

VIRGINIA:

BEFORE THE BOARD OF NURSING

IN RE: KATHRYN BRANDT, L.P.N.

CONSENT ORDER

The Virginia Board of Nursing ("Board") and Kathryn Brandt, L.P.N., as evidenced by her signature hereto, enter into the following Consent Order affecting Ms. Brandt's license to practice practical nursing in Virginia.

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

FINDINGS OF FACT

1. Kathryn Brandt, L.P.N., was issued License No. 0002-075963 to practice practical nursing in the Commonwealth of Virginia on June 11, 2007. Said license is current and set to expire on April 30, 2012.
2. Ms. Brandt is unable to engage in the safe practice of nursing due to mental and/or physical illness, and/or substance abuse, as evidenced by the following:
 - a. In an interview with a Department of Health Professions ("DHP") investigator, on or about January 14, 2010, Ms. Brandt admitted to using heroin every week since October, 2009. Ms. Brandt also admitted to using marijuana and alcohol excessively.
 - b. Ms. Brandt was diagnosed with bi-polar disorder in 2008 and was prescribed Effexor, Lamictal Abilify, and Klonopin by her treatment providers. In an interview with a DHP investigator, Ms. Brandt acknowledged that she has not taken any of the medicines prescribed by her treatment providers since October, 2009, and is not currently in any counseling or treatment program.
 - c. On January 14, 2010, Ms. Brandt took a urine drug screen which tested positive for the presence of cannabinoid, opiates, morphine, and heroin.

3. Ms. Brandt is not currently working as nurse and has stated that she finds nursing to be very stressful.

CONCLUSIONS OF LAW

Findings of Fact Nos. 2(a), 2(b), and 2(c) constitute violations of § 54.1-3007(6) of the Code.

CONSENT

Kathryn Brandt, 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 license 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 formal fact finding hearing 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 contained herein and waives her right to contest such Findings of Fact 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.

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 Board ACCEPTS the VOLUNTARY SURRENDER for INDEFINITE SUSPENSION of License No. 0002-075963 issued to Kathryn Brandt, L.P.N., to practice practical nursing in the Commonwealth of Virginia.

2. The license will be recorded as suspended and no longer current.

3. At such time as Ms. Brandt 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 practical nursing. Ms. Brandt 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 practical nursing.

Pursuant to §§ 2.2-4023 and 54.1-2400.2 of the Code, the signed original of this Consent 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

Patricia Selig

Patricia Selig, R.N., F.N.P., Ph.D.
President, Virginia Board of Nursing

ENTERED: 5/18/10

RECEIVED

APR 27 2010

VA BD OF NURSING

SEEN AND AGREED TO:

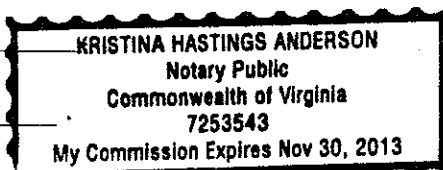
Kathryn Brandt
Kathryn Brandt, L.P.N.

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

Subscribed and sworn to before me, KRISTINA H. ANDERSON, a Notary Public, this 14 day of April, 2010.

My commission expires 11-30-2013

Registration Number 7253543



Kristina Hastings Anderson
NOTARY PUBLIC

Certified True Copy
By alqasaban
Virginia Board of Nursing