

VIRGINIA:

DHP

BEFORE THE BOARD OF NURSING

IN RE: **PATTI ASHWORTH, L.P.N.**
License No.: 0002-078275

CONSENT ORDER

Pursuant to §§ 2.2-4019, 2.2-4021 and 54.1-2400(10) of the Code of Virginia (1950), as amended (“Code”), an informal conference was held before a Special Conference Committee (“Committee”) of the Board of Nursing (“Board”) on February 10, 2014, in Henrico County, Virginia, to inquire into evidence that Patti Ashworth, L.P.N., may have violated certain laws and regulations governing the practice of nursing in Virginia. Ms. Ashworth was not present and was not represented by counsel.

Upon consideration of the evidence presented, the Committee adopted the following Findings of Fact and Conclusions of Law.

FINDINGS OF FACT

1. Patti Ashworth, L.P.N., was issued License No. 0002-078275 to practice practical nursing in the Commonwealth of Virginia on June 10, 2008. Said license expired on January 31, 2014. Ms. Ashworth’s primary state of residence is Virginia.

2. By letter dated January 14, 2014, the Board of Nursing sent a Notice of Informal Conference (“Notice”) to Ms. Ashworth notifying her that an informal conference would be held on February 10, 2014. The Notice was sent by certified and first class mail to 3333 Guinea Circle, Hayes, Virginia 23072, the address of record on file with the Board of Nursing. The Notice sent by certified mail was returned to the Board office on January 28, 2014, marked “Unable to Forward.” The Notice sent by first class mail was returned to the Board office on February 6, 2014, marked “Vacant Unable to Forward.” The Committee Chair concluded that adequate notice was provided to Ms. Ashworth and the informal conference proceeded in her absence.

3. On her application for employment with Maxim Healthcare, dated October 11, 2011, Ms. Ashworth failed to list her employment with Walter Reed Convalescent and Rehabilitation Center, Gloucester, Virginia, which had terminated her employment on October 4, 2011, for violating their medication administration policy.

4. Ms. Ashworth has been diagnosed with fibromyalgia, chronic back pain, depression and Guillian-Barre Syndrome.

CONCLUSIONS OF LAW

1. Finding of Fact No. 3 constitutes a violation of § 54.1-3007(2) and (5) of the Code and 18 VAC 90-20-300(A)(2)(e) 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.

CONSENT

Patti Ashworth, 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.

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 right of Patti Ashworth to renew License No. 0002-078275 to practice practical nursing is INDEFINITELY SUSPENDED.


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

3. At such time as Ms. Ashworth 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. Ashworth 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 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



Jane Ingalls, R.N., Ph.D.
President, Virginia Board of Nursing

ENTERED: 

SEEN AND AGREED TO:

Patti Ashworth LPN
Patti Ashworth, L.P.N.

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

Subscribed and sworn to before me, Patti Ashworth a Notary Public, this 2 day of July, 2014.

My commission expires July 31, 2016.

Registration Number 7533834.

Amanda M Pollard
NOTARY PUBLIC

