

VIRGINIA:

BEFORE THE BOARD OF NURSING

IN RE:

**LEANN BEVERLY, R.N.
LICENSE NO.: 0001-214900**

CONSENT ORDER

Pursuant to §§2.2-4019, 2.2-4021 and 54.1-2400(10) of the Code of Virginia (1950), as amended (“Code”), an informal conference was held before a Special Conference Committee (“Committee”) of the Board of Nursing (“Board”) on December 7, 2011 in Henrico County, Virginia, to inquire into evidence that LeAnn Beverly, R.N., may have violated certain laws and regulations governing the practice of nursing in Virginia. Ms. Beverly was present and was not represented by counsel.

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

FINDINGS OF FACT

1. LeAnn Beverly, R.N., was issued License No. 0001-214900 to practice professional nursing in the Commonwealth of Virginia on August 14, 2008. Said license expires on June 30, 2013. Her primary state of residency is Alabama.

2. By letter dated November 2, 2011, the Board of Nursing sent a Notice of Informal Conference (“Notice”) to Ms. Beverly notifying her that an informal conference would be held on December 7, 2011. The Notice was sent by certified and first class mail to 250 Forest Pass, Jackson, Alabama 36545, the address of record on file with the Board of Nursing. The Notice was also sent to 6545 Laban Road, Roanoke, Virginia 24019, a secondary address, at Ms. Beverly’s request.

3. During the course of her employment with Carilion Clinic Roanoke Memorial Hospital, Roanoke, Virginia, on February 17, 2011, by her own admission, Ms. Beverly administered 60 mg of Lovenox (enoxaparin) by injection to Patient A without a physician's order. Furthermore, Ms. Beverly failed to document the administration in Patient A's record, though she did report the error to her superior.

4. On February 9, 2011, Ms. Beverly failed to administer Patient B's 2:00 p.m. dose of heparin as ordered. Ms. Beverly did not report this missed dose to Patient B's physician. By her own admission, she advocated to the on-coming nurse to administer the patient's 2:00 p.m. dose at 5:00 p.m., stating that it could be given at that time. Ultimately, Patient B did not receive the 2:00 p.m. dose on that date.

5. Also on February 9, 2011, by her own admission, Ms. Beverly failed to document administration of Keppra (levetiracetam) at 3:00 p.m. to Patient C.

6. On January 27, 2011, Ms. Beverly failed to transfer Patient D in a timely manner following an ordered stat transfer to the intensive care unit for respiratory distress.

7. On February 16, 2011, by her own admission, Ms. Beverly discharged Patient E and indicated in his medical record that the patient left the unit with a hospital transport to his home. Patient E did not have a transport as Ms. Beverly had not yet arranged for one. In addition, she charted on February 16, 2011 at 7:52 p.m. that another nurse would be handling the discharge on the following day and had notified Patient E's physician, which was false.

8. Also on February 16, 2011, while giving report on four individual patients, Ms. Beverly allowed a hospital visitor to view confidential health information when she scrolled through patient records in full view of the visitor and verbalized their content.

CONCLUSIONS OF LAW

1. Findings of Fact Nos. 3 through 6 constitute violations of §54.1-3007(2), (3), (5), and (8) of the Code and 18 VAC 90-20-300A(2)(b) and (f) of the Regulations Governing Professional Nursing (“Regulations”).
2. Finding of Fact No. 7 constitutes a violation of §54.1-3007(2), (3), (5), and (8) of the Code and 18 VAC 90-20-300A(2)(b), (e) and (f) of the Regulations.
3. Finding of Fact No. 8 constitutes a violation of §54.1-3007(2) and (5) of the Code and 18 VAC 90-20-300A(2)(m) of the Regulations.

CONSENT

LeAnn Beverly, 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 formal fact finding hearing 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 a formal hearing;
5. She admits to the Findings of Fact and Conclusions of Law contained herein and waives her right to contest such Findings of Fact and Conclusions 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. License No. 0001-214900 of LeAnn Beverly, R.N., is INDEFINITELY SUSPENDED.
2. The license will be recorded as suspended and no longer current.
3. At such time as Ms. Beverly 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. Beverly 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.
4. This suspension applies to any multistate privilege to practice professional nursing.
5. This suspension shall be STAYED upon proof of entry into a Board-approved R.N. refresher course, consisting of both classroom and clinical components. Ms. Beverly shall submit proof of successful completion of the refresher course within six months after the date that this Order is entered. Ms. Beverly shall not practice nursing without Board approval until her license is reinstated without restriction. Upon receipt of the required information, the Board may request that Ms. Beverly reappear before a Special Conference Committee in order to make a final disposition of the matter.
6. Any violation of the terms and conditions stated in this Order shall be reason for summarily rescinding the stay of indefinite suspension of the license of LeAnn Beverly, R.N., and an administrative proceeding shall be held to determine whether her license shall be revoked. The stay of indefinite suspension may be summarily rescinded at such time the Board is notified that there is a pending investigation or unresolved allegation against Ms. Beverly involving a violation of law, regulation, or any term or condition of this order.

7. This Order is applicable to Ms. Beverly's multistate licensure privileges, if any, to practice professional nursing in the Commonwealth of Virginia. For the duration of this Order, Ms. Beverly 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 Ms. Beverly wishes to work. Any requests for out of state employment should be directed, in writing, to the Executive Director of the Board.

8. LeAnn Beverly, R.N., is hereby REPRIMANDED.

9. Ms. Beverly shall maintain a course of conduct in her capacity as a professional nurse commensurate with the requirements of §54.1-3000 *et seq.* of the Code and the Board of Nursing Regulations.

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



Patricia M. Selig, R.N., F.N.P., Ph.D.
President, Virginia Board of Nursing

ENTERED: May 15, 2012

Certified True Copy

By Kristal Blair
Virginia Board of Nursing

SEEN AND AGREED TO:

LeAnn Beverly
LeAnn Beverly, R.N.

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

Subscribed and sworn to before me, Rebecca Pickens, a Notary Public, this 3 day of May, 2012.

My commission expires _____ **MY COMMISSION EXPIRES FEBRUARY 24, 2016**

Registration Number _____

Rebecca Pickens
NOTARY PUBLIC