

**VIRGINIA:**

**BEFORE THE BOARD OF NURSING**

**IN RE:**

**KAREN WASILEWSKI, R.N.**

**CONSENT ORDER**

The Virginia Board of Nursing ("Board") and Karen Wasilewski, R.N, as evidenced by her signature hereto, enter into the following Consent Order affecting Ms. Wasilewski's license to practice professional nursing in Virginia.

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

**FINDINGS OF FACT**

1. Karen Wasilewski, R.N., was issued License No. 0001-130155 to practice professional nursing by the Virginia Board of Nursing on August 28, 1992. Said license is set to expire on January 31, 2011.
2. On November 27, 2007, Ms. Wasilewski signed an Impaired Nurse Treatment Program contract with the West Virginia State Board of Examiners for Registered Professional Nurses ("West Virginia Board"). In the contract, Ms. Wasilewski admitted to abusing alcohol and agreed to practice registered professional nursing only under certain terms and conditions for a period of two years.
3. By letter dated May 7, 2009, the West Virginia State Board of Examiners suspended Ms. Wasilewski's license due to her positive drug screen for oxycodone (Schedule II) for which she did not have a current prescription pursuant to the terms of the November 27, 2007, contract.
4. By Consent Order entered November 12, 2009, the West Virginia Board suspended Ms. Wasilewski's license for one year. The West Virginia Board stayed the suspension contingent on Ms.

Wasilewski's compliance with certain terms and conditions, and placed her on probation for one year of employment as a registered nurse.

5. Ms. Wasilewski stated to the Department of Health Professions investigator that she was not addicted to alcohol, but was addicted to her prescription medications including Prozac (fluoxetine, Schedule VI), Xanax (alprazolam, Schedule IV), and Percocet (oxycodone, Schedule II).

### **CONCLUSIONS OF LAW**

Findings of Fact Nos. 2, 3, and 4 constitute a violation of § 54.1-3007(7) of the Code of Virginia (1950), as amended ("Code").

### **CONSENT**

Karen Wasilewski, R.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 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 professional 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. Karen Wasilewski, R.N., shall be placed on PROBATION for six months of actual nursing practice subject to the following terms and conditions:

a. The period of probation shall begin on the date that this Order is entered and shall end at such time as Ms. Wasilewski has completed six months of active employment as a professional nurse. The license of Ms. Wasilewski shall be reinstated without restriction at the completion of the probationary period without a hearing unless there is a pending investigation or unresolved allegation involving a violation of law, regulation or any term or condition of probation. In that event, the period of probation shall be continued indefinitely or until such time as the Board makes a case decision in accordance with the Administrative Process Act, § 2.2-4000 et seq. and § 54.1-2400.9 et seq. of the Code of Virginia (1950), as amended (“Code”).

b. Ms. Wasilewski shall inform the Board in writing within ten days of the date she begins nursing practice, or changes employment, or if any interruption in nursing practice occurs. Additionally, Ms. Wasilewski shall provide the name and address of each employer to the Board.

c. Ms. Wasilewski shall inform her current nursing employer and each future nursing employer that the Board has placed her on probation and shall provide each employer with a complete copy of this Order. If Ms. Wasilewski is employed through a staffing agency, she shall inform her supervisor in each facility where assigned that she is on probation.

d. Performance Evaluations shall be provided, at the direction of Ms. Wasilewski, by all nursing employer(s), as provided by the Compliance Division. The first report must be received in the Board office no later than 60 days from the date this Order is entered. Subsequent reports must be received every other month by the last day of the second month until the period of probation ends.

e. Ms. Wasilewski shall be required to have one supervised, unannounced random drug screen a month, from a Board approved testing entity, which includes testing for alcohol and the following drugs of choice: Prozac, Xanax, and Percocet. Ms. Wasilewski shall ensure that the first set of results are received by the Board no later than 60 days from the date this Order is entered. Subsequent results must be received monthly by the last day of the month until the period of probation ends. The Board shall be notified immediately in writing of any positive results or if Ms. Wasilewski refuses to give a specimen for analysis as required by this Order. All positive results must be confirmed by a confirmatory drug test, the results of which are to be sent to the Board immediately.

f. Ms. Wasilewski shall attend Alcoholics Anonymous/Narcotics Anonymous recovery support groups or other groups acceptable to the Board two times per week and shall have written evidence of attendance by a sponsor or contact person sent to the Board within ten days of each meeting.

g. Ms. Wasilewski shall provide all current and future treating practitioners with a complete copy of this Order and shall execute an Authorization for Disclosure of Information form providing for unrestricted communication between the Board and any court-appointed probation or parole officers and any consultants designated by the Board.

h. Ms. Wasilewski shall, every other month, submit “Self-Reports” which include a current address, telephone number, and verification of all current employment. These reports shall also include any changes in employment status. The first report must be received in the Board office no later than 60 days from the date this Order is entered. Subsequent reports must be received every other month by the last day of the second month until the period of probation ends.

i. Ms. Wasilewski shall conduct herself as a professional nurse in compliance with the requirements of Title 54.1, Chapter 30 of the Code, and the Board of Nursing Regulations.

j. Any violation of the terms and conditions stated in this Order shall be reason for revoking the license of Ms. Wasilewski and an administrative proceeding shall be held.

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

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

2. Any violation of the terms and conditions of this Order or of any law or regulation affecting the practice of nursing in the Commonwealth of Virginia shall constitute grounds for the suspension or revocation of the license of Ms. Wasilewski and an administrative proceeding shall be convened to determine whether such license shall be suspended or revoked.

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



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

ENTERED: June 23, 2010

SEEN AND AGREED TO:

Karen Wasilewski  
Karen Wasilewski

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

Subscribed and sworn to before me Naonna Trent, a Notary Public, this 11<sup>th</sup> day of June, 2010.

My commission expires Dec 31, 2014.

Registration Number 355634.

Naonna Trent  
NOTARY PUBLIC