

VIRGINIA:

**BEFORE THE COMMITTEE OF THE
JOINT BOARDS OF NURSING AND MEDICINE**

IN RE: **ROBYN SAAVEDRA, R.N., L.N.P.**

CONSENT ORDER

By letter dated November 19, 2010 the Committee of the Joint Boards of Nursing and Medicine ("Committee of Joint Boards") noticed Ms. Saavedra for a formal hearing. In lieu of proceeding to a formal hearing, the Committee of Joint Boards and Ms. Saavedra, as evidenced by their signatures affixed below, agree to enter into this Consent Order affecting the license of Ms. Saavedra to practice as a nurse practitioner in Virginia.

The Committee of Joint Boards adopts the following Findings of Fact and Conclusions of Law.

FINDINGS OF FACT

1. Robyn Saavedra, R.N., L.N.P., was issued License No. 0024-167256 to practice as a licensed nurse practitioner in Virginia and Prescriptive Authority No. 0017-138785 by the Committee of Joint Boards on February 8, 2007. Both are current and set to expire on February 29, 2012. Ms. Saavedra was also issued License No. 0001-158045 to practice professional nursing in Virginia on March 12, 1998. Said license was indefinitely suspended by an order of the Board of Nursing entered on November 23, 2010. Her primary state of residence is Virginia.

2. During the course of Ms. Saavedra's employment with H.E.L.P. Free Clinic, Hampton, Virginia, on September 17, 2007, she diverted a prescription pad from her employer for her personal and unauthorized use. On September 13, 2009, Ms. Saavedra presented to Bayview Plaza Pharmacy, Norfolk, Virginia, a prescription for 120 dosage units of 350 mg Soma (carisoprodol, Schedule VI), written on a

H.E.L.P. Free Clinic prescription pad, dated September 10, 2009, in which she forged the name of a former co-worker as the prescriber.

3. On June 3, 2008, Ms. Saavedra prescribed two dosage units of 10 mg Valium (diazepam, Schedule IV) for a family member who was not her patient or a patient of her employer, with whom Ms. Saavedra had no bona fide practitioner-patient relationship, and for whom she did not create or maintain any patient records.

4. On May 12, 2008, Ms. Saavedra was convicted of misdemeanor reckless driving, Powhatan County, Virginia, General District Court, after consuming a large alcoholic drink and medication.

5. On October 13, 2009, Ms. Saavedra's urine sample tested positive for oxazepam (Schedule IV), for which she did not have a current valid prescription.

6. Former co-workers described Ms. Saavedra's behavior during her employment at the Powhatan Correctional Center, State Farm, Virginia, from January, 2008 to March, 2009, as at times strange, sleepy, emotionally labile, unable to concentrate, and consistent with impairment.

CONCLUSIONS OF LAW

1. Finding of Fact No. 2 constitutes a violation of § 54.1-3007(2) and (5) of the Code of Virginia (1950), as amended ("Code"), and 18 VAC 90-30-220(4) and (6) of the Regulations Governing the Licensure of Nurse Practitioners.

2. Finding of Fact No. 3 constitutes a violation 18 VAC 90-30-220(3), (4), and (6) of the Regulations Governing the Licensure of Nurse Practitioners and 18 VAC 90-40-121(B) and (C) and 18 VAC 90-40-130(1) of the Regulations for Prescriptive Authority for Nurse Practitioners.

3. Findings of Fact Nos. 2, 4, 5, and 6 constitute a violation of § 54.1-3007(6) of the Code.

CONSENT

Robyn Saavedra, R.N., L.N.P., 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 a formal fact finding hearing before the Committee of Joint Boards, 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 neither admits nor denies the Findings of Fact contained herein but waives her right to contest such Findings of Fact in any subsequent proceeding before the Committee of Joint Boards;
6. She consents to the entry of the following Order affecting her right to practice as a licensed nurse practitioner in Virginia.

ORDER

WHEREFORE, on the basis of the foregoing, the Committee of Joint Boards, effective upon entry of this Order, and in lieu of further proceedings, hereby ORDERS as follows:

1. Robyn Saavedra, R.N., L.N.P., is hereby REPRIMANDED.
2. License No. 0024-167256 and Prescriptive Authority No. 0017-138785 of Ms. Saavedra are INDEFINITELY SUSPENDED.
3. The license and prescriptive authority will be recorded as suspended and no longer current.
4. At such time as Ms. Saavedra shall petition the Committee of Joint Boards for reinstatement of her license, an administrative proceeding will be convened to determine whether she is capable of resuming safe and competent nurse practitioner practice. Ms. Saavedra 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.

5. This suspension shall be STAYED upon proof of entry into the Health Practitioners' Monitoring Program ("HPMP") and compliance with a Recovery Monitoring Contract with the HPMP pursuant to Chapter 25.1 of Title 54.1 of the Code and 18 VAC 76-10-10 *et seq.* of the Regulations Governing the HPMP. At such time, the indefinite suspension shall be STAYED and the following terms and conditions shall apply:

a. Ms. Saavedra shall comply with all terms and conditions for the period specified by the HPMP.

b. 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 Ms. Saavedra, and an administrative proceeding shall be held to determine whether her license and prescriptive authority shall be revoked. The stay of indefinite suspension may be summarily rescinded at such time the Committee of Joint Boards is notified that:

i. Ms. Saavedra is not in compliance with the terms and conditions specified by the HPMP;

ii. Ms. Saavedra's participation in the HPMP has been terminated;

iii. There is a pending investigation or unresolved allegation against Ms. Saavedra involving a violation of law, regulation, or any term or condition of this order.

6. Ms. Saavedra shall maintain a course of conduct in her capacity as a licensed nurse practitioner commensurate with the requirements of § 54.1-3000 *et seq.* of the Code and the Regulations Governing the Licensure of Nurse Practitioners.

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.

CONSENT ORDER - Robyn Saavedra, R.N., L.N.P.
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FOR THE COMMITTEE OF THE JOINT BOARDS

Patricia M. Selig

Patricia M. Selig, R.N., F.N.P., Ph.D.

Chair, Committee of the Joint Boards of Nursing and Medicine

ENTERED: December 1, 2010

SEEN AND AGREED TO:

Robyn Saavedra RN LNP
Robyn Saavedra, R.N., L.N.P.

COMMONWEALTH OF VIRGINIA,
COUNTY/CITY OF NOE FOLK, TO WIT:

Subscribed and sworn to before me, NORMAN WILLOUGHBY, a Notary Public, this 30 day of Nov, 2010.

My commission expires 10-31-11.

Registration Number 210634

N. Willoughby
NOTARY PUBLIC

