

**VIRGINIA:**

**BEFORE THE BOARD OF NURSING**

**IN RE:       JENNIFER RAWLING, R.N.**  
**License No.: 0002-082613**

**ORDER**

In accordance with §§ 2.2-4019, 2.2-4021 and 54.1-2400(10) of the Code of Virginia (1950), as amended ("Code"), an informal conference was conducted on behalf of the Board of Nursing ("Board") on July 2, 2014, in Henrico County, Virginia. Jennifer Rawling, L.P.N., was not present nor was she represented by legal counsel. Jane Elliott, R.N., Ph.D., serving as Agency Subordinate for the Board, submitted a Recommended Decision for consideration.

On September 17, 2014, a quorum of the Board met to receive and act upon the Recommended Decision of the Agency Subordinate. Ms. Rawling was not present nor was she represented by legal counsel.

Based upon its review of the Recommended Decision of the Agency Subordinate, the Board makes the following Findings of Fact and Conclusions of Law and issues the following Order.

**FINDINGS OF FACT**

1. Jennifer Rawling, L.P.N., was issued License No. 0002-082613 to practice practical nursing in Virginia on June 10, 2010. The license is scheduled to expire on June 30, 2015. Ms. Rawling's primary state of residence is Virginia.

2. By letter dated June 10, 2010, the Board of Nursing sent a Notice of Informal Conference ("Notice") to Ms. Rawling notifying her that an informal conference would be held on July 2, 2014. The Notice was sent by certified and first class mail to 828 Brookshire Drive, Vinton, Virginia, 24179, the address of record on file with the Board of Nursing. The receipt for the Notice sent via certified mail was

not returned to the Board office. The Notice sent via first class mail was not returned to the Board office. The Agency Subordinate concluded that adequate notice was provided to Ms. Rawling and the informal conference proceeded in her absence.

3. During the course of her employment with Kissito Healthcare, The Brian Center Botetourt, Fincastle, Virginia, on October 28, 2013, Ms. Rawling restrained Resident A in his bed using his bed sheets without authorization or cause. An alert and oriented resident identified Ms. Rawling as the nurse who restrained him. When Ms. Rawlings asked the resident who restrained him, he replied “you did”.

4. During the course of her employment with the Friendship Retirement Community, Roanoke, Virginia, on January 6, 2013, as she was leaving her shift, Ms. Rawling gave another nurse over the counter medications, Benadryl and Dramamine to administer to residents without a physician’s order. Ms. Rawlings suggested that this medication was to be given to the residents if they acted up, and to keep them calm. This nurse reported the incident immediately to her supervisor.

5. Ms. Rawling has held five nursing positions since 2010. Four of those positions, including Kissito Healthcare and Friendship Retirement Community, ended via termination.

#### **CONCLUSIONS OF LAW**

1. Finding of Fact No. 3 constitutes a violation of § 54.1-3007(2), (5), and (8) of the Code and 18 VAC 90-20-300(A)(2)(a) and (f) of the Regulations Governing the Practice of Nursing (“Regulations”).

2. Finding of Fact No. 4 constitutes a violation of § 54.1-3007(2), (5), and (8) of the Code and 18 VAC 90-20-300(A)(2)(a) of the Regulations.

**ORDER**


WHEREFORE, it is hereby ORDERED as follows:

1. License No. 0002-082613 of Jennifer Rawling is INDEFINITELY SUSPENDED.
2. The license will be recorded as suspended and no longer current.
3. At such time as Ms. Rawling 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 practical nursing. Ms. Rawling 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 practical nursing.

Pursuant to § 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 a public record, and shall be made available for public inspection and copying upon request.


Since Ms. Rawling failed to appear at the informal conference, this Order shall be considered final. Ms. Rawling has the right to appeal this Order directly to the appropriate Virginia circuit court. As provided by Rule 2A:2 of the Supreme Court of Virginia, Ms. Rawling has thirty (30) days from the date of service (the date she actually received this decision or the date it was mailed to Ms. Rawling, whichever occurred first) within which to appeal this decision by filing a Notice of Appeal with Jay P. Douglas, R.N., M.S.M., C.S.A.C., Executive Director, Board of Nursing, at Perimeter Center, 9960 Mayland Drive, Suite 300, Richmond, Virginia 23233. In the event that this decision is served by mail, three (3) days are added to that period.

FOR THE BOARD

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

Entered: October 6<sup>th</sup>, 2014

Certified True Copy

By   
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Virginia Board of Nursing