

VIRGINIA:

BEFORE THE BOARD OF NURSING

IN RE: ANDREA M. BROOKS, L.P.N.
License No.: 0002-084025

ORDER

In accordance with §§ 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 March 4, 2014, in Henrico County, Virginia. Andrea M. Brooks, L.P.N., was not present nor was she represented by legal counsel. Janet B. Younger, R.N., P.N.P., Ph.D., serving as Agency Subordinate for the Board, submitted a Recommended Decision for consideration.

On May 21, 2014, a quorum of the Board met to receive and act upon the Recommended Decision of the Agency Subordinate. Ms. Brooks 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. Andrea M. Brooks, L.P.N., was issued License No. 0002-084025 to practice practical nursing in Virginia on December 30, 2010. The license is scheduled to expire on December 31, 2015. Ms. Brooks also holds an expired license to practice practical nursing in North Carolina. Her primary state of residence is Virginia.
2. By letter dated February 7, 2014, the Board of Nursing sent a Notice of Informal Conference ("Notice") to Ms. Brooks notifying her that an informal conference would be held on March 4, 2014. The Notice was sent by certified and first class mail to 1701 Lafayette Blvd., Apt. A, Norfolk, Virginia 23509, the address of record on file with the Board of Nursing. The Notice was also sent to 3230 Lens Avenue, Apt. A, Norfolk, Virginia 23509, a secondary address. The Notices sent by certified mail

were delivered and the receipts were signed on February 10, 2014. The Notices sent by first class mail were not returned to the Board office. The Agency Subordinate concluded that adequate notice was provided to Ms. Brooks, and the informal conference proceeded in her absence.

3. During the course of her employment at Envoy at Thornton Hall, Norfolk, Virginia, on June 9, 2013, during the 11p.m. to 7a.m. shift, Ms. Brooks neglected Resident A in that she failed to ensure he received adequate monitoring after being notified that he had left the facility during the previous shift. Resident A left the facility twice during the night shift. After the second elopement, Ms. Brooks failed to provide the staff with any instruction or contact the police. Ms. Brooks also failed to document the resident's behavior.

4. There was no harm to the resident as a result of the elopements. Ms. Brooks' employment was terminated effective June 21, 2013.

CONCLUSIONS OF LAW

Finding of Fact No. 3 constitutes a violation of § 54.1-3007(2), (5), and (8) of the Code and 18 VAC 90-20-300(A)(2)(f) of the Regulations Governing the Practice of Nursing.

ORDER

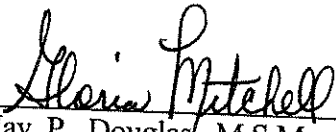
WHEREFORE, it is hereby ORDERED as follows:

1. Andrea M. Brooks, L.P.N., is hereby REPRIMANDED.
2. Ms. Brooks 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 Regulations Governing the Practice of 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. Brooks failed to appear at the informal conference, this Order shall be considered final. Ms. Brooks 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. Brooks 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 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:


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

Entered: June 3, 2014

Certified True Copy

By 
Virginia Board of Nursing