

VIRGINIA:

BEFORE THE BOARD OF NURSING

**IN RE: VIOLET K. LETH, L.P.N., R.M.A. APPLICANT
LICENSE NO. 0002-019204**

ORDER

Pursuant to §§ 2.2-4019, 2.2-4021 and 54.1-2400(7) of the Code of Virginia (1950), as amended, ("Code"), an informal conference was held before an Informal Conference Committee of the Board of Nursing ("Committee") on April 2, 2012, in Henrico County, Virginia, to receive and act upon the application of Violet K. Leth for registration by examination as a medication aide in the Commonwealth of Virginia and to inquire into evidence that she may have violated certain laws and regulations governing medication aide practice in Virginia. Ms. Leth was present and was not represented by counsel.

Upon consideration of the evidence presented, the Committee adopted the following Findings of Facts and Conclusions of Law.

FINDINGS OF FACT

1. Violet K. Leth, L.P.N., submitted an application for registration by examination as a medication aide on June 17, 2011. Ms. Leth was issued a license to practice practical nursing by the Board, which expired on June 30, 1995. Ms. Leth's primary state of residence is Virginia.
2. By letter dated March 2, 2012, the Board sent a Notice of Informal Conference to Violet K. Leth, L.P.N., notifying her that an informal conference would be held on April 2, 2012. The notice was sent by certified and first class mail to 444 Clearfield Avenue, Chesapeake, Virginia, 23320, the address of record on file with the Board.
3. During course of her employment as a licensed practical nurse with Brent-Lox Hall Residential Nursing Center, Chesapeake, Virginia, on April 4, 1995, Ms. Leth administered the wrong medications to two residents and documented on the medication administration records that the ordered medications were given.

4. On November 10, 1997, in the Circuit Court of the City of Chesapeake, Virginia, Ms. Leth was convicted of one count of forgery and four counts of forge and utter, all felonies.

5. On May 23, 2008, in the Circuit Court of the City of Chesapeake, Virginia, Ms. Leth was convicted of forgery, a felony.

6. On July 26, 2004, in the Circuit Court of the City of Chesapeake, Virginia, Ms. Leth was convicted of possession of cocaine, a felony.

7. On September 23, 2010, in the Circuit Court of City of Chesapeake, Virginia, Ms. Leth was convicted of attempting to possess a Schedule I or II controlled substance.

8. Ms. Leth admitted to a history of substance abuse. In April 2011, She had a one-time relapse of alcohol use.

9. Ms. Leth stated that her current date of sobriety is April 2011. She last used cocaine in 2009.

10. Ms. Leth stated at the informal conference that she currently sees a Community Services Board therapist once a month and her probation officer every month. She currently works with a New Beginnings mentor and a case manager. She also has an Alcoholics Anonymous sponsor and attends either a AA or Narcotics Anonymous meeting once a week.

11. Ms. Leth presented a certificate of completion of the City of Chesapeake Drug Court Program.

12. Ms. Leth is currently taking an Anatomy & Physiology course and currently works at Virginia Home for Adults, in Chesapeake, Virginia. She stated that her employer is aware of these proceedings before the Board.

CONCLUSIONS OF LAW

1. Finding of Fact No. 3 constitutes a violation of § 54.1-3007(5) of the Code.
2. Findings of Fact Nos. 4 and 5 constitute a violation of § 54.1-3007(4) of the Code.
3. Findings of Fact Nos. 6 and 7 constitute a violation of § 54.1-3007(4) and (6) of the Code.

4. Finding of Fact No. 8 constitutes a violation of § 54.1-3007(6) of the Code.
5. Ms. Leth does otherwise meet the requirements of § 54.1-3042 of the Code.


ORDER

On the basis of the foregoing, the Virginia Board of Nursing hereby ORDERS that the application of Violet K. Leth, L.P.N., for registration by examination as a medication aide is hereby APPROVED. Upon successful completion of the Medication Aide examination, and upon entry into the Health Practitioners' Monitoring Program, Ms. Leth shall be issued a registration to practice as a medication aide in the Commonwealth. Thereafter, Ms. Leth shall comply with the terms and conditions of the HPMP for the period specified by the HPMP.

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. Leth may, not later than 5:00 p.m., on **June 27, 2012**, 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:



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

ENTERED: May 25th, 2012

This Order shall become final on **June 27, 2012**, unless a request for a formal administrative hearing is received as described above.

Certified True Copy
By 

Virginia Board of Nursing