

VIRGINIA:

BEFORE THE BOARD OF NURSING

**IN RE: MARY POWERS, L.P.N.
License No.: 0002-069653**

ORDER

Pursuant to §§ 2.2-4019, 2.2-4021, and 54.1-2400(10) of the Code of Virginia (1950), as amended (“Code”), a Special Conference Committee (“Committee”) of the Virginia Board of Nursing (“Board”) met on December 15, 2014, in Henrico County, Virginia, to inquire into evidence that Mary Powers, L.P.N., may have violated certain laws governing nursing practice in Virginia. Ms. Powers was present and was not represented by counsel.

Upon consideration of the evidence, the Committee adopts the following Findings of Fact and Conclusions of Law.

FINDINGS OF FACT

1. Mary Powers, L.P.N., was issued License No. 0002-069653 to practice practical nursing in the Commonwealth of Virginia on August 31, 2004. Said license expires on August 31, 2015. Ms. Powers’ primary state of residence is Virginia.
2. By letter dated November 20, 2014, the Board of Nursing sent a Notice of Informal Conference (“Notice”) to Ms. Powers notifying her that an informal conference would be held on December 15, 2014. The Notice was sent by certified and first class mail to 12105 Cattail Road, New Kent, Virginia 23124, the address of record on file with the Board of Nursing.
3. On March 9, 2014, during the course of her employment with Ashland Nursing and Rehabilitation Center, Ashland, Virginia, by her own admission, Ms. Powers spoke in a loud and inappropriate manner to Resident A, who is cognitively impaired, in an attempt to redirect the resident.

4. Ms. Powers stated to the Committee that the resident thought that her child was in a car outside of the facility and she was trying to exit the building.

5. Ms. Powers stated to the Committee that she had overslept and was late coming to work that night. She stated that her anxiety was heightened and understands that she handled the situation the wrong way.

CONCLUSIONS OF LAW

Finding of Fact No. 3 constitutes a violation of § 54.1-3007(5) of the Code.

ORDER

On the basis of the foregoing, the Committee hereby ORDERS as follows:

1. Mary Powers, L.P.N., is hereby REPRIMANDED.
2. Ms. Powers shall maintain a course of conduct in her capacity as a practical nurse commensurate with the requirements of § 54.1-3000 *et seq.* of the Code and the Board of Nursing Regulations.

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.

Pursuant to Section 54.1-2400(10) of the Code, Ms. Powers may, not later than 5:00 p.m., on **January 25, 2015**, notify Jay P. Douglas, M.S.M., R.N., C.S.A.C., F.R.E., Executive Director, Board of Nursing, 9960 Mayland Drive, Suite 300, Henrico, Virginia 23233, in writing that she desires a formal administrative hearing before the Board. Upon the filing with the Executive Director of a request for the hearing, this Order shall be vacated.

FOR THE COMMITTEE:

Gloria Mitchell
for Jay P. Douglas, M.S.M., R.N., C.S.A.C., F.R.E.
Executive Director, Virginia Board of Nursing

ENTERED: *December 23rd, 2014*

This Order shall become final on **January 25, 2015**, unless a request for a formal administrative hearing is received as described above.

Certified True Copy

By *U. Robinson-Horner*
Virginia Board of Nursing