

VIRGINIA:

BEFORE THE BOARD OF NURSING

IN RE: LAURA CLINTON, L.P.N.
License No.: 0002-079651

ORDER

Pursuant to §§ 2.2-4019, 2.2-4021, and 54.1-2400(10) of the Code of Virginia (1950), as amended ("Code"), a Special Conference Committee ("Committee") of the Virginia Board of Nursing ("Board") met on June 17, 2013, in Henrico County, Virginia, to inquire into evidence that Laura Clinton, L.P.N., may have violated certain laws and regulations governing nursing practice in Virginia. Ms. Clinton was present and was not represented by counsel.

Upon consideration of the evidence, the Committee adopts the following Findings of Fact and Conclusions of Law.

FINDINGS OF FACT

1. Laura Clinton, L.P.N., was issued License No. 0002-079651 to practice practical nursing in the Commonwealth of Virginia on January 8, 2009. Said license expired on October 12, 2012. Ms. Clinton was issued License No. LPN78025 to practice practical nursing in the State of North Carolina on October 12, 2012. Said license will expire on April 30, 2014. Ms. Clinton's primary state of residence is North Carolina.
2. By letter dated May 24, 2013, the Board of Nursing sent a Notice of Informal Conference ("Notice") to Ms. Clinton notifying her that an informal conference would be held on June 17, 2013. The Notice was sent by certified and first class mail to 301 Watauga Avenue, Apt. A, Greenville, North Carolina 27834, the address of record on file with the Board of Nursing. The Notice was also sent to 907 Allen Road, Apt. C3, Greenville, North Carolina 27834, a secondary address.

3. On July 23, 2012, during the course of her employment with Maxim Healthcare Services (“Maxim”), Abingdon, Virginia, while providing care to a nine-month-old client, by her own admission, Ms. Clinton fell asleep during her shift.

4. Ms. Clinton stated to the Committee that she was sick that day and had called Maxim to report that she could not work because she was ill. She was told by the Maxim staff that there was no one who could cover her shift, so Ms. Clinton reported to her client’s home. Ms. Clinton stated that she had taken medication that made her sleepy.

5. On August 14, 2012, Ms. Clinton’s employment with Maxim was terminated.

CONCLUSIONS OF LAW

Finding of Fact No. 3 constitutes a violation of § 54.1-3007(2) and (5) of the Code and 18 VAC 90-20-300(A)(2)(f) of the Regulations Governing the Practice of Nursing.

ORDER

On the basis of the foregoing, the Committee hereby ORDERS as follows:

1. Laura Clinton, L.P.N., is hereby REPRIMANDED.
2. Ms. Clinton shall maintain a course of conduct in her capacity as a practical 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 on request.

Pursuant to Section 54.1-2400(10) of the Code, Ms. Clinton may, not later than 5:00 p.m., on August 19, 2013, notify Jay P. Douglas, Executive Director, Board of Nursing, 9960 Mayland Drive, Suite 300,

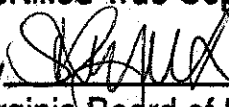
Henrico, Virginia 23233, in writing that she desires a formal administrative hearing before the Board. Upon the filing with the Executive Director of a request for the hearing, this Order shall be vacated.

FOR THE COMMITTEE:


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

ENTERED. July 16, 2013

This Order shall become final on August 19, 2013 unless a request for a formal administrative hearing is received as described above.

Certified True Copy
By 
Virginia Board of Nursing