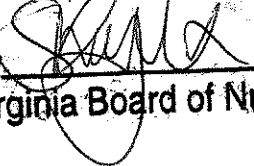


RECEIVED

JUN 13 2013

VA BD OF NURSING

Certified True Copy

By 
Virginia Board of Nursing



COMMONWEALTH of VIRGINIA

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

Department of Health Professions
Perimeter Center
9960 Mayland Drive, Suite 300
Henrico, Virginia 23233-1463

www.dhp.virginia.gov
TEL (804) 367- 4400
FAX (804) 527- 4475

June 12, 2013

Sherri Wall Dudun
2065 Bizzone Circle
Virginia Beach, VA 23464
and
12320 Burbank Boulevard, Apt. #209
Valley Village, CA 91607

CERTIFIED MAIL

DUPLICATE COPY
VIA FIRST CLASS MAIL

DATE 6/12/13

RE: License No.: 0002-081798


Dear Ms. Dudun:

Pursuant to Section 54.1-2409 of the Code of Virginia (1950), as amended, ("Code"), you are hereby given notice that your license to practice nursing in the Commonwealth of Virginia has been mandatorily suspended by the enclosed Order entered June 12, 2013. You are hereby advised that, pursuant to Section 54.1-2409.1 of the Code, any person who practices a profession or occupation after having their license or certificate to do so suspended shall be guilty of a felony. Please return your license to Jay P. Douglas, Executive Director of the Virginia Board of Nursing, at the above address, immediately upon receipt of this letter.

Section 54.1-2409 of the Code further provides that you may apply to the Board of Nursing ("Board") for reinstatement of your license, and shall be entitled to a hearing not later than the next regular meeting of the Board after the expiration of sixty days from the receipt of such reinstatement application. You have the following rights, among others: to be represented by legal counsel, to have witnesses subpoenaed on your behalf, to present documentary evidence and to cross-examine adverse witnesses. The reinstatement of your license shall require the affirmative vote of three-fourths of the members present of the Board of Nursing.

Should you wish to petition the Board of Nursing for reinstatement of your license, contact Jay P. Douglas, Executive Director, at the above address or (804) 367-4599.

Sincerely,


Arne W. Owens, Chief Deputy Director
Department of Health Professions

Enclosures
Case # 151001

VIRGINIA:

BEFORE THE DEPARTMENT OF HEALTH PROFESSIONS

IN RE: SHERRI WALL DUDUN, L.P.N.
License No.: 0002-081798


ORDER

In accordance with Section 54.1-2409 of the Code of Virginia (1950), as amended, ("Code"), I, Arne W. Owens, Chief Deputy Director of the Virginia Department of Health Professions, received and acted upon evidence that the Arizona State Board of Nursing accepted the voluntary surrender, in lieu of further disciplinary action, from Sherri Wall Dudun, L.P.N., of her license to practice nursing in the State of Arizona by a Consent for Entry of Voluntary Surrender dated May 22, 2013. A certified copy of the Consent for Entry of Voluntary Surrender is attached to this Order and is marked as Commonwealth's Exhibit No. 1.

WHEREFORE, by the authority vested in the Director of the Department of Health Professions pursuant to Section 54.1-2409 of the Code, it is hereby ORDERED that the privilege of Sherri Wall Dudun, L.P.N., to renew her license to practice nursing in the Commonwealth of Virginia be, and hereby is, SUSPENDED.

Upon entry of this Order, the license of Sherri Wall Dudun, L.P.N., will be recorded as suspended. Should Ms. Dudun seek reinstatement of her license pursuant to Section 54.1-2409 of the Code, she shall be responsible for any fees that may be required for the reinstatement and renewal of her license prior to issuance of her license to resume practice.

Pursuant to Sections 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 a public record and shall be made available for public inspection and copying upon request.



Arne W. Owens, Chief Deputy Director
Department of Health Professions

ENTERED: 6-12-2013



COMMONWEALTH of VIRGINIA

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

Department of Health Professions
Perimeter Center
9960 Mayland Drive, Suite 300
Henrico, Virginia 23233-1463

www.dhp.virginia.gov
TEL (804) 367- 4400
FAX (804) 527- 4475

CERTIFICATION OF DUPLICATE RECORDS

I, Arne W. Owens, Chief Deputy Director of the Department of Health Professions, hereby certify that the attached Consent for Entry of Voluntary Surrender dated May 22, 2013, regarding Sherri Wall Dudun, L.P.N., is a true copy of the records received from the Arizona State Board of Nursing.


