

VIRGINIA:

BEFORE THE BOARD OF NURSING

IN RE: DEBORAH ZIEGLER, R.N.
License No.: 0001-198383

ORDER

Pursuant to §§ 2.2-4020, 54.1-110 and 54.1-2400(11) of the Code of Virginia (1950), as amended ("Code"), a formal administrative hearing was held before a panel of the Board of Nursing ("Board") on November 18, 2013, in Henrico County, Virginia, to inquire into evidence that Deborah Ziegler, R.N., may have violated certain terms and conditions imposed on her, as set forth in the Order of the Board entered on March 19, 2013. The case was presented by Cynthia E. Gaines, Adjudication Specialist, Administrative Proceedings Division. Charis Mitchell, Assistant Attorney General, was present as legal counsel for the Board. Ms. Ziegler was not present and was not represented by legal counsel. The proceedings were recorded by a certified court reporter.

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

FINDINGS OF FACT

1. Deborah Ziegler, R.N., was issued License No. 0001-198383 to practice professional nursing in the Commonwealth of Virginia on September 23, 2005. Said license was indefinitely suspended by Order of the Board entered on March 19, 2013 ("Board's Order"). This suspension was stayed contingent upon terms and conditions imposed by the Board's Order. Ms. Ziegler's primary state of residence is Virginia.

2. Based upon the representations of Cynthia E. Gaines, Adjudication Specialist, and Commonwealth's Exhibit No. 1, the Notice of Formal Hearing, Affidavit of Mailing, and Respondent's Exhibit A, the presiding officer ruled that adequate notice was provided to the respondent and the hearing proceeded in her absence.

3. On August 23, 2013, the Board indefinitely suspended Ms. Ziegler's license due to her dismissal from the Health Practitioners' Monitoring Program ("HPMP").

4. Term 5(a) of the Board's Order entered March 19, 2013, required Ms. Ziegler to comply with all terms and conditions specified by the HPMP.

a. Ms. Ziegler entered into a Participation Contract with the HPMP on January 22, 2013.

b. On January 28, 2013, during her substance abuse assessment, she tested positive for alcohol. Ms. Ziegler admitted to drinking alcohol on January 26, 2013. Ms. Ziegler failed to call the urine screen test line on May 1, 2013, May 3, 2013 and May 6, 2013.

c. On July 19, 2013, she was dismissed from the HPMP for noncompliance.

5. Ms. Ziegler informed the Department of Health Professions' investigator that she desired to give up nursing.

CONCLUSIONS OF LAW

The Board concludes that Finding of Fact No. 4 constitutes a violation of Term 5(a) of the Board's Order entered March 19, 2013.

ORDER

WHEREFORE, the Virginia Board of Nursing, effective upon entry of this Order, hereby ORDERS as follows:

1. The license of Deborah Ziegler, R.N., be CONTINUED on INDEFINITE SUSPENSION. At such time as she shall petition the Board for reinstatement of her license, an administrative proceeding will be convened to determine whether she is able to return to the safe and competent practice of professional nursing.

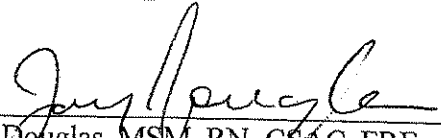
2. The license of Ms. Ziegler will be recorded as SUSPENDED and no longer current.

3. Ms. Ziegler is hereby REPRIMANDED.

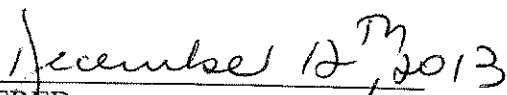
4. This Order shall be applicable to Ms. Ziegler's multistate licensure privileges, if any, to practice professional nursing.

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.

FOR THE BOARD



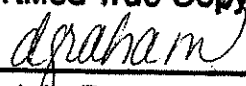
Jay P. Douglas, MSM, RN, C&AC, FRE
Executive Director
Virginia Board of Nursing



ENTERED

NOTICE OF RIGHT TO APPEAL

As provided by Rule 2A:2 of the Supreme Court of Virginia, you have 30 days from the date you are served with this Order in which to appeal this decision by filing a Notice of Appeal with Jay P. Douglas, R.N., M.S.M., C.S.A.C., Executive Director, Board of Nursing, 9960 Mayland Drive, Suite 300, Henrico, Virginia 23233. The service date shall be defined as the date you actually received this decision or the date it was mailed to you, whichever occurred first. In the event this decision is served upon you by mail, three days are added to that period.

Certified True Copy
By 

Virginia Board of Nursing