

**VIRGINIA:**

**BEFORE THE BOARD OF NURSING**

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

**ORDER**

Pursuant to §§ 2.2-4019, 2.2-4021, and 54.1-2400(10) of the Code of Virginia (1950), as amended (“Code”), a Special Conference Committee (“Committee”) of the Virginia Board of Nursing (“Board”) met on August 13, 2013, in Henrico County, Virginia, to inquire into evidence that Wendi H. Dean, R.N., may have violated certain laws and regulations governing professional nursing practice in Virginia. Ms. Dean was present and was not represented by legal counsel.

Upon consideration of the evidence, the Committee adopts the following Findings of Fact and Conclusions of Law.

**FINDINGS OF FACT**

1. Wendi H. Dean, R.N., was issued License No. 0001-232526 to practice professional nursing in the Commonwealth of Virginia on July 20, 2011. Said license expires on April 30, 2015. Her primary state of residence is Virginia.
2. By letter dated July 16, 2013, 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, 2013. 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. During the course of her employment with Rockingham Memorial Hospital, Harrisonburg, Virginia, Ms. Dean diverted medications for her personal and unauthorized use, as evidenced by the following:
  - a. On February 27, 2013, Ms. Dean withdrew Dilaudid (hydromorphone, Schedule II) for a patient and failed to document administration or wastage. The vial was later found in another patient’s bed.

b. On February 27, 2013, at 07:40 and 14:56, Ms. Dean withdrew hydromorphone 2 mg for Patient A; however, she failed to document administration or wastage.

c. On February 27, 2013, at 15:01, Ms. Dean withdrew hydromorphone 1 mg for Patient B. Ms. Dean documented wasting 0.5mg; however, she failed to document administration.

d. On March 1, 2013, Ms. Dean tested positive for morphine and hydromorphone for which she did not have valid prescriptions.

4. Ms. Dean acknowledged that she ingested medications prescribed to another family member and that she has ingested more than her prescribed dosage of Percocet (oxycodone/APAP, Schedule II).

5. Ms. Dean reported that she is currently prescribed the following medications by her family practitioner: Percocet, Lamictal, Zanaflex, Cymbalta, Xanax and Mucomyst.

#### **CONCLUSIONS OF LAW**

1. Finding of Fact No. 3 constitutes a violation of § 54.1-3007(2), (5), (6) and (8) of the Code and 18 VAC 90-20-300(A)(2)(c) and (f) of the Regulations Governing the Practice of Nursing.

2. Finding of Fact No. 4 constitutes a violation of § 54.1-3007(6) of the Code.

#### **ORDER**

On the basis of the foregoing, the Committee hereby ORDERS as follows:

1. Wendi H. Dean, R.N., shall have an evaluation by a mental health/chemical dependency specialist satisfactory to the Board and shall have a written report of the evaluation, including a diagnosis, a recommended course of therapy, and a prognosis sent to the Board within 45 days from the date this Order is entered. Ms. Dean shall comply with any recommendations of the specialist.

2. Upon receipt of the required information, the Board may request that Ms. Dean reappear at an administrative proceeding in order to consider the specialist's recommendations and to make a final disposition of the matter.


3. Ms. Dean 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 Regulations Governing the Practice of Nursing.

4. Any violation of the terms and conditions of this Order or of any law or regulation affecting the practice of nursing in the Commonwealth of Virginia shall constitute grounds for the suspension or revocation of the license of Wendi H. Dean, R.N., and an administrative proceeding shall be convened to determine whether such license shall be suspended or revoked.

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.

Pursuant to Section 54.1-2400(10) of the Code, Ms. Dean may, not later than 5:00 p.m., on September 30, 2013, notify Jay P. Douglas, 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 COMMITTEE:

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

ENTERED: August 29, 2013

This Order shall become final on September 30, 2013, unless a request for a formal administrative hearing is received as described above.

Certified True Copy

By   
Virginia Board of Nursing