

VIRGINIA:

BEFORE THE BOARD OF NURSING

IN RE: TAMARA M. BRYAN, L.P.N.
License No.: 0002-055221

ORDER

In accordance with Sections 2.2-4019, 2.2-4021 and 54.1-2400(10) of the Code of Virginia (1950), as amended ("Code"), an informal conference was conducted on behalf of the Board of Nursing ("Board") on February 25, 2014, in Henrico County, Virginia. Tamara M. Bryan, L.P.N., was not present, nor was she represented by legal counsel. Judith E. Piersall, R.N., B.S.N., serving as Agency Subordinate for the Board, submitted a Recommended Decision for consideration.

On May 21, 2014, the Board met to receive and act upon the Recommended Decision of the Agency Subordinate. Ms. Bryan was not present nor was she represented by legal counsel.

Based upon its review of the Recommended Decision of the Agency Subordinate, the Board makes the following Findings of Fact and Conclusions of Law and issues the following Order.

FINDINGS OF FACT

1. Tamara M. Bryan, L.P.N., was issued License No. 0002-055221 to practice practical nursing by the Virginia Board of Nursing on September 9, 1997. Said license is set to expire on January 31, 2016. Her primary state of residence is Virginia.

2. By Order of the Board entered October 8, 2008, Ms. Bryan was reprimanded and ordered to complete a National Council of State Boards of Nursing course on ethics based on findings that she forcefully administered medications to two different patients on two different occasions, used verbally abusive or profane language toward the residents, and falsely represented information on an application for employment. By letter dated December 2, 2008, Ms. Bryan was informed that she successfully complied with the terms and conditions placed upon her license pursuant to the Order

entered October 8, 2008.

3. By letter dated January 31, 2014, the Board of Nursing sent a Notice of Informal Conference ("Notice") to Ms. Bryan notifying her that an informal conference would be held on February 25, 2014. The Notice was sent by certified and first class mail to 1873 Morgans Mills Road, Goodview, Virginia 24095, the address of record on file with the Board of Nursing. The Notice sent by certified mail was returned to the Board unclaimed. The Notice sent by regular mail was not returned to the Board. The Agency Subordinate concluded that adequate notice was provided to Ms. Bryan and the informal conference proceeded in her absence.

4. On August 7, 2013, and August 28, 2013, Ms. Bryan obtained fraudulent prescriptions for amphetamine salts (Schedule II). She accomplished the fraud by using a prescription pad and signature stamp that had been stolen by her then roommate who was an employee of the physician whose pad and stamp Ms. Bryan used.

5. According to Virginia State Police Special Agent, Larry Findley, he planned to charge Ms. Bryan with Obtaining Drugs by Fraud. He was to present the evidence at the next Roanoke City Grand Jury in December, 2013. He anticipated receiving an indictment for Ms. Bryan. However, according to the Virginia Court Case information system, as of the date of the informal conference, there are no pending charges for Ms. Bryan.

6. Ms. Bryan did not respond to written notifications or telephone messages from an investigator with the Virginia Department of Health Professions, and therefore, was not interviewed, nor is her employment history available.

CONCLUSIONS OF LAW

Finding of Fact No. 4 constitutes a violation of § 54.1-3007(2), (5), and (6) of the Code and 18 VAC 90-20-300(A)(2)(c) of the Regulations Governing the Practice of Nursing.

ORDER

WHEREFORE, it is hereby ORDERED as follows:

1. License No. 0002-055221 of Tamara M. Bryan, L.P.N., is INDEFINITELY SUSPENDED.
2. The license will be recorded as suspended and no longer current.
3. At such time as Ms. Bryan 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. Bryan 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.

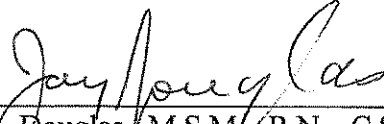
Pursuant to § 54.1-2400.2 of the Code, the signed original of this Order shall remain in the custody of the Department of Health Professions as a public record, and shall be made available for public inspection and copying upon request.

Since Ms. Bryan failed to appear at the informal conference, this Order shall be considered final. Ms. Bryan has the right to appeal this Order directly to the appropriate Virginia circuit court. As provided by Rule 2A:2 of the Supreme Court of Virginia, Ms. Bryan has thirty (30) days from the date of service (the date she actually received this decision or the date it was mailed to her, whichever occurred first) within which to appeal this decision by filing a Notice of Appeal with Jay P. Douglas, M.S.M., R.N., C.S.A.C., F.R.E., Executive Director, Board of Nursing, at Perimeter Center, 9960 Mayland Drive, Suite

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300, Richmond, Virginia 23233. In the event that this decision is served by mail, three (3) days are added to that period.

FOR THE BOARD



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

Entered: June 5th, 2014