

VIRGINIA:

BEFORE THE BOARD OF NURSING

IN RE: ROBIN PORTER, R.N.
License No.: 0001-129706

CONSENT ORDER

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

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

FINDINGS OF FACT

1. Robin Porter, R.N., was issued License No. 0001-129706 to practice professional nursing by the Virginia Board of Nursing on August 28, 1992. Said license is set to expire on July 31, 2014. Her primary state of residence is Virginia. She previously held a license to practice professional nursing in the State of Nevada, which expired in 2009.

2. During the course of her employment with Martinsville-Henry County Memorial Hospital, which ended in 2007, Ms. Porter removed patient records from the facility without authorization and stored these records in unlocked locations in her home. Some of the records were originals; thus, the hospital did not have a complete record of the patients' treatment.

CONCLUSIONS OF LAW

Finding of Fact No. 2 constitutes a violation of § 54.1-3007(2), (3), (5), and (8) of the Code of Virginia (1950), as amended ("Code"), and 18 VAC 90-20-300(A)(2)(m) of the Regulations Governing the Practice of Nursing.

CONSENT

Robin Porter, 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 formal fact finding hearing 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. Robin Porter, R.N., is hereby REPRIMANDED.
2. Ms. Porter shall pay a MONETARY PENALTY of \$200.00 to the Board within 30 days of the entry of this Order.
3. Ms. Porter 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.

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 Ms. Porter 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 upon request.

FOR THE BOARD

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

ENTERED: July 16, 2013

SEEN AND AGREED TO:

Robin Porter RN
Robin Porter, R.N.

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

Subscribed and sworn to before me, Tracy C. Morrison, a Notary Public, this 1st day of July, 2013.

My commission expires August 31, 2013

Registration Number 302450

TRACY C. MORRISON
NOTARY PUBLIC
Commonwealth of Virginia
Reg. #302450
My Commission Expires 8/31/2013

Certified True Copy

By [Signature]
Virginia Board of Nursing

[Signature]
NOTARY PUBLIC