

**VIRGINIA:**

**BEFORE THE BOARD OF NURSING**

**IN RE:        MARK F. KUNZINGER, R.N.**  
**License No.: 0001-103649**

**CONSENT ORDER**

The Virginia Board of Nursing ("Board") and Mark F. Kunzinger, R.N., as evidenced by his signature hereto, enter into the following Consent Order affecting Mr. Kunzinger's license to practice nursing in Virginia.

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

**FINDINGS OF FACT**

1.        Mark Kunzinger, R.N., was issued License No. 0001-103649 to practice professional nursing by the Virginia Board of Nursing on October 17, 1986. Said license is set to expire on June 30, 2015. His primary state of residence is Virginia.

2.        During the course of his employment with Henrico Area Mental Health and Developmental Services, Glen Allen, Virginia, Mr. Kunzinger took expired Vistaril and Lisinopril from clients, which he stored in his home and did not return to the agency for disposal.

3.        As a result of this incident, Mr. Kunzinger resigned his employment in lieu of termination on March 4, 2013.

**CONCLUSIONS OF LAW**

Finding of Fact No. 2 constitutes a violation of § 54.1-3007(2), (5), and (8) of the Code of Virginia (1950), as amended ("Code"), and 18 VAC 90-20-300(A)(2)(m) of the Regulations Governing the Practice of Nursing.

**CONSENT**

Mark F. Kunzinger, R.N., by affixing his signature hereon, agrees to the following:

1. He has been advised to seek advice of counsel prior to signing this document;
2. He acknowledges that without his consent, no legal action can be taken against him except pursuant to the Virginia Administrative Process Act, § 2.2-4000(A) *et seq.* of the Code;
3. He acknowledges that he 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 him;
4. He waives all such right to an informal conference;
5. He admits to the Findings of Fact and Conclusions of Law contained herein and waives his right to contest such Findings of Fact and Conclusions of Law in any subsequent proceeding before the Board;
6. He consents to the entry of the following Order affecting his right to practice 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. Mark F. Kunzinger, R.N., is hereby REPRIMANDED.
2. Mr. Kunzinger shall maintain a course of conduct in his 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:



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

ENTERED: January 10<sup>th</sup> 2014

SEEN AND AGREED TO:



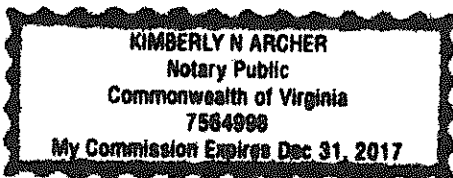
MARK F. KUNZINGER, R.N.

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

Subscribed and sworn to before me, Kimberly N. ARCHER, a Notary Public, this 10 day of January, 2014.

My commission expires 12/31/17.

Registration Number 7564998.



NOTARY PUBLIC