



COMMONWEALTH of VIRGINIA

Dianne L. Reynolds-Cane, M.D.
Director

Department of Health Professions

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Virginia Board of Nursing
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Executive Director

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October 27, 2011

LaToya Wilson, L.P.N.
1423 Custer Street
Petersburg, VA 23803

CERTIFIED MAIL
71969008911101610329

Re: VA License No.: 0002-073885
Expiration Date: October 31, 2012

Dear Ms. Wilson:

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 December 7, 2011 at 9:00 a.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 practical nursing practice in Virginia.

Specifically:

1. You may have violated §54.1-3007(2), (3), and (5) of the Code and 18 VAC 90-20-300A(2)(e) of the Regulations Governing Professional Nursing ("Regulations") in that:

a. During the course of your employment as a PRN nurse with The Dunlop House, Colonial Heights, Virginia, from October 31, 2009 through March 19, 2011, on 44 different dates you clocked-in for a shift for which you did not work. By your own admission, and as shown on video surveillance footage, you entered the building, clocked-in using both a fingerprint scan and entry of a personal identification number, then left the building. You returned later each date to clock-out. In total, you fraudulently received compensation in excess of \$6,000.

b. During the course of your employment with Southside Virginia Training Center, Petersburg, Virginia, on 57 different dates, from September 2009 through May 10, 2011, you clocked-in for a shift for which you did not work. By your own admission, you entered the building, clocked-in by swiping your badge, and then left the building. You returned later that date to clock-out. In total, you fraudulently received compensation in excess of \$15,000.

2. You may have violated §54.1-3007(2), (3), (5), and (8) of the Code and 18 VAC 90-20-300A(2)(e) and (f) of the Regulations in that on at least 11 different dates, during the period October 31, 2009 through March 19, 2011, you abandoned patient care at Southside Virginia Training Center to return to The Dunlop House, to clock out for a shift which you did not work, then return to Southside Virginia Training Center to complete your scheduled shift. You failed to notify other nursing staff or arrange for care of your patients during this time.

3. You may have violated §54.1-3007(4) of the Code in that on or about July 6, 2011, you were convicted of misdemeanor embezzlement in the General District Court of the City of Colonial Heights, Virginia.

4. You may have violated §54.1-3007(4) of the Code in that on or about May 4, 2011, you were convicted of petit larceny in the General District Court of the City of Colonial Heights, Virginia.

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 December 2, 2011. 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.

In the event of inclement weather, please be advised that Board of Nursing hearings will be held unless state offices are closed. Please listen to television or radio announcements to provide information about official state closings or delays. If there is a delayed opening, hearings will begin at the time of the agency opening. A recorded announcement pertaining to closings or delays will also be available by calling the main telephone number for the Department of Health Professions at (804) 367-4400.

Sincerely,


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

GDM/dg

Enclosures

cc: Anne G. Joseph, Deputy Director, Administrative Proceedings Division
Special Conference Committee Members
Olivia Exterovich, Adjudication Specialist
Kimberly Lynch, R.N.M.S., Senior Investigator (Case no. 137728)
Neil D. Berkowitz, Senior Intake Investigator (Case no. 137730)