



COMMONWEALTH of VIRGINIA

Dianne L. Reynolds-Cane, M.D.
Director

Department of Health Professions
Perimeter Center
9960 Mayland Drive, Suite 300
Henrico, Virginia 23233-1463

www.dhp.virginia.gov
TEL (804) 367- 4400
FAX (804) 527- 4475

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

Board of Nursing (804) 367-4555
Nurse Aide Registry (804) 367-4639
FAX (804) 527-4455

NOTICE OF INFORMAL CONFERENCE BEFORE AN AGENCY SUBORDINATE

June 25, 2010

Omar Jawara, L.P.N.
109 Tamar Creek Lane
Stafford, VA 22554

CERTIFIED MAIL
71603901984862953005

RE: VA License No.: 0002-075719
Expiration Date: August 31, 2010

Dear Mr. Jawara:

This letter is official notification that an informal conference of the Virginia Board of Nursing ("Board") will be held on **July 29, 2010, at 9:00 a.m.**, at the Department of Health Professions, Perimeter Center, 9960 Mayland Drive, Suite 201, Henrico, Virginia. In accordance with §§ 2.2-4019, 2.2-4021, and 54.1-2400(10) of the Code of Virginia (1950), as amended ("Code"), this informal conference will be held before an agency subordinate of the Board of Nursing. This informal conference will be convened as a public meeting pursuant to § 2.2-3700 *et seq.* of the Code. The agency subordinate will inquire into allegations that you may have violated certain laws and regulations governing practical nursing practice in Virginia.

Specifically, during the course of your employment as an on-call employee with Marian Manor of Stafford, Virginia, an assisted living facility, you 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 in that:

1. On or about November 1, 2009, at 2000 hours, you documented a blood sugar reading of 182 for Resident B and you failed to administer any insulin; however, according to the orders, you should have administered one unit.

2. On or about November 5, 2009, you failed to administer Resident G's 0600 dose of Seroquel.
3. On or about November 21, 2009, you documented a blood sugar reading of 235 for Resident A and that you administered 10 units of insulin; however, according to the orders, you should have administered three units.
4. On or about November 21, 2009, at 1630 hours, you documented a blood sugar reading of 159 for Resident B and you failed to administer any insulin; however, according to the orders, you should have administered one unit.
5. On or about November 22, 2009, you documented a blood sugar reading of 219 for Resident A and that you administered 10 units of insulin; however, according to the orders, you should have administered three units.
6. On or about November 22, 2009, at 1630 hours, you documented a blood sugar reading of 212 for Resident B and that you administered one unit of insulin; however, according to the orders, you should have administered three units.
7. On or about November 28, 2009, you documented a blood sugar reading of 223 for Resident A and you failed to administer any insulin; however, according to the orders, you should have administered three units.
8. On or about November 28, 2009, you failed to treat a wound on Resident B's left foot and wrapped her foot in a bleach wipe used for household cleaning. Further, you stated to the oncoming shift that you failed to provide the ordered treatment for Proshield Plus Skin Protection Cream because you did not have the access code to the treatment cart; however, you documented on the treatment record that it was provided.
9. On or about November 28 and 29, 2009, you failed to administer colace to Resident C at 2000 hours.
10. On or about November 28 and 29, 2009, you failed to administer Risperadol and Bactrim to Resident F.
11. On or about November 28 and 29, 2009, you failed to administer cephalexin to Resident D.
12. On or about November 29, 2009, you documented a blood sugar reading of 222 for Resident A and you failed to administer any insulin; however, according to the orders, you should have administered three units.

Please see Attachment A for the name of the residents referenced above.

In its deliberations, the agency subordinate may use the Sanction Reference Points System, as contained in the Sanction Reference Manual. The manual, which is a guidance document of the Board, may be accessed at

<http://www.dhp.virginia.gov/nursing>. Please click on *Guidance Documents*, then select #90-7. You may also request a paper copy from the Board office by calling (804) 367-4515.

After consideration of all information, the agency subordinate may:

- If the agency subordinate finds that there is insufficient evidence to warrant further action or that the charges are without foundation, notify you by mail that your record has been cleared of any charge which might affect your right to practice nursing in the Commonwealth;
- Recommend findings of fact, conclusions of law and a sanction, to include a reprimand, placing you on probation with terms, suspension or revocation of your license, or imposing a monetary penalty pursuant to § 54.1-2401 of the Code.

Further, the agency subordinate may refer this matter for a formal administrative proceeding pursuant to § 2.2-4020 of the Code.

Board's Review of Agency Subordinate's Recommended Decision

If you **appear in person or by counsel at the informal conference**, the recommendation of the agency subordinate will be presented to a quorum of the Board. The Board may accept or modify the recommendation, or reject the recommendation and move the case to formal hearing. If you do not agree with the decision of the Board, you have the right to a formal administrative hearing before the Board.

If you **fail to appear in person or by counsel at the informal conference**, the recommendation of the agency subordinate will be presented to a quorum of the Board. The Board may accept or modify the recommendation, or reject the recommendation. The Board's decision regarding the agency subordinate's recommendation is a final order that can only be appealed to circuit court as provided by Rule 2A:2 of the Supreme Court of Virginia.

You have the right to information that will be relied upon by the agency subordinate in making a decision. Therefore, I enclose a copy of the documents that will be distributed to the agency subordinate, and will be considered when discussing the allegations with you and when deliberating upon your case. **These documents are enclosed only with the original notice sent by certified mail, which you may be required to claim at the post office. Please bring these documents with you to the informal conference.**

To facilitate this proceeding, you should submit five copies of any documents you wish the agency subordinate to consider to the Board of Nursing, Perimeter Center, 9960 Mayland Drive, Suite 300, Richmond, VA 23233, by July 22, 2010. Your documents may not be submitted by facsimile or email.

You may be represented by an attorney at the informal conference. If you obtain counsel, you should do so as soon as possible, because absent good cause to support a request for a continuance, the informal conference will be held on **July 29, 2010**. A request to continue this proceeding must state **in detail** the reason for the request and must establish good cause. Such request must be made, in writing, to me at the address listed on this letter and must be received by 12 noon on July 22, 2010. Only one such motion will be considered. Absent critical circumstances, such as personal or family illness, a request for a continuance after July 22, 2010, will not be considered.

Relevant sections of the Administrative Process Act, which govern proceedings of this nature, as well as laws relating to the practice of nursing and other healing arts in Virginia cited in this notice can be found on the Internet at <http://leg1.state.va.us>. To access this information, please click on the *Code of Virginia* for statutes and *Virginia Administrative Code* for regulations.

Please advise the Board, in writing, of your intention to be present. If you have any questions regarding this notice, please contact this office at (804) 367-4543.

Sincerely,



Gloria D. Mitchell, R.N., M.S.N., M.B.A.
Deputy Executive Director, Discipline

Enclosures

cc: Anne Joseph, Deputy Director, Administrative Proceedings Division
Tammie D. Jones, Adjudication Specialist
Sharron Squires, Senior Investigator (Case no. 129487)
Agency Subordinate