

VIRGINIA:

BEFORE THE BOARD OF NURSING

IN RE: KATHRYN CHARLES MILES, R.N. REINSTATEMENT APPLICANT
License No.: 0001-144275

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”), Kathryn Charles Miles, R.N., who, prior to its mandatory suspension by the Department of Health Professions on September 20, 2012, held License No. 0001-144275 to practice professional nursing in Virginia, is hereby given notice that a formal administrative hearing will be held in the presence of a panel of the Board of Nursing. The hearing will be held on January 31, 2013, at 9:30 a.m., at the offices of the Department of Health Professions, Board of Nursing, Perimeter Center, 9960 Mayland Drive, Suite 201, Henrico, Virginia 23233, at which time Ms. Miles will be afforded the opportunity to be heard in person or by counsel.

At the hearing, Ms. Miles 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. Miles 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 receive and act upon Ms. Miles’ application for reinstatement of her license to practice professional nursing in Virginia and to inquire into evidence that Ms. Miles may have violated certain laws and regulations governing nursing practice in Virginia, as more fully set forth in the Statement of Particulars below.

Pursuant to § 54.1-2409 of the Code, reinstatement of Ms. Miles' license requires the affirmative vote of three-fourths of the members of the Board in attendance at the hearing.

STATEMENT OF PARTICULARS

The Board alleges that:

1. Kathryn Charles Miles, R.N., may have violated § 54.1-3007(4) of the Code in that on or about July 11, 2011, In the United States District Court, Eastern District of Virginia, Newport News, Virginia, Division, Ms. Miles pled guilty to and was convicted of one felony count of conspiracy to defraud the United States.

2. Ms. Miles may have violated § 54.1-3007(2), (5) and (8) of the Code and 18 VAC 90-20-300(A)(2)(f) of the Regulations Governing the Practice of Nursing (“Regulations”) in that on or about December 2, 2008, by her own admission, during the course of her employment with Rappahannock General Hospital, Kilmarnock, Virginia, after administering an I.V. push medication to a patient, Ms. Miles told the patient that she gave the patient the wrong medication and the patient was going to die.

3. Ms. Miles may have violated § 54.1-3007(6) of the Code in that she may be unable to safely practice as a professional nurse due alcohol abuse as evidenced below:

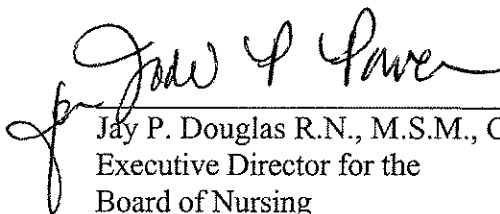
a. On or about October 5, 2007, during the course of her employment with Cumberland Hospital for Children and Adolescents (“Cumberland Hospital”), New Kent, Virginia, Ms. Miles reported for her shift under the influence of alcohol.

b. On or about February 13, 2007, Ms. Miles was convicted of driving while intoxicated, first offense, in the York County, Virginia, General District Court.

c. On or about November 2, 2010, Ms. Miles entered treatment with Middle Peninsula Northern Neck Center for Substance Abuse Treatment, Gloucester, Virginia. Ms. Miles completed treatment on or about April 26, 2011.

4. Ms. Miles may have violated § 54.1-3007(2) and (5) of the Code and 18 VAC 90-20-300(A)(2)(e) of the Regulations in that, by her own admission, she failed to disclose her terminations from Cumberland Hospital and Rappahannock General Hospital on her applications for employment with Riverside Walter Reed Hospital, Gloucester, Virginia and Diamond Healthcare Corporation, Williamsburg, Virginia.

FOR THE BOARD


Jay P. Douglas R.N., M.S.M., C.S.A.C.
Executive Director for the
Board of Nursing

ENTERED: January 14, 2013