

VIRGINIA:

BEFORE THE BOARD OF NURSING

IN RE: CHARLENE M. WARREN-CREW, L.P.N., and R.N. APPLICANT
License No.: 0002-076614

CONSENT ORDER

The Virginia Board of Nursing ("Board") and Charlene M. Warren-Crew, L.P.N., as evidenced by her signature hereto, enter into the following Consent Order affecting Ms. Warren-Crew's license to practice practical nursing in Virginia and her application for licensure by examination as a registered nurse.

The Board adopts the following Findings of Fact and Conclusions of Law.

FINDINGS OF FACT

1. Charlene M. Warren-Crew, L.P.N., was issued License No. 0002-076614 to practice practical nursing by the Virginia Board of Nursing on August 29, 2007. Said license is set to expire on February 28, 2014. Her primary state of residence is Virginia.
2. By application received July 13, 2011, Ms. Warren-Crew applied for licensure by examination as a registered nurse in the Commonwealth of Virginia. Ms. Warren-Crew failed to successfully pass the NCLEX-RN examination on January 26, 2012.
3. During the course of her employment at Continuum Pediatric Nursing, Virginia Beach, Virginia:
 - a. On June 7, 2011, Ms. Warren-Crew slept while on duty and failed to respond to the patient's ventilator alarm.
 - b. On June 12, 2011, Ms. Warren-Crew's speech was slurred and she fell asleep while on duty. Further, Ms. Warren-Crew failed to document treatment provided to the patient during the time that she was there. Ms. Warren-Crew stated to an investigator with the Department of Health Professions that she had taken a Tramadol prior to reporting for duty, which may have made her sleepy.

c. Ms. Warren-Crew's employment was terminated on June 13, 2011, due to poor performance.

4. On August 11, 2011, Ms. Warren-Crew entered a Participation Contract with the Health Practitioners' Monitoring Program ("HPMP"), wherein she acknowledged being impaired while on duty. Ms. Warren-Crew is receiving treatment at the Veterans Administration Medical Center for bipolar disorder and other physical diseases.

CONCLUSIONS OF LAW

1. Findings of Fact Nos. 3(a) and 3(b) constitute a violation of § 54.1-3007(2), (5) and (8) of the Code of Virginia (1950), as amended ("Code"), and 18 VAC 90-20-300(A)(2)(f) of the Regulations Governing the Practice of Nursing.

2. Finding of Fact No.4 constitutes a violation of § 54.1-3007(6) of the Code.

3. The Board concludes that Ms. Warren-Crew otherwise meets the requirements of § 54.1-3017 of the Code.

CONSENT

Charlene M. Warren-Crew, L.P.N., by affixing her signature hereon, agrees to the following:

1. She has been advised to seek advice of counsel prior to signing this document;

2. She acknowledges that without her consent, no legal action can be taken against her except pursuant to the Virginia Administrative Process Act, § 2.2-4000(A) *et seq.* of the Code;

3. She acknowledges that she has the following rights, among others: the right to an informal fact finding conference before the Board, the right to reasonable notice of said hearing, the right to representation by counsel, and the right to cross-examine witnesses against her;

4. She waives all such right to an informal conference;

5. She admits to the Findings of Fact and Conclusions of Law contained herein and waives her right to contest such Findings of Fact and Conclusions of Law in any subsequent proceeding before the Board;

6. She consents to the entry of the following Order affecting her right to practice practical nursing in Virginia and her application for licensure by examination as a registered nurse.

ORDER

WHEREFORE, on the basis of the foregoing, the Virginia Board of Nursing, effective upon entry of this Order, and in lieu of further proceedings, hereby ORDERS as follows:

1. The application of Charlene M. Warren-Crew, L.P.N., for licensure by examination to practice professional nursing is hereby APPROVED. Upon successful completion of the NCLEX-RN examination, Ms. Warren-Crew shall be issued a license to practice as a professional nurse in the Commonwealth.

2. The Board shall TAKE NO ACTION against Ms. Warren-Crew contingent upon her continued compliance with a Recovery Monitoring Contract with the HPMP for the period specified by the HPMP.

3. Any violation of the terms and conditions stated in this Order shall be reason for revoking the licenses of Charlene M. Warren-Crew, L.P.N., and an administrative proceeding shall be held to decide whether her licenses should be revoked. Ms. Warren-Crew shall be noticed to appear before the Board at such time as the Board is notified that:

a. Ms. Warren-Crew is not in compliance with the terms and conditions of the HPMP, or has been terminated from participation in the HPMP;

b. There is a pending investigation or unresolved allegation against Ms. Warren-Crew involving a violation of law or regulation or any term or condition of this Order; or

c. Ms. Warren-Crew has successfully completed the above-referenced period of participation in the HPMP. However, upon receipt of Ms. Warren-Crew's participation in and compliance

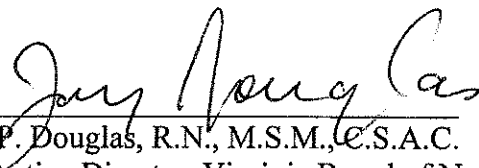
with the HPMP, the Board, at its discretion, may waive Ms. Warren-Crew's appearance before the Board and conduct an administrative review of this matter.

4. This Order is applicable to Ms. Warren-Crew's multistate licensure privileges, if any, to practice nursing in the Commonwealth of Virginia. For the duration of this Order, Ms. Warren-Crew 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 she wishes to work. Any requests for out of state employment should be directed, in writing, to the Executive Director of the Board.

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

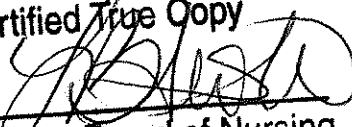
Pursuant to §§ 2.2-4023 and 54.1-2400.2 of the Code, the signed original of this Order shall remain in the custody of the Department of Health Professions as public record and shall be made available for public inspection or copying upon request.

FOR THE BOARD




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

ENTERED: March 29th, 2012

Certified True Copy
By 
Virginia Board of Nursing

SEEN AND AGREED TO:

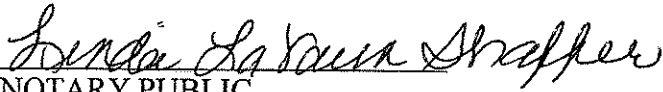

Charlene M. Warren-Crew, L.P.N.


COMMONWEALTH OF VIRGINIA,
COUNTY/CITY OF Norfolk, TO WIT:

Subscribed and sworn to before me, Linda Kayann Shaffer a Notary Public, this 21 day of March, 2012.

My commission expires 7-31-2013.

Registration Number 180783.


NOTARY PUBLIC

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By 
Virginia Board of Nursing