

VIRGINIA:

BEFORE THE BOARD OF NURSING

**IN RE: WENDI H. DEAN, R.N.
 License No.: 0001-232526**

ORDER

In accordance with §§ 2.2-4019, 2.2-4021 and 54.1-2400(10) of the Code of Virginia (1950), as amended ("Code"), an informal conference was conducted on behalf of the Board of Nursing ("Board") on August 13, 2014, in Henrico County, Virginia. Wendi H. Dean, R.N., was present and was not represented by legal counsel. Jane Elliott, R.N., Ph.D., serving as Agency Subordinate for the Board, submitted a Recommended Decision for consideration.

On September 17, 2014, a quorum of the Board met to receive and act upon the Recommended Decision of the Agency Subordinate. Ms. Dean was not present nor was she represented by legal counsel.

Based upon its review of the Recommended Decision of the Agency Subordinate, the Board makes the following Findings of Fact and Conclusions of Law and issues the following Order.

FINDINGS OF FACT

1. Wendi H. Dean, R.N., was issued License No. 0001-232526 to practice professional nursing in Virginia on July 20, 2011. The license is scheduled to expire on April 30, 2015. Her primary state of residence is Virginia.
2. By letter dated July 17, 2014, the Board of Nursing sent a Notice of Informal Conference ("Notice") to Ms. Dean notifying her that an informal conference would be held on August 13, 2014. The Notice was sent by certified and first class mail to 9 Heatwole Road, Harrisonburg, Virginia, 22802, the address of record on file with the Board of Nursing.
3. By Order of the Board entered August 29, 2013, following an informal conference in which Ms. Dean was found to have diverted narcotic medications and to be unsafe to practice nursing due

to substance abuse, Ms. Dean was ordered to have an evaluation by a mental health/chemical dependency specialist satisfactory to the Board within 45 days of the date of entry of the Order; however, she failed to do so.

4. Ms. Dean stated that she did not have an excuse for failing to obtain the evaluation within the required timeframe, even after obtaining an extension from the Board. Ms. Dean presented an evaluation conducted on August 11, 2014, two days before the Informal Conference, by a licensed professional counselor at Behavioral Health of Rockingham Memorial Hospital, Harrisonburg, Virginia, who was not approved by the Board.

5. Ms. Dean appeared very depressed and was crying throughout the informal conference. Ms. Dean reported that she is seeing a family practitioner at Carilion Clinic, Dayton, Virginia, who has diagnosed her with bipolar/mood disorder. He has prescribed Lamictal and Zoloft, and is weaning her off of Cymbalta. Ms. Dean presented documentation from Carilion Clinic Family Medicine dated August 6, 2014, that she is on a medical leave of absence for two weeks, effective August 12, 2014. The practitioner further noted that Ms. Dean "is not functional during flare-ups."

CONCLUSIONS OF LAW

Findings of Fact Nos. 3 and 4 constitute a violation of Term Nos. 1 and 4 of the Board Order entered August 29, 2013.

ORDER

WHEREFORE, it is hereby ORDERED as follows:

1. Wendi H. Dean, R.N., is REPRIMANDED.
2. License No. 0001-232526 of Wendi H. Dean, R.N., is INDEFINITELY SUSPENDED.
3. The license will be recorded as suspended and no longer current.
4. At such time as Ms. Dean 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. Dean 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.

Pursuant to § 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 a public record, and shall be made available for public inspection and copying upon request.

Pursuant to Section 54.1-2400(10) of the Code, Ms. Dean may, not later than 5:00 p.m., on November 8, 2014, notify Jay P. Douglas, M.S.M., R.N., C.S.A.C., F.R.E., Executive Director, Board of Nursing, 9960 Mayland Drive, Suite 300, Henrico, Virginia 23233, in writing that she desires a formal administrative hearing before the Board. Upon the filing with the Executive Director of a request for the hearing, this Order shall be vacated.

FOR THE BOARD:


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

ENTERED: October 6, 2014

This Order shall become final on November 8, 2014, unless a request for a formal administrative hearing is received as described above.

Certified True Copy

By 
Virginia Board of Nursing