

VIRGINIA:

BEFORE THE BOARD OF NURSING

IN RE: ELISE W. WINGFIELD, L.P.N.
License No.: 0002-082454

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. Elise W. Wingfield, 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. Wingfield 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. Elise W. Wingfield, L.P.N., was issued License No. 0002-082454 to practice practical nursing by the Virginia Board of Nursing on May 19, 2010. Said license expired on March 31, 2014. Her primary state of residence is Virginia.

2. By letter dated January 31, 2014, the Board of Nursing sent a Notice of Informal Conference ("Notice") to Ms. Wingfield notifying her that an informal conference would be held on February 25, 2014. The Notice was sent by certified and first class mail to 9605 Derbyshire Road, Henrico, Virginia 23229, the address of record on file with the Board of Nursing. The certified mail receipt was signed by someone other than Ms. Wingfield and returned to the Board on February 11, 2014. The Notice sent by regular mail was not returned to the Board. The Agency Subordinate concluded that

adequate notice was provided to Ms. Wingfield and the informal conference proceeded in her absence.

3. On April 9, 2013, during the course of her employment with Envoy at the Meadows, Goochland, Virginia, while feeding Resident A, who suffers from mental retardation and is not oriented, Ms. Wingfield struck the resident on the hand.

4. There was no injury noted to the resident. Ms. Wingfield's employment with Envoy at the Meadows was terminated as a result of this incident.

5. Ms. Wingfield told the oncoming nurse that she hit the resident's hand because the resident knocked her tube feeding all over her. She also told her supervisor that she struck the resident.

6. While employed at Envoy of the Meadows, Ms. Wingfield had three corrective actions for minor, unrelated issues.

7. Ms. Wingfield did not make herself available to an investigator with the Virginia Department of Health Professions for an interview.

CONCLUSIONS OF LAW

Finding of Fact No. 3 constitutes 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 Practice of Nursing.

ORDER

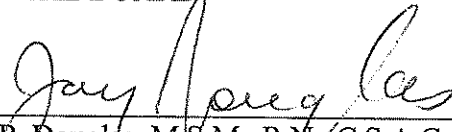
WHEREFORE, it is hereby ORDERED as follows:

1. Elise W. Wingfield, L.P.N, is hereby REPRIMANDED.
2. Ms. Wingfield shall maintain a course of conduct in her capacity as a practical nurse commensurate with the requirements of § 54.1-3000 *et seq.* of the Code and the Board of Nursing Regulations.

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. Wingfield failed to appear at the informal conference, this Order shall be considered final. Ms. Wingfield 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. Wingfield 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., FRE, Executive Director, Board of Nursing, at Perimeter Center, 9960 Mayland Drive, Suite 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., FRE
Executive Director
Virginia Board of Nursing

Entered: June 5th, 2014