

VIRGINIA:

BEFORE THE BOARD OF NURSING

IN RE: DENEEN EDMONDS, C.N.A.
Certificate No.: 1401-079743

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 September 19, 2013, in Henrico County, Virginia, to inquire into evidence that Deneen Edmonds, C.N.A., may have violated certain laws governing certified nurse aide practice in Virginia and certain terms and conditions imposed on her, as set forth in the Order of the Board entered on May 6, 2011. The case was presented by Anne G. Joseph, Deputy Director, Administrative Proceedings Division. Charis Mitchell, Assistant Attorney General, was present as legal counsel for the Board. Ms. Edmonds 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. Deneen Edmonds, C.N.A., was issued Certificate No. 1401-079743 to practice as a nurse aide in Virginia on August 14, 1999. Said certificate expired on August 31, 2012.
2. Based on the representations of Anne Joseph and Commonwealth's Exhibit 1, the Notice of Formal Hearing, Affidavit of Mailing, and certified mail receipt, the presiding officer ruled that adequate notice was provided to the respondent and the hearing proceeded in her absence.
3. By Order entered May 6, 2011 ("Board's Order"), the Board placed Ms. Edmonds on probation for two years of nurse aide practice. This Order was based on findings that Ms. Edmonds was unable to practice as a nurse aide due to substance dependence and mental illness.

4. Term No. 1(d) of the Board's Order required performance evaluations to be submitted to the Board on the last day of the months of March, June, September, and December, with the first due on July 6, 2011. Ms. Edmonds failed to cause performance evaluations from her employer to be submitted in December 2011 and March 2012.

5. Term No. 1(e) of the Board's Order required that Ms. Edmonds comply with all of the recommendations of her counselor at the Chesterfield, Virginia, Mental Health – Mental Retardation and Substance Abuse Department. Written quarterly progress reports by her therapist and drug screen results were to be sent to the Board by the last day of the months of March, June, September, and December. The reports for September 2011 and December 2011 were received late. The report due by March 31, 2012, was not received by the Board.

6. Term No. 1(f) of the Board's Order required Ms. Edmonds to submit prescription reports for any Schedule II-V controlled medications within ten days of the date the medication was prescribed. Ms. Edmonds failed to report that she filled prescriptions for 41 Schedule II, III, and IV controlled substances.

7. By her own admission, Ms. Edmonds is not physically or mentally well, and she feels that nursing is a thing of the past for her. She has rods in her leg and neck as a result of an automobile accident, and she has applied for disability. She last was employed as a nurse aide in June 2012.

CONCLUSIONS OF LAW

1. Finding of Fact No. 4 constitutes a violation of Term No. 1(d) of the Board's Order.
2. Finding of Fact No. 5 constitutes a violation of Term No. 1(e) of the Board's Order.
3. Finding of Fact No. 6 constitutes a violation of Term No. 1(f) of the Board's Order.
4. Finding of Fact No. 7 constitutes a violation of § 54.1-3007(6) of the Code.

ORDER

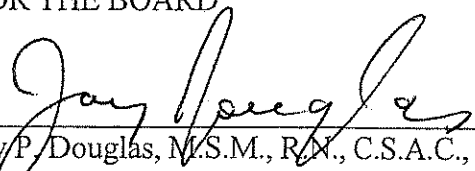
WHEREFORE, the Virginia Board of Nursing, effective upon entry of this Order, hereby ORDERS as

follows:

1. Deneen Edmonds, C.N.A., is REPRIMANDED.
2. The right of Ms. Edmonds to renew Certificate No. 1401-079743 to practice as a nurse aide in the Commonwealth of Virginia is hereby REVOKED.
3. The certificate of Ms. Edmonds will be recorded as REVOKED. Pursuant to § 54.1-2408.2 of the Code, should Ms. Edmonds seek reinstatement of her license after three years, she shall be responsible for any fees that may be required for the reinstatement of her certificate prior to issuance of her certificate to resume practice. The reinstatement of Ms. Edmonds' certificate shall require the affirmative vote of three-fourths of the members at a meeting of the Board.
4. At such time as Ms. Edmonds shall petition the Board for reinstatement of her certificate, an administrative proceeding will be convened to determine whether she is able to return to safe and competent nurse aide practice.


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

October 3rd, 2013
ENTERED

Certified True Copy
By 
Virginia Board of Nursing

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.