

**VIRGINIA:**

**BEFORE THE BOARD OF NURSING**

**IN RE:**

**SYLVESTER BRITT, R.N.**

**NOTICE OF HEARING**

Pursuant to §§ 2.2-4020, 2.2-4024(F), and 54.1-2400(11) of the Code of Virginia (1950), as amended (“Code”), Sylvester Britt, R.N., who, prior to its summary suspension by the Board of Nursing on December 29, 2010, held License No. 0001-072640, a Multistate Privilege to practice professional nursing in Virginia, is hereby given notice that a formal administrative hearing will be held in the presence of a panel of the Board of Nursing. The hearing will be held on February 7, 2011, at 1:30 p.m., at the offices of the Department of Health Professions, Board of Nursing, Perimeter Center, 9960 Mayland Drive, Suite 201, Henrico, Virginia 23233, at which time Mr. Britt will be afforded the opportunity to be heard in person or by counsel.

At the hearing, Mr. Britt has the following rights, among others: the right to representation by counsel; the right to have witnesses subpoenaed and to present witnesses on his behalf; the right to present documentary evidence; and the right to cross-examine adverse witnesses. If Mr. Britt desires any witnesses to appear on his behalf, he must notify the Director of Administrative Proceedings, Department of Health Professions, 9960 Mayland Drive, Suite 300, Henrico, Virginia 23233, in accordance with the Instructions for Requesting Subpoenas.

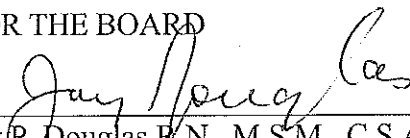
The purpose of the hearing is to inquire into evidence that Sylvester Britt, R.N., may have violated certain laws and regulations governing professional nursing practice in Virginia.

**STATEMENT OF PARTICULARS**

The Board alleges that Sylvester Britt, R.N., Chief Executive Officer, Nurse's Consultant Associates, Inc., Portsmouth, Virginia, may have violated § 54.1-3007(2) and (5) of the Code and 18 VAC 90-20-300(A)(2)(e) of the Regulations Governing the Practice of Nursing in that, between on or about June 19, 2002, and on or about April 24, 2010, he aided enrollees in his training program for Certified Substance Abuse Counselors ("CSACs") in falsifying their applications to the Virginia Board of Counseling to qualify as CSACs by signing the Verification of Supervision forms in his capacity as a registered nurse when in fact:

1. None of the CSAC Applicants who were interviewed by the Department of Health Professions' Investigator (Applicants A-H) had met the requirements for a CSAC applicant in that they had not received "clinical supervision," from Mr. Britt, as defined in 18 VAC 115-30-10 of the Regulations Governing the Certification of Substance Abuse Counselors and Substance Abuse Counselor Assistants ("CSAC Regulations") as "the ongoing process performed by a clinical supervisor who monitors the performance of the person supervised and provides regular, documented face-to-face consultation, guidance and education with respect to the clinical skills and competencies of the person supervised," sufficient to satisfy the 100 hour requirement set forth in 18 VAC 115-30-60(B)(2) of the CSAC Regulations.
2. Mr. Britt attested to the competence of Applicants A, C, D, F, G, and H, when, in fact, he did not supervise their clinical work with substance abuse clients.

FOR THE BOARD

  
Jay P. Douglas R.N., M.S.M., C.S.A.C.  
Executive Director for the Board of Nursing

ENTERED: December 30<sup>th</sup>, 2010