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# COMMONWEALTH of VIRGINIA

Dianne L. Reynolds-Cane, M.D.  
Director

Department of Health Professions  
Perimeter Center  
9960 Mayland Drive, Suite 300  
Henrico, Virginia 23233-1463

www.dhp.virginia.gov  
TEL (804) 367-4400  
FAX (804) 527-4475

Virginia Board of Nursing  
Jay P. Douglas, RN, MSM, CSAC  
Executive Director

Board of Nursing (804) 367-4515  
Nurse Aide Registry (804) 367-4569  
FAX (804) 527-4455

## NOTICE OF INFORMAL CONFERENCE

May 14, 2010

Janet H. Brown, R.N. Applicant  
3031 Belden Street  
Sacramento, California 95815

CERTIFIED MAIL  
71603901984862944034

Dear Ms. Brown:

This letter is official notification that an informal conference of the Virginia Board of Nursing ("Board") will be held, pursuant to §§ 2.2-4019, 2.2-4021, and 54.1-2400(7) of the Code of Virginia (1950), as amended ("Code"), on **June 7, 2010, at 10:30 a.m.**, in the offices of the Department of Health Professions, Perimeter Center, 9960 Mayland Drive, Suite 201, Henrico, Virginia 23233. You may be represented by an attorney at the informal conference. The informal conference committee, which is comprised of at least two members of the Board, will consider your application for licensure by endorsement as a professional nurse and will inquire into allegations that you may have violated certain laws governing the practice of nursing in Virginia. Specifically:

1. You may have violated § 54.1-3007(6) the Code in that use of alcohol and/or drugs may render you unsafe to practice professional nursing as evidenced by the following:

- a. On or about December 4, 1995, you were convicted driving with .08 percent or more of alcohol in your bloodstream, in the Municipal Court Northern Branch, County of San Mateo, California.
- b. On or about August 21, 1997, you pled no contest to the charge of possession of controlled substance paraphernalia, in the Superior Court of California, County of Monterey.
- c. By your own admission, you suffer from the disease of alcoholism.

2. You may have violated § 54.1-3007(7) of the Code in that on or about April 30, 1999, your license to practice professional nursing in the State of California was revoked, with the revocation stayed contingent on your compliance with probation for a period of three years, by the Board of Registered Nursing, Department of Consumer Affairs, Sacramento, California. This action was a result of the aforementioned conviction, and due to a finding that on or about May 5, 1995, during the course of your employment with Natividad Medical Center, Salinas, California,

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you signed out 100 mcg of fentanyl (Schedule II) but failed to document the administration and/or disposition of the medication in the patient's medical record.

The burden rests on you, as the applicant, to demonstrate that you meet the requirements of § 54.1-3018 of the Code.

After consideration of all information, the committee may:

1. Approve your application for licensure by endorsement; or
2. Recommend to the Board that your application be approved with a reprimand, a monetary penalty, or terms and conditions, which may include placing you on probation; or
3. Recommend to the Board that your application be denied; or
4. Refer the matter to a formal hearing of the Board.

The recommendation of the committee will be presented to a quorum of the Board. The Board may accept or modify the recommendation, or reject the recommendation and move the case to a formal hearing. If you do not agree with the decision of the Board, you have the right to a formal administrative hearing before the Board.

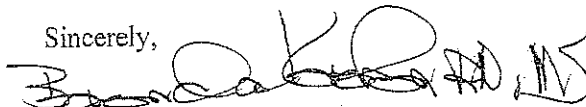
Please advise the Board of your intention to be present at the informal conference. This can be done by calling our offices at (804) 367-4515 or sending us a letter at the address listed above.

You have a right to the information that will be relied on by the committee in making a decision. Therefore, I enclose a copy of the documents that will be distributed to the committee and will be considered when discussing the allegations with you and when deliberating upon your case. These documents are enclosed only with the original notice sent by certified mail and must be claimed at the post office.

To facilitate this proceeding, you should submit five copies of any documents you wish the committee to consider to the Board of Nursing, Perimeter Center, 9960 Mayland Drive, Suite 300, Henrico, Virginia 23233, by May 31, 2010. Your documents may not be submitted by facsimile or e-mail.

Relevant sections of the Administrative Process Act, which govern proceedings of this nature, as well as laws relating to the practice of nursing and other healing arts in Virginia cited in this notice, can be found on the Internet at <http://leg1.state.va.us>. To access this information, please click on the *Code of Virginia* for statutes and *Virginia Administrative Code* for regulations.

Sincerely,



Brenda Krohn, R.N., M.S.  
Deputy Executive Director  
Nurse Aide Registry Manager

BK/fdb

Enclosures

cc: Anne G. Joseph, Deputy Director, Administrative Proceedings Division  
Committee members  
Cynthia E. Gaines, Adjudication Specialist  
Peggy Wood, Monitoring Program Manager