

VIRGINIA:

BEFORE THE BOARD OF NURSING

IN RE: DEANNA E. LAMBERT, C.N.A. REINSTATEMENT APPLICANT
Certificate No.: 1401-123734

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 10, 2014, in Henrico County, Virginia, to receive and act upon the application of Deanna E. Lambert for reinstatement of her certificate to practice as a nurse aide in Virginia, and to inquire into evidence that Ms. Lambert may have violated certain laws governing nurse aide practice. Ms. Lambert was not 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. Deanna E. Lambert was issued Certificate No. 1401-123734 to practice as a nurse aide in the Commonwealth of Virginia on April 18, 2008. Said certificate expired on April 30, 2013.
2. By letter dated January 7, 2014, the Board of Nursing sent a Notice of Informal Conference (“Notice”) to Ms. Lambert notifying her that an informal conference would be held on February 10, 2014. The Notice was sent by certified and first class mail to 1557 Still Meadow Road, Axton, Virginia 24054, the address of record on file with the Board of Nursing. The certified mail receipt was signed on January 9, 2014. The Notice sent by first class mail was not returned to the Board office. Ms. Lambert submitted a letter to the Board stating that she would not be present and to hold the informal conference in her absence. The Committee Chair concluded that adequate notice was provided to Ms. Lambert and the informal conference proceeded in her absence.

3. Ms. Lambert submitted an application for reinstatement of her certificate to practice as a nurse aide which was received by the Board on October 21, 2013.

4. Included in Ms. Lambert's application package was a psychological evaluation conducted on February 21, 2013, by the Piedmont Community Services Board. During the evaluation, Ms. Lambert reported being diagnosed with bipolar disorder in 2012. She also reported episodic binge drinking, cocaine dependence and one episode of attempted suicide. The evaluator diagnosed Ms. Lambert with post traumatic stress disorder, adjustment disorder with mixed anxiety and depression, alcohol abuse and cocaine abuse in remission. He recommended group individual therapy for trauma victims and individual outpatient therapy. Ms. Lambert failed to provide any current information regarding her mental health treatment. In her letter to the Board dated February 4, 2014, Ms. Lambert indicated that she had contacted the Health Practitioners' Monitoring Program; however, there is no evidence that she has entered the program.

5. On May 3, 2012, in the General District Court of Henry County, Virginia, Ms. Lambert was convicted of giving a false report to a law enforcement officer about the commission of a crime, a misdemeanor. She was sentenced to 90 days in jail, with 86 days suspended for a period of twelve months, fined \$750.00 plus court costs, and ordered to undergo mental health treatment. Ms. Lambert paid the fines and court costs in full on January 29, 2013.

6. On May 29, 2008, in the General District Court of Danville, Virginia, Ms. Lambert was convicted of misdemeanor shoplifting. She was sentenced to 120 days in jail, suspended, and fined \$250.00 plus court costs, which were paid in full on May 29, 2008.

CONCLUSIONS OF LAW

- 1 Finding of Fact No. 4 constitutes a violation of § 54.1-3007(6) of the Code.
- 2 Findings of Fact Nos. 5 and 6 constitute a violation of § 54.1-3007(4) of the Code.

3. The Board concludes that Ms. Lambert has not demonstrated satisfactory evidence that she is prepared to resume practice in a safe and competent manner.

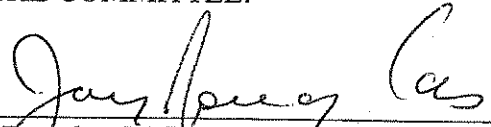
ORDER

On the basis of the foregoing, the Committee hereby ORDERS that the application of Deanna E. Lambert for reinstatement of her certificate to practice as a nurse aide in Virginia is DENIED.

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.

Pursuant to Section 54.1-2400(10) of the Code, Ms. Lambert may, not later than 5:00 p.m., on **March 31, 2014**, notify Jay P. Douglas, M.S.M., R.N., C.S.A.C., F.R.E., Executive Director, Board of Nursing, 9960 Mayland Drive, Suite 300, Henrico, Virginia 23233, in writing that she desires a formal administrative hearing before the Board. Upon the filing with the Executive Director of a request for the hearing, this Order shall be vacated.


FOR THE COMMITTEE:



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

ENTERED: February 26TH, 2014

This Order shall become final on **March 31, 2014**, unless a request for a formal administrative hearing is received as described above.

Certified True Copy

By _____
Virginia Board of Nursing