

VIRGINIA:

BEFORE THE BOARD OF NURSING

**IN RE: LINDA A. WILSON, R.N.
License No.: 0001-111663**

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. Linda A. Wilson, R.N., was present and was not 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. Wilson 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. Linda A. Wilson, R.N., was issued License No. 0001-111663 to practice professional nursing in Virginia on August 23, 1988. The license is scheduled to expire on December 31, 2015. Ms. Wilson's primary state of residence is Virginia.

2. By letter dated June 10, 2014, the Board of Nursing sent a Notice of Informal Conference ("Notice") to Ms. Wilson notifying her that an informal conference would be held on July 2, 2014. The Notice was sent by certified and first class mail to 302 Linden Drive, Yorktown, Virginia, 23693, the address of record on file with the Board of Nursing.

3. During the course of her employment with Riverside Outpatient Infusion Center, Norfolk, Virginia, between about 2010 and 2014:

a. Ms. Wilson entered into a personal relationship with Patient A, to whom she was assigned to provide care. Specifically, she socialized with Patient A when she was not involved in the delivery of patient care, and she loaned the patient money.

b. Ms. Wilson obtained Percocet (oxycodone/acetaminophen - Schedule II) from Patient A, who was not authorized to prescribe medication, for her personal and unauthorized use. Ms. Wilson knew Patient A was selling Percocet illegally but did not report it.

4. Ms. Wilson signed a Participation Contract with the Health Practitioners' Monitoring Program ("HPMP") on April 23, 2014, in which she acknowledged she may suffer from the disease of alcoholism and/or chemical dependence.

5. Ms. Wilson had previously successfully completed HPMP in 2009. However, she ceased substance abuse treatment, and she began drinking again in 2010. At the Informal Conference, she stated that she drank heavily on weekends, and pled guilty to and was convicted of driving under the influence in 2011. She was unable to specify exact dates of sobriety but estimated she stopped using alcohol in December 2011 and Percocet in October 2013.

6. Ms. Wilson currently participates in group counseling twice a week at The Counseling Center in Hampton, and she attends at least two Alcoholics Anonymous or Narcotics Anonymous meetings per week. All her HPMP drug screens have been negative. She is currently taking Effexor and Trazodone. She was scheduled to see a psychiatrist in July 2014 at the recommendation of HPMP. Her support system includes her children, her parents, and her estranged husband. She is not currently employed.

CONCLUSIONS OF LAW

1. Finding of Fact No. 3(a) constitutes a violation of § 54.1-3007(2) and (5) of the Code of Virginia (1950), as amended (“Code”), and 18 VAC 90-20-300(A)(2)(j) and (l) of the Regulations Governing the Practice of Nursing (“Regulations”).
2. Finding of Fact No. 3(b) constitutes a violation of § 54.1-3007(2), (5), and (6) of the Code and 18 VAC 90-20-300(A)(2)(c) of the Regulations.
3. Finding of Fact No. 4 constitutes a violation of § 54.1-3007(6) of the Code.

ORDER

WHEREFORE, it is hereby ORDERED as follows:

1. License No. 0001-111663 of Linda A. Wilson, R.N., is INDEFINITELY SUSPENDED.
2. The license will be recorded as suspended and no longer current.
3. At such time as Ms. Wilson 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 professional nursing. Ms. Wilson 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 professional nursing.
5. This suspension shall be STAYED contingent upon Ms. Wilson’s continued compliance with the HPMP and the following terms and conditions shall apply:
 - a. Ms. Wilson 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 Ms. Wilson, and an administrative proceeding shall be held to determine 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. Wilson is not in compliance with the terms and conditions specified by the HPMP;
- ii. Ms. Wilson's participation in the HPMP has been terminated;
- iii. There is a pending investigation or unresolved allegation against Ms. Wilson involving a violation of law, regulation, or any term or condition of this order.

6. Upon receipt of evidence of Ms. Wilson's participation and successful completion of the HPMP, the Board, at its discretion, may waive Ms. Wilson's appearance before a Committee and conduct an administrative review of this matter, at which time she may be issued an unrestricted license.

7. This Order is applicable to Ms. Wilson's multistate licensure privileges, if any, to practice professional nursing. For the duration of this Order, Ms. Wilson shall 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 Ms. Wilson wishes to work. Any requests for out of state employment should be directed, in writing, to the Executive Director of the Board.

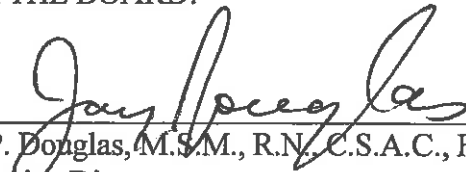
8. Ms. Wilson shall maintain a course of conduct in her capacity as a professional nurse commensurate with the requirements of § 54.1-3000 *et seq.* of the Code and the Board of Nursing Regulations.

Pursuant to § 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.

Pursuant to Section 54.1-2400(10) of the Code, Ms. Wilson may, not later than 5:00 p.m., on November 5, 2014, 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 he/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 BOARD:



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

ENTERED: October 3rd, 2014

This Order shall become final on November 5, 2014, unless a request for a formal administrative hearing is received as described above.

Certified True Copy

By 
Virginia Board of Nursing