

**VIRGINIA:**

**BEFORE THE BOARD OF NURSING**

**IN RE:       LISA C. SHEPLAK, R.N.  
              License No.: 0001-164094**

**CONSENT ORDER**

The Virginia Board of Nursing ("Board") and Lisa C. Sheplak, R.N., as evidenced by her signature hereto, enter into the following Consent Order affecting Ms. Sheplak's license to practice professional nursing in Virginia.

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

**FINDINGS OF FACT**

1. Lisa C. Sheplak, R.N., was issued License No. 0001-164094 to practice professional nursing by the Virginia Board of Nursing on August 16, 1999. Said license is set to expire on June 30, 2014. Her primary state of residence is Virginia.
2. From May 2010 until October 2010, during the course of her employment with Carilion Clinic Roanoke Memorial Hospital, Roanoke, Virginia, Ms. Sheplak diverted Dilaudid (hydromorphone, Schedule II) and Fentanyl (Schedule II) for her own personal and unauthorized use.
3. On April 14, 2011, Ms. Sheplak signed a Participation Contract with the Health Practitioners' Monitoring Program ("HPMP"), and on June 20, 2011, she signed the first of a series of HPMP Recovery Monitoring Contracts, admitting that she suffered from substance abuse that impaired her ability to practice safely. On July 29, 2011, she received a stay of disciplinary action regarding the drug diversion referenced above, contingent upon her compliance with HPMP. On April 1, 2013, the stay was vacated after she submitted to a urine drug screen which was positive for alcohol on March 7, 2013.

4. Ms. Sheplak attended the intensive outpatient program at Mount Regis Center, Salem, Virginia, from June 2, 2011, until October 1, 2012, and attended aftercare beginning in April 2013, following her positive urine drug screen for alcohol. She reported to an investigator with the Virginia Department of Health Professions that she attends NA/AA meetings three times per week, and that she has a sponsor, who provided a letter of support.

5. In all other respects, Ms. Sheplak is compliant with her HPMP contract.

#### **CONCLUSIONS OF LAW**

1. Finding of Fact No. 2 constitutes a violation of § 54.1-3007(2), (5) and (6) of the Code of Virginia (1950), as amended (“Code”), and 18 VAC 90-20-300(A)(2)(c) of the Regulations Governing the Practice of Nursing.

2. Finding of Fact No. 3 constitutes a violation of § 54.1-3007(6) of the Code.

#### **CONSENT**

Lisa C. Sheplak, R.N., by affixing her signature hereon, agrees to the following:

1. She has been advised to seek advice of counsel prior to signing this document;
2. She acknowledges that without her consent, no legal action can be taken against her except pursuant to the Virginia Administrative Process Act, § 2.2-4000(A) *et seq.* of the Code;
3. She acknowledges that she has the following rights, among others: the right to an informal fact finding conference 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 her;
4. She waives all such right to an informal conference;
5. She admits to the Findings of Fact and Conclusion of Law contained herein and waives her right to contest such Findings of Fact and Conclusion of Law in any subsequent proceeding before the Board;

6. She consents to the entry of the following Order affecting her right to practice professional 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 as follows:

1. The Board shall TAKE NO ACTION against Lisa C. Sheplak, R.N., at this time contingent upon her remaining in compliance with the HPMP for the period of time specified by the HPMP.
2. Any violation of the terms and conditions stated in this Order shall be reason for revoking the license of Lisa C. Sheplak, R.N., and an administrative proceeding shall be held to decide whether her license should be revoked. Ms. Sheplak shall be noticed to appear before the Board at such time as the Board is notified that:
  - a. Ms. Sheplak is not in compliance with the terms and conditions of the HPMP, or has been terminated from participation in the HPMP;
  - b. There is a pending investigation or unresolved allegation against Ms. Sheplak involving a violation of law or regulation or any term or condition of this Order; or
  - c. Ms. Sheplak has successfully completed the above-referenced period of participation in the HPMP. However, upon receipt of Ms. Sheplak's participation in and compliance with the HPMP, the Board, at its discretion, may waive Ms. Sheplak's appearance before the Board and conduct an administrative review of this matter.
3. This Order is applicable to Ms. Sheplak's multistate licensure privileges, if any, to practice professional nursing. For the duration of this Order, Ms. Sheplak 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 she wishes to work. Any requests for out of state employment should be directed, in writing, to the Executive Director of the Board.

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

Jane Ingalls  
Jane Ingalls, R.N., Ph.D.  
President, Virginia Board of Nursing

ENTERED: March 18, 2014

SEEN AND AGREED TO:

Lisa C. Sheplak R.N.  
Lisa C. Sheplak, R.N.

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

Subscribed and sworn to before me, Kimberly D. Leonard, a Notary Public, this 5 day of February, 2014.

My commission expires 7/31/2016.

Registration Number 7534493.

KIMBERLY D. LEONARD  
NOTARY PUBLIC  
Commonwealth of Virginia  
Reg. #7534493  
My Commission Expires 7/31/2016

Kimberly D. Leonard  
NOTARY PUBLIC

Certified True Copy

By [Signature]  
Virginia Board of Nursing