

VIRGINIA:

BEFORE THE BOARD OF NURSING

**IN RE: PAMELA S. BLANKENSHIP, C.N.A.
Certificate No.: 1401-109743**

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 May 9, 2013, in Henrico County, Virginia. Pamela S. Blankenship, C.N.A., was not present nor was she represented by legal counsel. Jane Elliott, R.N., Ph.D., serving as Agency Subordinate for the Board, submitted a Recommended Decision for consideration.

On July 16, 2013, a quorum of the Board met to receive and act upon the Recommended Decision of the Agency Subordinate. Ms. Blankenship 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. Pamela S. Blankenship, C.N.A., was issued Certificate No. 1401-109743 to practice as a nurse aide in Virginia on July 21, 2005. The certificate is scheduled to expire on July 31, 2013.
2. By letter dated April 4, 2013, the Board of Nursing sent a Notice of Informal Conference ("Notice") to Ms. Blankenship notifying her that an informal conference would be held on May 9, 2013. The Notice was sent by certified and first class mail to 600 Brown Springs Road, Mosheim, Tennessee 37818, the address of record on file with the Board of Nursing. The certified mail was returned to the Board office unclaimed; the first class mail was not returned. The Notice was also sent to 485 Stateline Road, Lot 18A, Narrows, Virginia 24124, a secondary address. The certified mail was returned to the Board office unclaimed; the first class mail was not returned. The Agency Subordinate concluded that

adequate notice was provided to Ms. Blankenship and the informal conference proceeded in her absence.

3. During the course of her employment with Pro Careers, Inc., Christiansburg, Virginia, while assigned to provide personal care to Resident A from 8:00 a.m. to 2:00 p.m., and respite care from 2:00 p.m. to 5:00 p.m., on August 28, 2012 and August 30, 2012, Ms. Blankenship left the resident after providing personal care; however, she documented on the Provider Aide Record that she was there until 5:00 p.m. Further, on August 29, 2012, Ms. Blankenship failed to report to the resident's home or notify family or the agency of her absence. There was no patient harm was reported.

4. In her statement to the Department of Health Professions investigator, Ms. Blankenship confirmed that she falsified her timesheets. Ms. Blankenship did not make any excuses and expressed regret for what she had done. Ms. Blankenship was employed at Pro Careers from February 11, 2009, to September 5, 2012, when her employment was terminated for the above incident. She is currently employed at Princeton Healthcare Center.

CONCLUSIONS OF LAW

1. Finding of Fact No. 3 constitutes a violation of § 54.1-3007(2), (5) and (8) of the Code and 18 VAC 90-25-100(2)(d) and (e) of the Regulations Governing Certified Nurse Aides.

2. Finding of Fact No. 3 and Conclusion of Law No. 1 constitute Findings of Neglect pursuant to 42 CFR § 483.156(b)(2) and (c)(1)(iv)(D) of the Code of Federal Regulations.

ORDER

WHEREFORE, it is hereby ORDERED as follows:


1. Certificate No. 1401-109743 of Pamela S. Blankenship, C.N.A., is REVOKED.
2. The certificate will be recorded as revoked and no longer current.
3. Findings of Neglect shall be ENTERED against Pamela S. Blankenship, C.N.A., in the Virginia Nurse Aide Registry pursuant to 42 CFR § 483.13(c)(1)(ii)(B) and 42 CFR § 483.156(b)(2)

and (c)(1)(iv)(D). These findings prohibit Ms. Blankenship's employment as a certified nurse aide in any long-term care facility that receives Medicare or Medicaid reimbursement, according to 42 CFR § 483.13(c)(1)(ii)(B).

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.

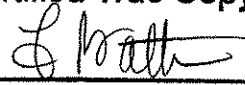
Since Ms. Blankenship failed to appear at the informal conference, this Order shall be considered final. Ms. Blankenship has the right to appeal this Order directly to the appropriate Virginia circuit court. As provided by Rule 2A:2 of the Supreme Court of Virginia, Ms. Blankenship has thirty (30) days from the date of service (the date she actually received this decision or the date it was mailed to her, whichever occurred first) within which to appeal this decision by filing a Notice of Appeal with Jay P. Douglas, R.N., M.S.M., C.S.A.C., Executive Director, Board of Nursing, at Perimeter Center, 9960 Mayland Drive, Suite 300, Richmond, Virginia 23233. In the event that this decision is served by mail, three (3) days are added to that period.

FOR THE BOARD


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

Entered: July 23RD, 2013

Certified True Copy

By 
Virginia Board Of Nursing