

VIRGINIA:

BEFORE THE BOARD OF NURSING

IN RE: CANDACE WALDRON, R.N.
License No.: 0001-194167

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 August 8, 2013, in Henrico County, Virginia, to inquire into evidence that Candace Waldron, R.N., may have violated certain laws and regulations governing the practice of nursing in Virginia. Ms. Waldron 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. Candace Waldron, R.N., was issued License No. 0001-194167 to practice professional nursing in the Commonwealth of Virginia on January 5, 2005. Said license expires on July 31, 2014. Ms. Waldron’s primary state of residence is Virginia.

2. By letter dated July 12, 2013, the Board of Nursing sent a Notice of Informal Conference (“Notice”) to Ms. Waldron notifying her that an informal conference would be held on August 8, 2013. The Notice was sent by certified and first class mail to 16099 Elliott Street, Abingdon, Virginia, 24210, the address of record on file with the Board of Nursing.

3. During the course of her employment with Abingdon Health and Rehabilitation, Abingdon, Virginia:

a. Between January 2013 and February 2013, Ms. Waldron diverted 60 tablets of hydrocodone/APAP 5-325 mg (Schedule III) from Resident A, 30 tablets of Norco (hydrocodone bitartrate/acetaminophen - Schedule III) from Resident B and 30 tablets of Endocet (oxycodone - Schedule II) from Resident C for her personal and unauthorized use.

b. On January 6, 2013, January 21, 2013, February 1, 2013, February 22, 2013, February 25, 2013, and March 5, 2013, Ms. Waldron forged other nurses' signatures on the facility's medication disposition forms.

4. Ms. Waldron stated at the beginning of the informal conference that on the advice of counsel, she would not make any statements or answer any questions from the Board due to the pendency of criminal charges stemming from the events giving rise to the disciplinary proceeding against Ms. Waldron.

5. Ms. Waldron signed a Participation Contract with the Health Practitioners' Monitoring Program on July 25, 2013, in which she acknowledged a history of chemical dependency. She presented a copy of the contract at the informal conference.

CONCLUSIONS OF LAW

1. Finding of Fact No. 3(a) constitutes a violation of § 54.1-3007(2), (5), and (6) of the Code and 18 VAC 90-20-300(A)(2)(c) of the Regulations Governing the Practice of Nursing ("Regulations").

2. Finding of Fact No. 3(b) constitutes a violation of § 54.1-3007(2) and (5) of the Code and 18 VAC 90-20-300(A)(2)(e) of the Regulations.

CONSENT

Candace Waldron, 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 a formal 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 neither admits nor denies 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. Candace Waldron, R.N., is hereby REPRIMANDED.

2. License No. 0001-194167 of Candace Waldron, R.N., is INDEFINITELY SUSPENDED.

3. The license will be recorded as suspended.

4. At such time as Ms. Waldron 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. Waldron 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 applies to any multistate privilege to practice professional nursing.

6. This suspension shall be STAYED immediately and the following terms and conditions shall apply:

a. Ms. Waldron shall comply with all terms and conditions of the HPMP 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. Waldron, 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:

- i. Ms. Waldron is not in compliance with the terms and conditions specified by the HPMP;
- ii. Ms. Waldron's participation in the HPMP has been terminated;
- iii. There is a pending investigation or unresolved allegation against Ms. Waldron involving a violation of law, regulation, or any term or condition of this order.

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

8. Ms. Waldron 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.

9. Upon receipt of evidence of Ms. Waldron's participation in and successful completion of the terms specified by the HPMP, the Board, at its discretion, may waive Ms. Waldron's appearance before the

Board, and conduct an administrative review of this matter, at which time he/she may be issued an unrestricted license.

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

Jane Ingalls
Jane Ingalls, R.N., Ph.D.
President, Virginia Board of Nursing

ENTERED: November 20, 2013

SEEN AND AGREED TO:

Candace Waldron
Candace Waldron, R.N.

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

Subscribed and sworn to before me, Karen Elaine Ford Jenkins Notary Public, this 31st day of October, 2013.

My commission expires 1/31/2014.

Registration Number 7531106.

Karen Elaine Ford Jenkins
NOTARY PUBLIC

