

**VIRGINIA:**

**BEFORE THE BOARD OF NURSING**

**IN RE:       ASHLEY RAY LYNCH MCGHEE, L.P.N. REINSTATEMENT APPLICANT**  
**License No.: 0002-063701**

**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 April 20, 2015, in Henrico County, Virginia, to receive and act upon Ashley Ray Lynch McGhee’s application for reinstatement of her license to practice practical nursing in Virginia. Ms. McGhee 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. Ashley Ray Lynch McGhee was issued License No. 0002-063701 to practice practical nursing in the Commonwealth of Virginia on May 8, 2002. Said license was suspended by Order of the Board entered on October 22, 2014. Ms. McGhee’s primary state of residence is Virginia.
2. By letter dated March 20, 2015, the Board of Nursing sent a Notice of Informal Conference (“Notice”) to Ms. McGhee notifying her that an informal conference would be held on April 20, 2015. The Notice was sent by certified and first class mail to 6368 Baxter Road, Disputanta, Virginia 23842, the address of record on file with the Board of Nursing.
3. Ms. McGhee submitted an application for reinstatement of her license to practice practical nursing which was received by the Board on November 24, 2014.

4. By Order of the Board entered October 22, 2014, Ms. McGhee's license was indefinitely suspended based on findings of mental illness from multiple inpatient admissions and diagnoses of bipolar disorder, major depressive disorder, and alcohol abuse.

5. On August 26, 2014, Ms. McGhee entered inpatient treatment for alcohol dependence at Melrose Community Medical Clinic, Calabasa, California. Ms. McGhee was discharged from the program with a fair prognosis after completing treatment on November 25, 2014.

6. Ms. McGhee relapsed on November 26, 2014. She stated her date of sobriety was November 27, 2014.

7. Ms. McGhee returned to Melrose Community Medical Clinic and received inpatient treatment from December 2, 2014 through January 14, 2015, when she left against advice of staff. Ms. McGhee stated she left to attend her great-grandmother's funeral.

8. Ms. McGhee stated she attends AA meetings four to five times a week. Ms. McGhee has not found a sponsor in Virginia yet, but she has continued to speak to her sponsor from California. Ms. McGhee completed her 12 steps while in California. She has been reworking the 12 steps again since her relapse. She sees a psychiatrist monthly and is scheduled to begin seeing a therapist on April 21, 2015. Ms. McGhee is currently prescribed Welbutrin 400mg, Topomax 100mg, and Clonidine .2mg.

9. Ms. McGhee currently works as an in-home care aide at a private residence.

10. Ms. McGhee stated she was willing to enter the Health Practitioners' Monitoring Program ("HPMP").

#### **CONCLUSIONS OF LAW**

Based on the above Findings of Fact, the Committee concludes that Ms. McGhee has demonstrated that she is able to resume the safe and competent practice of nursing with monitoring from the HPMP.

**ORDER**

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

1. The license of Ashley Ray Lynch McGhee, L.P.N. is hereby REINSTATED contingent on her entry into and compliance with the HPMP. Upon entry into the Health Practitioners' Monitoring Program ("HPMP"), the license of Ms. McGhee to practice professional nursing in the Commonwealth of Virginia shall be reinstated. This license will be a Virginia only license. Thereafter, she shall continue to comply with all the terms of the HPMP for the period specified by the HPMP.

2. This order shall be applicable to Ms. McGhee's multistate licensure privilege, if any, to practice professional nursing in the Commonwealth of Virginia. For the duration of this Order, Ms. McGhee shall not work outside the Commonwealth of Virginia pursuant to a multistate licensure privilege without the written permission of the Virginia Board of Nursing and the Board of Nursing in the party state where Ms. McGhee wishes to work. Any request for out of state employment shall be directed, in writing, to the Executive Director of the Board.

3. Any violation of the terms and conditions stated in this Order shall be reason for revoking the license of Ms. McGhee, and an administrative proceeding shall be held to decide whether her license should be revoked. Ms. McGhee shall be noticed to appear before the Board at such time as the Board is notified that:

a. Ms. McGhee is not in compliance with the terms and conditions of the HPMP, or has been terminated from participation in the HPMP; or

b. There is a pending investigation or unresolved allegation against Ms. McGhee involving a violation of law or regulation or any term or condition of this Order.

c. Ms. McGhee has successfully completed the above-referenced period of participation in the HPMP. However, upon receipt of Ms. McGhee's participation in and compliance with the HPMP, the


Board, at its discretion, may waive Ms. McGhee's appearance before the Board and conduct an administrative review of this matter.

4. Ms. McGhee shall maintain a course of conduct in her capacity as a professional 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. McGhee may, not later than 5:00 p.m., on **June 2, 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:

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

ENTERED: April 30, 2015

This Order shall become final on **June 2, 2015**, unless a request for a formal administrative hearing is received as described above.

Certified True Copy  
  
By \_\_\_\_\_  
Virginia Board of Nursing