



COMMONWEALTH of VIRGINIA

Robert A. Nebiker
Director

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

November 14, 2003

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Karen Lind, RN
8424 Holstein Pony Court
Gainesville, Virginia 20155

CERTIFIED MAIL
7160 3901 9844 2316 5861

RE: License No.: 0001-074737
Expiration Date: 10/31/2004

Dear Ms. Lind:

This is official notification that an Informal Conference will be held, pursuant to § 2.2-4019, § 2.2-4021, § 54.1-2400(10) and § 54.1-3010 of the Code of Virginia (1950), as amended, on, **December 16, at 10:30 a.m.**, in the offices of the Department of Health Professions, 6603 West Broad Street, Fifth Floor, Richmond, Virginia. You may be represented by an attorney at the Informal Conference.

The Special Conference Committee ("Committee"), which is comprised of two or three members of the Virginia Board of Nursing, will inquire into allegations that you may have violated certain laws and regulations related to the practice of nursing. Specifically:

1. You may have violated § 54.1-3007(2) of the Code of Virginia (1950), as amended, and 18 VAC 90-20-300(A)(2)(e) of the Regulations of the Board of Nursing, in that, on or about March 28, 2003, you altered a prescription for maxidone (hydrocodone bitartrate/acetaminophen, Schedule III) written for you by W. James Werner, M.D., in that, you wrote on the prescription a '2' beside the number of refills section. You obtained said refills on or about April 4, 2003 and April 10, 2003. As a result, on or about July 15, 2003, in Criminal Court, Prince William County, Virginia, you were convicted of one (1) misdemeanor count of possession of a Schedule III substance, in violation of § 18.2-250.A(b) You were sentenced to twelve (12) months incarceration, suspended, and placed on supervised probation for 24 months.
2. You may have violated § 54.1-3007(6) of the Code of Virginia (1950), as amended in that, a review of your prescription profile revealed that, between on or about December 9, 2002, and March 20, 2003, you obtained prescriptions written by eight different physicians, for

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246 dosage units of hydrocodone/acetaminophen, a Schedule III controlled substance, and 67 dosage units of oxycodone/acetaminophen, a Schedule II controlled substance.

3. You may have violated § 54.1-3007(6) of the Code of Virginia (1950), as amended in that, a review of your medical records revealed that, between on or about May 21, 2003, and June 30, 2003, you obtained prescriptions for 160 dosage units of Vicodin (hydrocodone/acetaminophen, Schedule III), from various physicians at Gainesville Family Practice, P.C., Gainesville, Virginia.

Since the allegations listed above involve impairment, please be advised of the availability of making application to the Health Practitioners' Intervention Program ("Program") which is available to all health care practitioners licensed in Virginia. A brochure about the program is enclosed. Should you enter into a written agreement with the Program prior to your Informal Conference, the Committee will take that into consideration and could, among other options, decide to close your case with no disciplinary action.

Should you decide not to enter into a written agreement with the Program prior to your meeting with the Conference Committee, the Conference Committee is authorized, after meeting with you, to take one of the following actions:

1. If the Committee finds that there is insufficient evidence to warrant further action or that the charges are without foundation, the Committee shall notify you by mail that your record has been cleared of any charge which might affect your right to practice nursing in the Commonwealth;
2. The Committee may place you on probation with such terms as it may deem appropriate;
3. The Committee may reprimand you;
4. The Committee may impose a monetary penalty pursuant to § 54.1-2401 of the Code; or
5. The Committee may refer the case to the Board of Nursing or a panel thereof for a formal hearing. If the Committee is of the opinion that a suspension or revocation of your license may be justified, the Committee may offer you a consent order in lieu of a formal hearing.

If you fail to appear at the informal conference, the Committee will proceed to hear the case in your absence, and may take any of the actions outlined above.

At least ten (10) days prior to the scheduled date of the conference, please inform this office of your telephone number and whether you intend to appear at the conference. This can be done by calling our offices at (804) 662-9950 or by sending us a letter at the address listed above.

You have the right to information that the Board will rely upon in making a decision. Therefore, I have enclosed a copy of the documents that will be distributed to the members of the Committee. The Committee, when discussing the allegations with you and deliberating upon your case, will consider these documents. These documents are enclosed only with the original notice

sent by certified mail, and must be claimed at the post office. Please bring these documents with you.

If you have any additional documents to be presented to the Committee, please bring five (5) copies of each document with you.

Also, enclosed are copies of the relevant sections of the Administrative Process Act, which govern proceedings of this nature, as well as laws and regulations relating to the practice of nursing in Virginia that are cited in this notice.

Sincerely,



Susan Bell Rosen, RN, FNP, JD
Deputy Executive Director, Discipline

Enclosures

cc: Robert A. Nebiker, Director, Department of Health Professions
James L. Banning, Director for Administrative Proceedings
Committee members
Patricia L. Larimer, Senior Adjudication Analyst
Allan McDonald, Senior Investigator (Case No. 90269)
Donna P. Whitney, L.P.N., C.S.A.C, Intervention Program Manager

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