

VIRGINIA:

BEFORE THE BOARD OF NURSING

**IN RE: TARINA LEMON, R.N.
 a/k/a Tarina Jean-Pierre
 License No.: 0001-219618**

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 August 18, 2014, in Henrico County, Virginia, to inquire into evidence that Tarina Lemon, R.N., may have violated certain laws and regulations governing professional 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. Lemon was present and was represented by Margaret Hardy, Esquire. 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. Tarina Lemon, R.N., was issued License No. 0001-219618 to practice professional nursing in the Commonwealth of Virginia on July 6, 2009. Said license expires on March 31, 2016. Her primary state of residence is Virginia.
2. On September 13, 2013, during the course of her employment with Sentara Norfolk General Hospital, Norfolk, Virginia:
 - a. After Ms. Lemon administered 10 units of Lispro insulin to Patient A at 21:17 p.m., she failed to check the patient's blood glucose two hours after the injection as ordered.

b. Ms. Lemon gave Patient A 75 units of Lispro Protamine and Lispro 50/50 at 21:18 p.m. when this medication was ordered to be administered at breakfast and the patient had received it at 10:11 a.m. that day. Ms. Lemon testified that she did not realize she had made an error until she spoke to the physician about a D50 Order and the physician asked about what insulin the patient had been given.

3. Ms. Lemon acknowledged her errors and testified she was willing to take additional nursing courses.

CONCLUSIONS OF LAW

Findings of Fact Nos. 2(a) and 2(b) 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 Governing the Practice of Nursing ("Regulations").

ORDER

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

1. Tarina Lemon, R.N., is hereby REPRIMANDED.

2. Ms. Lemon is hereby placed on PROBATION for not less than 12 months of actual nursing employment subject to the following terms and conditions:

a. The period of probation shall begin on the date that this Order is entered and shall end at such time as Ms. Lemon has completed 12 months of active practice in employment as a professional nurse ("practice employment"). The license of Ms. Lemon shall be reinstated without restriction at the completion of the probationary period without an administrative proceeding unless there is a pending investigation or unresolved allegation involving a violation of law, regulation or any term or condition of probation. In that event, the period of probation shall be continued indefinitely or until such time as the Board makes a case decision in accordance with the Administrative Process Act, § 2.2-4000 et seq. and § 54.1-2400.9 et seq. of the Code.

b. Performance Evaluations shall be provided to the Board, at the direction of Ms. Lemon, by all practice employer(s), using the forms provided by Compliance and available on the Board's website.

c. Ms. Lemon shall practice only in a structured / supervised practice employment setting satisfactory to the Board for the first 12 months of probation. This employment setting shall provide on-site supervision by a physician, licensed nurse practitioner, or professional nurse, who works on the same level of the building, and holds an unrestricted license. For all current practice employment, and before beginning or changing practice employment during this period, Ms. Lemon shall have current and all prospective practice employers provide a written description of the employment setting to the Board office for approval.

d. Ms. Lemon shall provide evidence within 60 days of entry of the Order that she has completed the following NCSBN online courses: Documentation: A Critical Aspect of Client Care; Medication Errors: Detection & Prevention; Professional Accountability and Legal Liability for Nurses; and Sharpening Critical Thinking Skills.

e. The Board shall issue a professional nurse license marked "Valid in Virginia Only; Probation with Terms."

f. Written reports are required by this Order and, unless otherwise specified, shall be sent to Compliance at the Board offices with the first report(s) received in the Board office no later than 60 days from the date this Order is entered. Subsequent reports must be received quarterly by the last day of the months of March, June, September and December, until the period of probation ends. Many of the required report forms are available on the Board's website for your convenience.

g. Ms. Lemon shall inform the Board in writing within ten days of the date any practice employment begins, changes, is interrupted, or ends. Additionally, Ms. Lemon shall provide a contact name, address, and phone number for each practice employer to the Board.

h. Ms. Lemon shall inform all current and future practice employers that the Board has placed her on probation and Ms. Lemon shall provide each practice employer with a complete copy of this Order. If Ms. Lemon is employed through a staffing agency, she shall inform her supervisor in each facility where assigned that she is on probation under terms and conditions.

i. Ms. Lemon shall submit "Self-Reports" which include a current address, telephone number, and verification of any and all current practice employment. These reports shall also include any changes in practice employment status. Self Reports must be submitted whether Ms. Lemon has current practice employment or not.

j. Ms. Lemon shall conduct herself as a professional nurse in compliance with the requirements of Title 54.1, Chapter 30 of the Code of Virginia (1950), as amended, and the Board of Nursing Regulations.

k. Any violation of the stated terms and conditions contained in this Order, or failure to comply with all terms of this Order within five years of the date of entry of the Order, shall be reason for suspending or revoking the license of Ms. Lemon, and an administrative proceeding may be held to determine whether her license shall be suspended or revoked.

l. This Order is applicable to Ms. Lemon's multistate nursing licensure privileges, if any, to practice professional nursing in the Commonwealth of Virginia. For the duration of this Order, Ms. Lemon shall not practice outside of the Commonwealth of Virginia pursuant to a multistate licensure privilege without the express written permission of both the Virginia Board of Nursing and the Board of Nursing in the party state where she wishes to work. Any requests for out of state employment should be directed, in writing, to the Executive Director of the Board.

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

for *Gloria Mitchell*
Jay P. Douglas, MSM, RN, CSAC, FRE
Executive Director
Virginia Board of Nursing

October 7, 2014
ENTERED

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.

Certified True Copy

By *draham*
Virginia Board Of Nursing