

VIRGINIA:

BEFORE THE BOARD OF NURSING

IN RE: VALERIE N. GARRETT, L.P.N., APPLICANT

0002091630

ORDER

In accordance with §§ 2.2-4019, 2.2-4021 and 54.1-2400(7) and (10) of the Code of Virginia (1950), as amended ("Code"), an informal conference was held before an Agency Subordinate of the Virginia Board of Nursing ("Board") on August 19, 2014 in Henrico County, Virginia, to receive and act upon the application of Valerie N. Garrett for licensure by endorsement as a practical nurse in the Commonwealth of Virginia and to inquire into evidence that she may have violated certain laws and regulations governing practical nursing in Virginia. Ms. Garrett was present and was not represented by legal counsel.

FINDINGS OF FACT

1. Valerie N. Garrett filed an application for licensure by endorsement as a practical nurse on February 4, 2014. Ms. Garrett was issued a license to practice practical nursing in the State of West Virginia on November 19, 2013. Her primary state of residence is West Virginia.
2. By letter dated August 5, 2014, the Virginia Board of Nursing sent a Notice of Informal Conference ("Notice") to Ms. Garrett notifying her that an informal conference would be held on August 19, 2014. The Notice was sent by certified and first class mail to 738 Northridge Drive, Apt. 18, Lewisburg, West Virginia 24901, the address of record on file with the Board of Nursing.
3. On March 5, 2005, in the District Court of Maryland for Howard County, Ms. Garrett was found guilty of CDS Possession-Not Marihuana and placed on probation for three years.
4. On March 5, 2005, in the District Court of Maryland for Howard County, Ms. Garrett

pled guilty to Motor Vehicle Taking and received a Probation Before Judgment disposition and three years of supervised probation.

5. Ms. Garrett's supervised probation began on March 3, 2005 and was closed without incident on March 4, 2008. Ms. Garrett paid full restitution to the injured party in the Motor Vehicle Taking incident.

6. Before Ms. Garrett entered nursing, she had a history of illegal drug use, including crack and heroin. She reported a sobriety date of December 27, 2004 and completed a rehabilitation program on September 10, 2006 which included 13 months of in-patient treatment.

7. Ms. Garrett was a certified nursing assistant for six years in West Virginia prior to becoming a licensed practical nurse. Ms. Garrett stated that she has never used narcotics since becoming a certified nursing assistant.

8. Ms. Garrett stated that she sometimes attends Narcotics Anonymous meetings and Alcoholics Anonymous meetings and has a mentor who is a former addict who supports her and holds her accountable.

9. Ms. Garrett is currently unemployed.

CONCLUSIONS OF LAW

1. Finding of Fact No. 4 constitutes a violation of § 54.1-3007(4) of the Code.
2. Finding of Fact No. 6 constitutes a violation of § 54.1-3007(6) of the Code.
3. Ms. Garrett otherwise meets the requirement of § 54.1-3021 of the Code.

ORDER

WHEREFORE, it is hereby ORDERED as follows:


1. The application of Valerie N. Garrett for licensure by endorsement is hereby APPROVED. Ms. Garrett shall be issued a license marked "Valid in Virginia Only."

2. Ms. Garrett shall maintain a course of conduct in her capacity as a practical 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. Garrett may, not later than 5:00 p.m., on **November 4, 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 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 2nd, 2014

This Order shall become final on November 4, 2014; unless a request for a formal administrative hearing is received as described above.

Certified True Copy
By 

Virginia Board Of Nursing