

VIRGINIA:

BEFORE THE BOARD OF NURSING

IN RE:

**DIANA MMINNIX, R.N.
LICENSE NO.: 0001-183492**

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"), Diana Minnix, R.N., who holds License No. 0001-183492 which expires on August 31, 2012, 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 November 16, 2011, at 1:00 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 Ms. Minnix will be afforded the opportunity to be heard in person or by counsel.

At the hearing, Diana Minnix, R.N., has the following rights, among others: the right to representation by counsel; the right to have witnesses subpoenaed and to present witnesses on her behalf; the right to present documentary evidence; and the right to cross-examine adverse witnesses. If Ms. Minnix desires any witnesses to appear on her behalf, she 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 consider inquire into evidence that Diana Minnix, R.N., may have violated certain terms and conditions imposed on her as set forth in the Order of the Board entered on November 25, 2008, as more fully set forth in the Statement of Particulars below, and to consider Ms. Minnix's petition for modification of said Order.

STATEMENT OF PARTICULARS

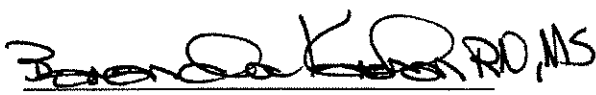
The Board alleges that:

1. Diana Minnix, R.N., may be in violation of Term No. 2 of the Board's Order, which required her to inform the Board in writing within ten days of any changes or interruptions in her nursing practice, in that Ms. Minnix failed to notify the Board within ten days of her medical leave from her employment with Community Memorial Healthcenter, South Hill, Virginia, which began on or about July 7, 2010.
2. Ms. Minnix may be in violation of Term No. 4 of the Board's Order, which required quarterly performance evaluations, in that after she began employment with Community Memorial Healthcenter on or about March 15, 2010, she failed to ensure that performance evaluations were received by the Board in a timely manner. Specifically, the evaluation for the period ending March 31, 2010, was received by the Board on April 13, 2010. The evaluation for the period ending June 30, 2010, was received on July 14, 2010.
3. Diana Minnix, R.N., may be in violation of Term No. 6 of the Board's Order, which required her to continue in therapy with a certified sex offender therapist, comply with any recommendations of the therapist, and have written quarterly progress reports submitted to the Board until the time Ms. Minnix was discharged from therapy, in that the progress reports for the periods ending January 25, 2009, June 30, 2009, September 30, 2009, and December 31, 2009, were not received by the Board.
4. Ms. Minnix may be in violation of Term No. 7 of the Board's Order, which required her to request that her court appointed probation officer provide the Board with a written report describing how she was meeting the conditions of her probation within 60 days from the date the Board's Order was entered, in that the report was due on January 25, 2009, but it was not received by the Board until March 16, 2009.
5. Diana Minnix, R.N., may be in violation of Term No. 9 of the Board's Order, which required her to provide all current and future treating practitioners with a complete copy of the Board's Order, in that

Ms. Minnix did not provide a complete copy of the Board Order to one of her treating practitioners, John Carrozella, M.D.

6. Ms. Minnix may have violated Term No. 10 of the Board's Order, which required her to provide quarterly self-reports, in that her reports were not received in a timely manner. Specifically, the majority of Ms. Minnix's self-reports were received either late or early.

FOR THE BOARD


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

ENTERED: October 28, 2011