



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

July 30, 2010

Crystal Durrance, R.N.
136 Windy Way Lane
Wytheville, VA 24382

CERTIFIED MAIL
71603901984862903727

Re: License No.: 0001-191052
Expiration Date: June 30, 2011

Dear Ms. Durrance:

This is official notification that an informal conference will be held pursuant to §§ 2.2-4019, 2.2-4021, and 54.1-2400(10) of the Code of Virginia (1950), as amended ("Code"), **on August 25, 2010, at 1:00 p.m.** at the Department of Health Professions, Perimeter Center, 9960 Mayland Drive, Suite 201, Henrico, Virginia 23233. You may be represented by an attorney at the conference. This informal conference will be convened as a public meeting pursuant to § 2.2-3700 *et seq.* of the Code.

The Special Conference Committee ("Committee"), which is comprised of at least two members of the Virginia Board of Nursing ("Board"), will inquire into allegations that you may have violated certain laws and regulations governing professional nursing practice in Virginia.

You may have violated § 54.1-3007(2), (5), (6), and (8) of the Code and 18 VAC 90-20-300(2)(c) of the Regulations Governing the Practice of Nursing in that during the course of your employment with Carilion Clinic, New River Valley Medical Center, Christiansburg, Virginia, you diverted narcotics for your personal and unauthorized use as evidenced by the following:

1. An audit of your medication usage from June, 2009, to October, 2009, revealed that you were four to five standard deviations above the mean for dispensing Lortab (hydrocodone, Schedule III) and three standard deviations above the mean for dispensing Percocet (oxycodone, Schedule II).
2. A review of the record of your removal of your keys and work phone at the beginning of a shift or return of your keys and work phone at the end of shift, when compared to your withdrawals of

narcotics from June, 2009 to October, 2009, revealed the following pattern: you withdrew a narcotic within minutes of retrieving or returning your keys and phone, which did not give you time to assess the patient.

3. A review of the records of five patients, for whom you withdrew and administered narcotics between June, 2009, and October, 2009, revealed that you withdrew and documented administering the narcotics earlier than the dosing schedule.

4. On or about December 4, 2009, you submitted a urine screen that came back positive for hydromorphone (Schedule II), for which you did not have a prescription.

5. In an interview with an investigator for the Department of Health Professions on or about April 28, 2010, a physician co-worker estimated that you called him ten times more often than other nurses to request orders for pain medications.

6. In the audit's summary of results received by the Enforcement Division, Department of Health Professions, on January 14, 2010, the Director of Pharmacy, Carilion Clinic, stated that you regularly administered as-needed medications to patients. The same patients seemed to require less medication on the shifts prior to, and following, your own shift.

In its deliberations, the Committee 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 the informal conference, the Committee is authorized by § 54.1-2400(10) of the Code to take any of the following actions:

- If the Committee finds that there is insufficient evidence to warrant further action or that the charges are without foundation, the Committee shall notify you by mail that your record has been cleared of any charge which might affect your right to practice nursing in the Commonwealth;
- The Committee may place you on probation for such time as it may designate and subject to such terms and conditions as it may deem appropriate;
- The Committee may reprimand you;
- The Committee may impose a monetary penalty.

Further, the Committee may refer the case to the Board of Nursing or a panel thereof for a formal hearing. If the Committee is of the opinion that suspension or revocation may be justified, the Committee may offer you a Consent Order for suspension or revocation in lieu of a formal hearing.

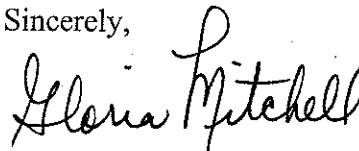
If you fail to appear at the informal conference, the Committee may proceed to hear the case in your absence and may take any of the actions outlined above. At least ten days prior to the scheduled date of the conference, please inform this office at (804) 367-4576, or in writing at the address listed above, of your telephone number and whether you intend to appear at the informal conference.

To facilitate this proceeding, you should submit five copies of any documents you wish the Committee to consider to the Department of Health Professions, Board of Nursing, Perimeter Center, 9960 Mayland Drive, Suite 300, Henrico, Virginia 23233, by August 18, 2010. Your documents may not be submitted by facsimile or email.

You have the right to the information on which the Board will rely in making its decision. Therefore, I have enclosed a copy of the documents that will be distributed to the members of the Committee and will be considered by the Committee when discussing any allegations with you and when deliberating on 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.**

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.

Sincerely,



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

Enclosures

cc: Anne G. Joseph, Deputy Director, Administrative Proceedings Division
Special Conference Committee Members
James E. Rutkowski, Adjudication Specialist
Denise Sexton, Senior Investigator (Case no. 130056)