300(A)(2)(e) of the Regulations Governing the Practice of Nursing in that on or about May 23, 2013, Ms. Baker wrote a prescription for Locoid cream and on or about June 13, 2013, she wrote a prescription for meperidine for Individual A, using a prescription pad from her former employer; however, Individual A was not a patient of that practice.

5. Ms. Baker may have violated § 54.1-3007(6) of the Code and 18 VAC 90-30-220(5) of the Regulations Governing the Licensure of Nurse Practitioners in that she may be unable to safely practice as a nurse practitioner due to substance abuse and physical and/or mental illness which requires medication and treatment. Further, on or about June 20, 2013, Ms. Baker acknowledged using medications that were not prescribed for her and writing prescriptions for herself. On several occasions between in or about April 2013 and on or about February 13, 2014, several practitioners recommended inpatient substance abuse treatment and individual psychotherapy; however, Ms. Baker refused said treatment.

FOR THE BOARD



Jay P. Douglas, MSM, RN, CSAC, FRE
Executive Director for the
Board of Nursing

ENTERED: November 13, 2014TM