

VIRGINIA:

BEFORE THE BOARD OF NURSING

IN RE: ANDREW INTIAKO, L.P.N.
License No.: 0002-071713

CONSENT ORDER

By letter dated November 4, 2011, the Board noticed Andrew Intiako, L.P.N., for a formal hearing. In lieu of proceeding to a formal hearing, the Board and Mr. Intiako, as evidenced by their signatures affixed below, agree to enter into this Consent Order affecting the license of Mr. Intiako to practice practical nursing in Virginia.

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

FINDINGS OF FACT

1. Andrew Intiako, L.P.N., was issued License No. 0002-071713 to practice practical nursing by the Virginia Board of Nursing on July 20, 2005. Said license is set to expire on May 31, 2013. Mr. Intiako's primary state of residence is Virginia.
2. While employed at The Virginian, Fairfax, Virginia, on October 6, 2010, at 9:00 p.m., Mr. Intiako left a cup, containing two dosage units of Percocet, in a drawer next to the narcotic box. The cup, which was labeled with a resident's name and the time, was discovered at 7:00 a.m. the next morning. Mr. Intiako signed out the Percocet on the narcotic sheet, but not on the medication administration sheet. Also, on October 6, 2010, a nurse asked Mr. Intiako where he left insulin, which needed to be refrigerated, for a resident. Mr. Intiako stated that he left the insulin in the refrigerator. The insulin was found in the room of a different resident, not the one for whom it was ordered.

3. While employed at The Virginian, on July 28, 2010, a physician ordered that a resident receive one dosage unit of 30 mg of Lovanox (enoxaparin, Schedule VI), and Mr. Intiako failed to administer the medication to the resident.

4. While employed at The Gardens at Fair Oaks, Fairfax, Virginia, on December 29, 2009, at 9:30 a.m., Mr. Intiako was instructed to inform a physician by phone that a resident's wound dressings were saturated with blood. The resident was on an anticoagulant. At 2:40 p.m., Mr. Intiako informed a member of the nursing staff that the physician's office returned the call and ordered that the resident be taken to urgent care if the bleeding continued. However, Mr. Intiako failed to document that he called the physician and the physician's subsequent order. He also failed to pass this information to the next shift. On December 30, 2011, at 5:00 a.m., another nurse found the resident's wound dressing saturated with blood, and the resident was eventually transported to urgent care.

5. While employed at The Gardens at Fair Oaks, Mr. Intiako documented that he completed a dressing for a resident on October 26, 2008. On October 27, 2008, when the dressing was due to be changed, the dressing was found dated October 25, 2008. Mr. Intiako admitted that he did not administer the dressing, but signed for it by mistake.

6. On October 12, 2010, Mr. Intiako's employment at The Virginian was terminated. On December 30, 2009, Mr. Intiako's employment at The Gardens at Fair Oaks was terminated. On December 6, 2011, Mr. Intiako provided course completion certificates to the Board as evidence that he completed the following NCSBN online courses within the last 90 days: Documentation: A Critical Aspect of Client Care; Medication Errors: Detection & Prevention; and Sharpening Critical Thinking Skills for Competent Nursing Practice.

CONCLUSIONS OF LAW

Findings of Fact Nos. 2, 3, 4, and 5 constitute a violation of § 54.1-3007(2), (5) and (8) of the Code of Virginia (1950), as amended (“Code”), and 18 VAC 90-20-300(A)(2)(f) of the Regulations Governing the Board of Nursing.

CONSENT

Andrew Intiako, L.P.N., by affixing his signature hereon, agrees to the following:

1. He has been advised to seek advice of counsel prior to signing this document;
2. He acknowledges that without his consent, no legal action can be taken against him except pursuant to the Virginia Administrative Process Act, § 2.2-4000(A) *et seq.* of the Code;
3. He acknowledges that he has the following rights, among others: the right to a formal fact finding hearing 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 him;
4. He waives all such right to a formal hearing;
5. He neither admits nor denies the Findings of Fact and Conclusions of Law contained herein but waives his right to contest such Findings of Fact and Conclusions of Law in any subsequent proceeding before the Board;
6. He consents to the entry of the following Order affecting his 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 that Andrew Intiako, L.P.N., shall be placed on PROBATION for not less than two years of actual nursing practice subject to the following terms and conditions:

1. The period of probation shall begin on the date that this Order is entered and shall end at such time as Mr. Intiako has completed two years of active employment as a licensed practical nurse. The license of Mr. Intiako 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.

2. Mr. Intiako shall inform the Board of Nursing in writing within ten days of the date he begins nursing practice, or changes employment, or if any interruption in nursing practice occurs. Additionally, Mr. Intiako shall provide the name and address of each employer to the Board.

3. Mr. Intiako shall inform his current nursing employer and each future nursing employer that the Board has placed him on probation and shall provide each employer with a complete copy of this Order. If Mr. Intiako is employed through a staffing agency, he shall inform his supervisor in each facility where assigned that he is on probation.

4. Performance Evaluations shall be provided, at the direction of Mr. Intiako, by all nursing employers, 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 quarterly by the last day of the months of March, June, September and December until the period of probation ends.

5. Mr. Intiako shall practice nursing only in a supervised employment setting satisfactory to the Board for the first two years after being placed on probation. This employment setting shall provide on-site supervision by a physician or professional nurse, who works the same shift, and holds an unrestricted license. For all current nursing employment, and before beginning or changing nursing employment during this period,

Mr. Intiako shall have current and all prospective employers provide a written description of the employment setting to the Board office for approval.

6. Mr. Intiako shall submit quarterly “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 of Nursing office no later than 60 days from the date this Order is entered. Subsequent reports must be received quarterly by the last day of the months of March, June, September and December until the period of probation ends.

7. Mr. Intiako shall return all copies of his license to practice as a licensed practical nurse to the Board of Nursing office within ten days of the date of entry of this Order, along with a payment of a fee of \$15.00. Upon receipt, the Board shall issue a new license marked “Probation with Terms.”

8. This Order is applicable to Mr. Intiako’s multistate licensure privileges, if any, to practice practical nursing in the Commonwealth of Virginia. For the duration of this Order, Mr. Intiako 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 he wishes to work. Any requests for out of state employment should be directed, in writing, to the Executive Director of the Board.

9. Mr. Intiako shall conduct himself as a licensed practical nurse in compliance with the requirements of Title 54.1, Chapter 30 of the Code, and the Board of Nursing Regulations.

10. Any violation of the terms and conditions stated in this Order shall be reason for revoking the license of Mr. Intiako and an administrative proceeding shall be held to decide whether his license shall be 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

Patricia M. Selig
Patricia M. Selig, R.N., F.N.P., Ph.D.
President, Virginia Board of Nursing

ENTERED: December 6, 2011

SEEN AND AGREED TO:

Andrew Intiako
Andrew Intiako, L.P.N.

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

Subscribed and sworn to before me, Krystal Blanton, a Notary Public, this 6th day of December, 2011.

My commission expires April 30, 2015.

Registration Number 7500929.

Krystal Blanton
NOTARY PUBLIC

Krystal S. Blanton
Notary Public
Commonwealth of Virginia
Registration Number 7500929
My Commission Expires
April 30, 2015