

VIRGINIA:

BEFORE THE BOARD OF NURSING

IN RE: CANDIE EDWARDS, L.P.N.
License No.: 0002-064203

ORDER

Pursuant to §§ 2.2-4020, 54.1-110 and 54.1-2400(11) of the Code of Virginia (1950), as amended ("Code"), a formal administrative hearing was held before a panel of the Board of Nursing ("Board") on September 17, 2014, in Henrico County, Virginia, to inquire into evidence that Candie Edwards, L.P.N., may have violated certain laws and regulations governing nursing practice in Virginia. The case was presented by Amanda E. M. Blount, Adjudication Specialist, Administrative Proceedings Division. James Rutkowski, Assistant Attorney General, was present as legal counsel for the Board. Ms. Edwards was present and was not represented by legal counsel. The proceedings were recorded by a certified court reporter.

Upon consideration of the evidence presented, the Board adopted the following Findings of Fact and Conclusions of Law.

FINDINGS OF FACT

1. Candie Edwards, L.P.N., was issued License No. 0002-064203 to practice practical nursing by the Virginia Board of Nursing on May 22, 2002. Said license is set to expire on March 31, 2015. Her primary state of residence is Virginia.
2. On May 10, 2013, during the course of her employment with Interim Healthcare and Hospice, Virginia Beach, Virginia ("Interim Healthcare"), while assigned to provide in-home care to Client A, Ms. Edwards administered Robitussin to the client without a physician's order. She then had Robitussin added to the client's continuing medication record without a physician's order. As a result, Ms. Edwards' employment was terminated on May 28, 2013.

3. On unknown dates, during the course of her employment with Interim Healthcare, Ms. Edwards slept while providing care to Client A.

4. On March 26, 2011, during the course of her employment with Bay Lake Retirement and Assisted Living, Virginia Beach, Virginia, Ms. Edwards failed to perform CPR on Resident A, who was not breathing and was unresponsive. As a result, Ms. Edwards' employment was terminated on March 31, 2011.

5. During the course of her employment with the Memory Center, Virginia Beach, Virginia:

a. In April 2012, Ms. Edwards incorrectly transcribed an order for Thera onto Resident C's medication administration record.

b. On March 5, 2012, Ms. Edwards failed to transcribe an order for Coumadin onto Resident D's medication administration record.

6. Ms. Edwards suffers from substance abuse and mental illness which requires medication and treatment, and for which she was hospitalized on March 27, 2013, and April 2, 2013.

7. On March 27, 2013, Ms. Edwards submitted to a urine drug screen upon her admission to Sentara Obici Hospital, Virginia Beach, Virginia, which was positive for THC and benzodiazepines.

8. On April 2, 2013, Ms. Edwards submitted to a urine drug screen upon her admission to Sentara Obici Hospital, which was positive for cannabinoids.

9. On July 19, 2008, Ms. Edwards was convicted of public intoxication, a misdemeanor, in the Virginia Beach General District Court.

10. Ms. Edwards signed a Participation Contract with the Health Practitioners' Monitoring Program in October 2013. She signed Recovery Monitoring Contracts in February and April 2014. She was dismissed from the program for noncompliance by letter dated July 18, 2014.

11. Ms. Edwards last worked as a practical nurse in August 2013, and she currently works as a cab driver.

CONCLUSIONS OF LAW

The Board concludes that:

1. Finding of Fact No. 2 constitutes a violation of § 54.1-3007(2), (5) and (8) of the Code and 18 VAC 90-20-300(A)(2)(a) and (e) of the Regulations Governing the Practice of Nursing (“Regulations”).
2. Findings of Fact Nos. 3 and 4 constitute violations of § 54.1-3007(2), (5), and (8) of the Code and 18 VAC 90-20-300(A)(2)(f) of the Regulations.
3. Findings of Fact Nos. 5(a) and 5(b) constitute violations of § 54.1-3007(5) and (8) of the Code.
4. Findings of Fact Nos. 6, 7, 8, and 9 constitute violations of § 54.1-3007(6) of the Code.

ORDER

WHEREFORE, the Virginia Board of Nursing, effective upon entry of this Order, hereby ORDERS as follows:

1. Candie Edwards, L.P.N., is hereby REPRIMANDED.
2. License No. 0002-064203 issued to Candie Edwards, L.P.N., to practice practical nursing in the Commonwealth of Virginia, is hereby INDEFINITELY SUSPENDED.
3. The license of Candie Edwards, L.P.N., will be recorded as SUSPENDED and no longer current. Should Ms. Edwards seek reinstatement of her license consistent with this Order, she shall be responsible for any fees that may be required for the reinstatement of her license prior to issuance of her license to resume practice.
4. At such time as Ms. Edwards shall petition the Board for reinstatement of her license, an

administrative proceeding will be convened to determine whether she is able to return to the safe and competent practice of practical nursing.

5. This Order shall be applicable to Ms. Edwards' multistate licensure privileges, if any, to practice nursing in the Commonwealth of Virginia.

6. Said suspension shall be STAYED upon proof that Ms. Edwards has re-entered the Health Practitioners' Monitoring Program ("HPMP") and upon the condition that she remain compliant with the HPMP and the following terms and conditions:

a. Ms. Edwards shall comply with all terms and conditions for the period specified by the HPMP.

b. Any violation of the terms and conditions stated in this Order shall be reason for summarily rescinding the stay of indefinite suspension of the license of Candie Edwards, L.P.N., and an administrative proceeding shall be held to decide whether her license shall be revoked. The stay of indefinite suspension may be summarily rescinded at such time the Board is notified that:

i. Ms. Edwards is not in compliance with the terms and conditions specified by the HPMP, or has been terminated from participation in the HPMP, or

ii. There is a pending investigation or unresolved allegation involving a violation of law, regulation or any term or condition of this Order.

7. Upon receipt of evidence of Ms. Edwards' participation in and successful completion of the terms specified by the HPMP, the Board, at its discretion, may waive Ms. Edwards' appearance before the Board, and conduct an administrative review of this matter, at which time she may be issued an unrestricted license.

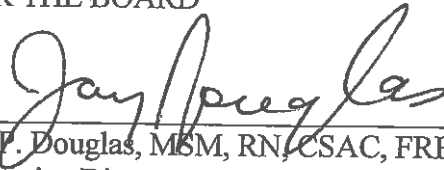
8. This Order shall be applicable to Ms. Edwards' multistate licensure privileges, if any, to practice practical nursing. It is further ordered that for the duration of this Order, Ms. Edwards may not

work outside of 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 she wishes to work.

9. Ms. Edwards 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 Regulations Governing the Practice of 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 on request.

FOR THE BOARD



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

October 22nd, 2014

ENTERED

Certified True Copy

By dgraham
Virginia Board Of Nursing

NOTICE OF RIGHT TO APPEAL

As provided by Rule 2A:2 of the Supreme Court of Virginia, you have 30 days from the date you are served with this Order in which to appeal this decision by filing a Notice of Appeal with Jay P. Douglas, MSM, RN, CSAC, FRE, Executive Director, Board of Nursing, 9960 Mayland Drive, Suite 300, Henrico, Virginia 23233. The service date shall be defined as the date you actually received this decision or the date it was mailed to you, whichever occurred first. In the event this decision is served upon you by mail, three days are added to that period.