

**VIRGINIA:**

**BEFORE THE BOARD OF NURSING**

**IN RE:                   DEBORAH BRADLEY, R.N. REINSTATEMENT APPLICANT**

**ORDER**

Pursuant to §§ 2.2-4019, 2.2-4021, and 54.1-2400(10) of the Code of Virginia (1950), as amended (“Code”), a Special Conference Committee (“Committee”) of the Virginia Board of Nursing (“Board”) met on February 9, 2011, in Henrico County, Virginia, to receive and act upon Deborah Bradley’s application for reinstatement of her license to practice as a professional nurse in Virginia, which was suspended by an Order of the Board entered February 25, 2002, and to inquire into evidence that Ms. Bradley may have violated certain laws and regulations governing nursing practice in Virginia. Ms. Bradley was present and was not represented by legal counsel.

Upon consideration of the evidence, the Committee adopts the following Findings of Fact and Conclusions of Law.

**FINDINGS OF FACT**

1. Deborah Bradley previously held License No. 0001-066306 to practice as a professional nurse in the Commonwealth of Virginia on September 9, 1977. Said license expired on August 31, 2001. She also previously held License Nos. 0024-066306 to practice as a nurse practitioner and 0017-000848 for prescriptive authority, issued by the Committee of the Joint Boards of Nursing and Medicine. Said licenses expired on August 31, 2001. By Orders entered on February 25, 2002, by the Committee of the Joint Boards of Nursing and Medicine and by the Board of Nursing, Ms. Bradley’s right to renew the above-referenced licenses was indefinitely suspended for a period of not less than three years. Her primary state of residence is Virginia.

2. By letter dated January 13, 2011, the Board of Nursing sent a Notice of Informal Conference (“Notice”) to Ms. Bradley notifying her that an informal conference would be held on February 9, 2011. The Notice was sent by certified and first class mail to 1113 Diane Drive, Moneta, Virginia 24121, the address of record on file with the Board of Nursing. Prior to the informal conference, Ms. Bradley called Board staff and requested a continuance of the informal conference and said request was granted by the Committee Chair. By letter dated February 11, 2011, the Board of Nursing sent a Notice to Ms. Bradley notifying her that the informal conference had been rescheduled for April 14, 2011. The Notice was sent by certified and first class mail to 1113 Diane Drive, Moneta, Virginia 24121, the address of record on file with the Board of Nursing.

3. Ms. Bradley submitted an application for reinstatement of her registered nurse license which was received in its completed form by the Board on August 11, 2010.

4. On the application for reinstatement of her registered nurse license signed May 26, 2010:

a. Ms. Bradley answered that her license had lapsed when asked if “your license [was] in good standing in all jurisdictions where licensed,” when, in fact, the right to renew her registered nurse license was indefinitely suspended pursuant to an Order of the Board entered February 25, 2002.

b. Ms. Bradley falsely answered that she had not been convicted, pled guilty to or pled Nolo Contendere to the violation of any federal, state or other statute or ordinance constituting a felony or misdemeanor other than the convictions previously addressed by the Board, when, in fact, on or about October 5, 2001, in the Circuit Court for Franklin County, Virginia, she was convicted of contributing to the delinquency of a minor, a misdemeanor.

5. When she was interviewed by an investigator with the Virginia Department of Health Professions on October 25, 2010, Ms. Bradley failed to disclose the above referenced conviction of contributing to the delinquency of a minor. In fact, she denied having any other charges or convictions other than those convictions previously addressed by the Board.

6. Ms. Bradley suffers from substance abuse and mental and/or physical illness. Specifically, pursuant to a Consent Order of the Board entered May 12, 2000, she was ordered to undergo a mental health evaluation. Although Ms. Bradley failed to provide the evaluator with requested documentation and only a partial evaluation was performed, the recommendation was for intensive therapy, with which Ms. Bradley did not comply. Further, in a letter to the Board received April 5, 2010, she stated that she has fibromyalgia, cervical and lumbar spine degeneration and chronic fatigue syndrome. At the informal conference, Ms. Bradley stated that she did attend counseling with another individual, but stopped going after that individual released her after six months of counseling. Ms. Bradley also stated that when she began experiencing legal issues again in 2001, she attempted to obtain counseling again, and attended counseling for a short period of time until her counselor was no longer available due to a family member's illness, and her lack of insurance prevented her from obtaining additional counseling through other means.

7. Ms. Bradley stated that she has not practiced nursing since 2000. She reported that since that time she has remodeled homes. Ms. Bradley submitted documentation that she earned a legal nurse diploma from the Kaplan College in 2003, and a transcript from Clayton College of Natural Health indicating a degree of Doctor of Natural Health granted on July 8, 2003. She also provided documentation of completion of 17.75 hours of online continuing education units. She further stated that she also reads nursing journals and watches television to stay current in nursing practice.

8. Ms. Bradley submitted numerous letters of support that were over ten years old, and dated as far back as 1988.

#### **CONCLUSIONS OF LAW**

1. Findings of Fact Nos. 4(a) and 4(b) constitute violations of § 54.1-3007(1) of the Code and 18 VAC 90-20-300(A)(1)(b) of the Regulations Governing the Practice of Nursing ("Regulations").

2. Finding of Fact No. 5 constitutes a violation of § 54.1-3007(2) of the Code and 18 VAC 90-20-300(A)(2)(n) of the Regulations.
3. Finding of Fact No. 6 constitutes a violation of § 54.1-3007(6) of the Code.
4. The Board concludes that Ms. Bradley has not demonstrated satisfactory evidence that she is prepared to resume practice in a safe and competent manner.

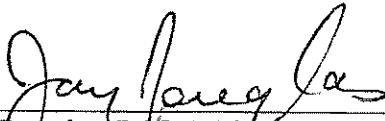
**ORDER**

On the basis of the foregoing, the Committee hereby ORDERS that:

1. The application of Deborah Bradley for reinstatement of License No. 0001-066306 to practice professional nursing in the Commonwealth of Virginia is hereby DENIED.
2. The license of Ms. Bradley shall be CONTINUED on INDEFINITE SUSPENSION.
3. The license will be recorded as suspended and no longer current.
4. At such time as Ms. Bradley 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 professional nursing. Ms. Bradley 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.
5. This suspension applies to any multistate privilege to practice 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 COMMITTEE

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

ENTERED: May 11<sup>th</sup>, 2011

**NOTICE OF RIGHT TO FORMAL HEARING**

If you do not consent to the Committee's decision and desire a hearing before the Board or a panel thereof, you shall notify, in writing, the Executive Director of the Board of Nursing, Perimeter Center, 9960 Mayland Drive, Suite 300, Henrico, Virginia 23233, within 33 days of the date of service of this Order. This Order shall become final upon expiration of the 33-day period unless a request for a formal hearing is received within such time. Upon receiving a timely request for a hearing, this Order shall be vacated and the Board or a panel thereof shall proceed with a hearing as provided in § 2.2-4020 *et seq.* of the Code.

**Certified True Copy**  
By   
Virginia Board of Nursing