

**VIRGINIA:**

**BEFORE THE BOARD OF NURSING**

**IN RE: DOROTHY M. EVANS, R.N.**  
**License No.: 0001-128972**

**ORDER**

Pursuant to §§ 2.2-4020, 54.1-110 and 54.1-2400(11) of the Code of Virginia (1950), as amended ("Code"), a formal administrative hearing was held before a panel of the Board of Nursing ("Board") on May 19, 2014, in Henrico County, Virginia, to inquire into evidence that Ms. Evans may have violated certain laws and regulations governing professional nursing practice in Virginia. The case was presented by David W. Kazzie, Adjudication Specialist, Administrative Proceedings Division. Charis A. Mitchell, Assistant Attorney General, was present as legal counsel for the Board. Ms. Evans was present and was not represented by legal counsel. The proceedings were recorded by a certified court reporter.

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

**FINDINGS OF FACT**

1. Dorothy M. Evans, R.N., was issued License No. 0001-128972 to practice as a professional nurse on August 28, 1992. Said license was summarily suspended by the Board on February 19, 2014. Ms. Evans' primary state of residence is Virginia.
2. While being held at the Hampton Roads Regional Jail in 2013 on multiple criminal charges, including eluding police, trespassing, and a probation violation, Ms. Evans' mental status deteriorated significantly. She refused to take her medication, and she stopped attending to personal hygiene; she became disruptive at the jail and uncooperative with jail staff, including health-care providers.
3. On October 1, 2013, Ms. Evans was involuntarily admitted to Eastern State Hospital, where she was diagnosed with bipolar disorder, manic, severe with psychotic features. This transfer was executed pursuant to an order of the Circuit Court of the City of Portsmouth, Virginia, which had found Ms. Evans

incompetent to stand trial.

4. Ms. Evans continued to experience difficulty at Eastern State Hospital. During her hospitalization, she continued to refuse medication and experienced auditory and visual hallucinations. She refused to cooperate with mental health care providers and became disruptive.

5. In interviews with the Department of Health Professions investigator in November and December 2013, a member of Ms. Evans' treatment team at Eastern State Hospital described her prognosis as "extremely guarded" and stated that Ms. Evans was not safe to practice professional nursing.

6. Ms. Evans testified that she was not on medication when she was in jail. Nonetheless, the preadmission screening report for her transfer to Eastern State Hospital stated that she refused medication while in jail.

7. At the hearing, Ms. Evans continued to deny her recorded diagnoses and disputed the documentation presented in the evidence admitted at the hearing. She stated that all of the documentation of her mental health was fabricated and that the diagnoses determined by all of the health care professionals in the evidence were incorrect.

8. At the hearing, Ms. Evans stated that she had received previous mental health treatment for depression in 1998. However, the comprehensive treatment planning conference note from October 10, 2013, stated that she was committed for this previous treatment due to hearing voices, being very restless, and being unable to sleep at night.

### **CONCLUSIONS OF LAW**

The Board concludes that Finding of Fact No. 3 constitutes a violation of § 54.1-3007(6) of the Code.

### **ORDER**

WHEREFORE, the Virginia Board of Nursing, effective upon entry of this Order, hereby ORDERS as follows:

1. License No. 0001-128972 issued to Dorothy M. Evans, R.N., to practice professional nursing

in the Commonwealth of Virginia is hereby continued on INDEFINITE SUSPENSION.

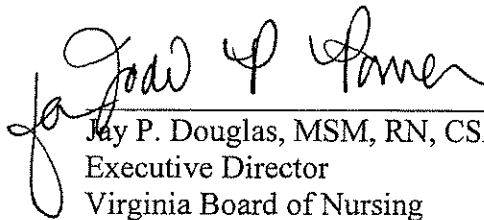
2. The license of Ms. Evans will be recorded as SUSPENDED. Should Ms. Evans seek reinstatement of her license consistent with this Order, she shall be responsible for any fees that may be required for the reinstatement of her license prior to issuance of her license to resume practice.

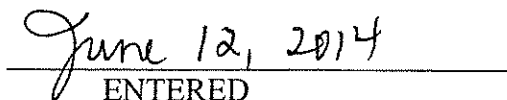
3. At such time as Ms. Evans shall petition the Board for reinstatement of her license, a hearing will be convened to determine whether she is able to return to the safe and competent practice of professional nursing.

4. This Order shall be applicable to Ms. Evans' multistate licensure privileges, if any, to practice professional 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 on request.

FOR THE BOARD

  
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Jay P. Douglas, MSM, RN, CSAC, FRE  
Executive Director  
Virginia Board of Nursing

  
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ENTERED

**Certified True Copy**

By   
\_\_\_\_\_  
Virginia Board Of Nursing

**NOTICE OF RIGHT TO APPEAL**

As provided by Rule 2A:2 of the Supreme Court of Virginia, you have 30 days from the date you are served with this Order in which to appeal this decision by filing a Notice of Appeal with Jay P. Douglas, R.N., M.S.M., C.S.A.C., Executive Director, Board of Nursing, 9960 Mayland Drive, Suite 300, Henrico, Virginia 23233. The service date shall be defined as the date you actually received this decision or the date it was mailed to you, whichever occurred first. In the event this decision is served upon you by mail, three days are added to that period.