

VIRGINIA:

BEFORE THE BOARD OF NURSING

IN RE: DEBRA O. CAPOBIANCO, R.N.
License No.: 0001-134009

CONSENT ORDER

The Virginia Board of Nursing ("Board") and Debra O. Capobianco, R.N., as evidenced by her signature hereto, enter into the following Consent Order affecting Ms. Capobianco's license to practice professional nursing in Virginia.

The Board adopts the following Findings of Fact and Conclusions of Law.

FINDINGS OF FACT

1. Debra O. Capobianco, R.N., was issued License No. 0001-134009 to practice professional nursing by the Virginia Board of Nursing on September 15, 1993. Said license is set to expire on October 31, 2014. Her primary state of residence is Virginia.

2. Ms. Capobianco was hospitalized at Carilion St. Albans Hospital from June 5 to June 9, 2014, for adjustment disorder with depressed and anxious mood, and from May 8 to May 13, 2014, for bipolar disorder. She had previous mental health hospitalizations in 2011, 2002 and 2001. Ms. Capobianco continues to receive outpatient mental health treatment.

3. Ms. Capobianco reported that she has not practiced nursing for five years and has no plans to return to work.

CONCLUSIONS OF LAW

Finding of Fact No. 2 constitutes a violation of § 54.1-3007(6) of the Code of Virginia (1950), as amended ("Code").

CONSENT

Debra O. Capobianco, R.N., by affixing her signature hereon, agrees to the following:

1. She has been advised to seek advice of counsel prior to signing this document;
2. She acknowledges that without her consent, no legal action can be taken against her except pursuant to the Virginia Administrative Process Act, § 2.2-4000(A) *et seq.* of the Code;
3. She acknowledges that she has the following rights, among others: the right to an informal fact finding conference before the Board, the right to reasonable notice of said hearing, the right to representation by counsel, and the right to cross-examine witnesses against her;
4. She waives all such right to an informal conference;
5. She admits to the Findings of Fact and Conclusions of Law contained herein and waives her right to contest such Findings of Fact and Conclusions of Law in any subsequent proceeding before the Board;
6. She consents to the entry of the following Order affecting her right to practice professional nursing in Virginia.

ORDER

WHEREFORE, on the basis of the foregoing, the Virginia Board of Nursing, effective upon entry of this Order, and in lieu of further proceedings, hereby ORDERS as follows:

1. The Board ACCEPTS the VOLUNTARY SURRENDER for INDEFINITE SUSPENSION of the license of Debra O. Capobianco, R.N., to practice professional nursing in the Commonwealth of Virginia.
2. The license will be recorded as suspended and no longer current.
3. At such time as Ms. Capobianco shall petition the Board for reinstatement of her license, an administrative proceeding will be convened to determine whether she is capable of resuming the safe and

competent practice of professional nursing. Ms. Capobianco shall be responsible for any fees that may be required for the reinstatement and renewal of the license prior to issuance of the license to resume practice.

4. This suspension applies to any multistate privilege 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 upon request.

FOR THE BOARD

Jane Ingalls
Jane Ingalls, R.N., Ph.D. 11-18-14
President, Virginia Board of Nursing

SEEN AND AGREED TO:

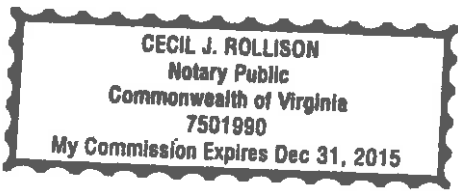
Debra O. Capobianco R.N.
Debra O. Capobianco, R.N.

COMMONWEALTH OF VIRGINIA,
COUNTY/CITY OF Montgomery, TO WIT:

Subscribed and sworn to before me, Cecil J. Rollison, a Notary Public, this 23rd day of October, 2014.

My commission expires 12-31-2015.

Registration Number 7501990.



Cecil J. Rollison
NOTARY PUBLIC

Certified True Copy
By C. Robinson-Howes
Virginia Board of Nursing