

VIRGINIA:

BEFORE THE BOARD OF NURSING

**IN RE: SARAH CLEVELAND WAITE, R.N.
License No.: 0001-204019**

CONSENT ORDER

The Virginia Board of Nursing ("Board") and Sarah Cleveland Waite, R.N., as evidenced by her signature hereto, enter into the following Consent Order affecting Ms. Waite's license to practice professional nursing in Virginia.

The Board adopts the following Findings of Fact and Conclusions of Law.

FINDINGS OF FACT

1. Sarah Cleveland Waite, R.N., was issued License No. 0001-204019 to practice professional nursing by the Virginia Board of Nursing on October 3, 2006. Said license is valid in Virginia only and is set to expire on November 30, 2013. Her primary state of residence is Virginia.
2. By Order entered February 8, 2011 ("Board's Order"), the Board reprimanded Ms. Waite and took no further action against her contingent upon her compliance with the Health Practitioners' Monitoring Program ("HPMP"). This Order was based on findings that Ms. Waite had diverted narcotics and was unable to safely practice professional nursing due to substance abuse. Ms. Waite had entered into the HPMP on May 20, 2010.
3. In March 2012, Ms. Waite relapsed on Ritalin. She subsequently received inpatient and outpatient substance abuse treatment.
4. Ms. Waite was dismissed from the HPMP on October 19, 2012, for failure to comply with the urine toxicology screening program.

5. Ms. Waite re-entered the HPMP on December 17, 2012. She is currently in compliance with the program.

CONCLUSIONS OF LAW

1. Finding of Fact No. 3 constitutes a violation of § 54.1-3007(6) of the Code of Virginia (1950), as amended (“Code”).

2. Finding of Fact No. 4 constitutes a violation of Term No. 2 of the Board’s Order and § 54.1-3007(6) of the Code.

CONSENT

Sarah Cleveland Waite, R.N., by affixing her signature hereon, agrees to the following:

1. She has been advised to seek advice of counsel prior to signing this document;
2. She acknowledges that without her consent, no legal action can be taken against her except pursuant to the Virginia Administrative Process Act, § 2.2-4000(A) *et seq.* of the Code;
3. She acknowledges that she has the following rights, among others: the right to an informal fact finding conference before the Board, the right to reasonable notice of said hearing, the right to representation by counsel, and the right to cross-examine witnesses against her;
4. She waives all such right to an informal conference;
5. She admits to the Findings of Fact and Conclusions of Law contained herein and waives her right to contest such Findings of Fact and Conclusions of Law in any subsequent proceeding before the Board;
6. She consents to the entry of the following Order affecting her right to practice professional nursing in Virginia.

ORDER

WHEREFORE, on the basis of the foregoing, the Virginia Board of Nursing, effective upon entry of this Order, and in lieu of further proceedings, hereby ORDERS as follows:

1. Sarah Cleveland Waite, R.N., is hereby REPRIMANDED.
2. License No. 0001-204019 of Sarah Cleveland Waite, R.N., is INDEFINITELY SUSPENDED.
3. The license will be recorded as suspended and no longer current.
4. This suspension applies to any multistate privilege to practice professional nursing.
5. This suspension shall be STAYED contingent upon Ms. Waite's continued compliance with the HPMP, and the following terms and conditions shall apply:
 - a. Ms. Waite shall comply with all terms and conditions for the period specified by the HPMP.
 - b. Any violation of the terms and conditions stated in this Order shall be reason for summarily rescinding the stay of indefinite suspension of the license of Ms. Waite, and an administrative proceeding shall be held to determine whether her license shall be revoked. The stay of indefinite suspension may be summarily rescinded at such time the Board is notified that:
 - i. She is not in compliance with the terms and conditions specified by the HPMP;
 - ii. Her participation in the HPMP has been terminated;
 - iii. There is a pending investigation or unresolved allegation against her involving a violation of law, regulation, or any term or condition of this order.
6. Upon receipt of evidence of Ms. Waite's participation in and successful completion of the terms specified by the HPMP, the Board, at its discretion, may waive her appearance before the Board and conduct an administrative review of this matter, at which time she may be issued an unrestricted license.

7. Ms. Waite 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 Board of Nursing Regulations.

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 upon request.

FOR THE BOARD

Jane Ingalls
Jane Ingalls, R.N., Ph.D.
President, Virginia Board of Nursing

ENTERED: July 17, 2013

SEEN AND AGREED TO:

Sarah Cleveland Waite
Sarah Cleveland Waite, R.N.

COMMONWEALTH OF VIRGINIA,
COUNTY/CITY OF Aldemare, TO WIT:

Subscribed and sworn to before me, Sarah Cleveland Waite a Notary Public, this 25 day of June, 2013.

My commission expires June 30 2017.

Registration Number 7540875.

CASEY M CRENSHAW
NOTARY PUBLIC
COMMONWEALTH OF VIRGINIA
MY COMMISSION EXPIRES JUNE 30, 2017
COMMISSION # 7540875

Casey Crenshaw
NOTARY PUBLIC

Certified True Copy
By [Signature]
Virginia Board of Nursing