



COMMONWEALTH of VIRGINIA

Dianne L. Reynolds-Cane, M.D.
Director

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Virginia Board of Nursing
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Executive Director

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NOTICE OF INFORMAL CONFERENCE

March 2, 2012

Violet K. Leth, L.P.N., R.M.A. Applicant
444 Clearfield Avenue
Chesapeake, VA 23320

CERTIFIED MAIL
7196 9008 9111 0159 7804

Re: VA License No.: 0002-019204
Expiration Date: June 30, 1995

Dear Ms. Leth:

This letter is official notification that an informal conference of the Virginia Board of Nursing ("Board") will be held, pursuant to §§ 2.2-4019, 2.2-4021, and 54.1-2400(7) of the Code of Virginia (1950), as amended ("Code"), on **April 2, 2012, at 10:30 a.m.**, in the offices of the Department of Health Professions, Perimeter Center, 9960 Mayland Drive, Suite 201, Henrico, Virginia 23233. You may be represented by an attorney at the informal conference. The informal conference committee, which is comprised of at least two members of the Board, will consider your application for registration by examination as a medication aide and will inquire into allegations that you may have violated certain laws and regulations governing the practice of medication aides in Virginia. Specifically:

1. You may have violated § 54.1-3007(5) of the Code in that during the course of your employment as a licensed practical nurse at Brent-Lox Hall Residential Nursing Center, Chesapeake, Virginia, on or about April 4, 1995, you administered the wrong medications to two residents and documented on the medication administration records that the ordered medications were given.

2. You may have violated § 54.1-3007(4) of the Code in that:

a. On or about November 10, 1997, in the Circuit Court of the City of Chesapeake, Virginia, you were convicted of one count of forgery and four counts of forge and utter, all felonies.

b. On or about May 23, 2008, in the Circuit Court of the City of Chesapeake, Virginia, you were convicted of forgery, a felony.

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3. You may have violated § 54.1-3007(4) and (6) of the Code in that:

a. On or about July 26, 2004, in the Circuit Court of the City of Chesapeake, Virginia, you were convicted of possession of cocaine, a felony.

b. On or about September 23, 2010, in the Circuit Court of the City of Chesapeake, Virginia, you were convicted of attempting to possess a Schedule I or II controlled substance.

4. You may have violated § 54.1-3007(6) of the Code in that, by your own admission, you have a history of substance abuse and in April, 2011, relapsed on alcohol.

The burden rests on you, as the applicant, to demonstrate that you meet the requirements of § 54.1-3042 of the Code.

Since the allegations listed above involve impairment, please be advised that you may make application to the Health Practitioners' Monitoring Program ("HPMP"), which is available to all health care practitioners licensed in Virginia. Information about the HPMP is enclosed. Should you enter into a written agreement with the HPMP prior to your informal conference, the Committee will take that into consideration when deciding your case.

After consideration of all information, the committee may:

1. Approve your application for registration by examination; or
2. Recommend to the Board that your application be approved with a reprimand, a monetary penalty, or terms and conditions, which may include placing you on probation; or
3. Recommend to the Board that your application be denied; or
4. Refer the matter to a formal hearing of the Board.

The recommendation of the committee will be presented to a quorum of the Board. The Board may accept or modify the recommendation, or reject the recommendation and move the case to a formal hearing. If you do not agree with the decision of the Board, you have the right to a formal administrative hearing before the Board.

Please advise the Board of your intention to be present at the informal conference. This can be done by calling our offices at (804) 367-4515 or sending us a letter at the address listed above.

You have a right to the information that will be relied on by the committee in making a decision. Therefore, I enclose a copy of the documents that will be distributed to the committee and will be considered when discussing the allegations with you and when deliberating upon your case. These documents are enclosed only with the original notice sent by certified mail and must be claimed at the post office.

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To facilitate this proceeding, you should submit five copies of any documents you wish the committee to consider to the Board of Nursing, Perimeter Center, 9960 Mayland Drive, Suite 300, Henrico, Virginia 23233, by **March 28, 2012**. Your documents may not be submitted by facsimile or e-mail.

Relevant sections of the Administrative Process Act, which govern proceedings of this nature, as well as laws relating to the practice of nursing and other healing arts in Virginia cited in this notice, can be found on the Internet at <http://leg1.state.va.us>. To access this information, please click on the *Code of Virginia* for statutes and *Virginia Administrative Code* for regulations.

In the event of inclement weather, please be advised that Board of Nursing hearings will be held unless state offices are closed. Please listen to television or radio announcements to provide information about official state closings or delays. If there is a delayed opening, hearings will begin at the time of the agency opening. A recorded announcement pertaining to closings or delays will also be available by calling the main telephone number for the Department of Health Professions at (804) 367-4400.

Sincerely,



Brenda Krohn, R.N., M.S.
Deputy Executive Director

BK/lba

Enclosures

cc: Anne Joseph, Deputy Director, Administrative Proceedings Division
Committee members
David Kazzie, Adjudication Specialist (case no. 140520)
Peggy Wood, Monitoring Program Coordinator