Arne W. Owens

Date: 6-12-2013

ARIZONA STATE BOARD OF NURSING
4747 North 7th Street, Suite 200
Phoenix, Arizona 85014-3655
602-771-7800

IN THE MATTER OF PRACTICAL NURSE
LICENSE NO. LP037879

ISSUED TO:

SHERRI WALL DUDUN
RESPONDENT

**CONSENT FOR ENTRY OF
VOLUNTARY SURRENDER
ORDER NO. 1302006**

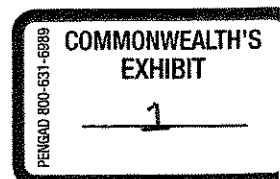
A complaint charging Sherri Wall Dudun ("Respondent") with violation of the Nurse Practice Act has been received by the Arizona State Board of Nursing ("Board"). In the interest of a prompt and speedy settlement of the above-captioned matter, consistent with the public interest, statutory requirements, and the responsibilities of the Board, and pursuant to A.R.S. § 32-1605.01(D), Respondent voluntarily surrenders her license for a minimum of three (3) years.

Based on the evidence before it, the Board makes the following Findings of Fact, Conclusions of Law:

FINDINGS OF FACT

1. Respondent holds Board issued practical nurse license no. LP037879.
2. On or about February 5, 2013, the Board received a complaint from the Human Resources Director of Sirona Infusion, LLC in Chandler, Arizona alleging Respondent appeared impaired while at work and had odor of alcohol while working as a practical nurse at Sirona Infusion in Chandler, Arizona.

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3. In the complaint filed with the Board on or about February 5, 2013, the Human Resources Director of Sirona Infusion, LLC in Chandler, Arizona stated on or about February 5, 2013, Respondent told her she was attending AA meetings again and a church that she liked. Respondent requested a medical leave in order to obtain medical treatment.

4. On or about March 14, 2013, Respondent admitted to Board's Nurse Practice Consultant that she had been drinking excessively and had concerns about her health and safety.

5. On or about March 14, 2013, Respondent signed a Stipulated Agreement, and entered the Chemically Addicted Nurses Diversion Option (CANDO) program that required, among other things, abstinence from the use of alcohol and unauthorized use of all mind or mood altering medication and controlled and addictive substances; random drug screens; intensive outpatient treatment and aftercare treatment; self reports; Alcoholic or Narcotic Anonymous attendance and nurse support group meeting attendance; employment restrictions; and nursing employer notification and supervision.

6. On or about April 5, 2013, Sonora Quest Laboratories reported to the Board that Respondent's urine drug test collected on March 27, 2013 was positive for Ethylglucuronide (EtG), a metabolite of alcohol.

7. On or about April 9, 2013, Respondent admitted to Board's Nurse Practice Consultant she drank alcohol on or about March 31, 2013, in violation of her Stipulated Agreement, paragraph 2, page 1, requiring her to completely abstain from the use of alcohol. Board's Nurse Practice Consultant reviewed new requirements with her that would be sent to her in an Addendum to the Stipulated Agreement, including relapse evaluation, increase in the frequency of drug testing, increase in the frequency of attendance at AA meetings, among other requirements. Respondent expressed concern about her ability to pay for the relapse evaluation.

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8. On or about April 11, 2013, Board staff mailed a Relapse Addendum to Respondent requiring she submit to a relapse evaluation by a psychologist with expertise in substance use disorders within three days of the effective date, among other requirements.
9. On or about April 18, 2013, Respondent left a voicemail message for Board Nurse Practice Consultant that she had gone to North Carolina to support a friend who had been in Boston, Massachusetts and was extremely distressed from exposure to a tragic event that occurred in Boston, in violation of her Stipulated Agreement, paragraph 13, page 2 requiring her to give prior notification to the Board and Laboratory of any inability to be available for drug screening.
10. On or about April 19, 2013, Respondent failed to submit to random urine drug screening, in violation of her Stipulated Agreement, paragraph 4, page 1, requiring her to submit to random drug screening.
11. On or about May 1, 2013, Respondent left a voicemail message for Board Nurse Practice Consultant that she was moving to California on May 2, 2013, in violation of her Stipulated Agreement, paragraph 26, page 4, requiring Respondent inform the CANDO program in writing of a pending relocation out of the State of Arizona.
12. On or about May 2, 2013, Respondent requested to voluntarily surrender her license. According to Respondent, she does not have the resources to comply with the Stipulated Agreement at this time.

CONCLUSIONS OF LAW

Pursuant to A.R.S. §§ 32-1606, 32-1663, and 32-1664, the Board has subject matter and personal jurisdiction in this matter.

The conduct and circumstances described in the Findings of Fact constitute a violation of A.R.S. § 32-1663(D) as defined in § 32-1601(22) ("Unprofessional conduct" includes the following whether occurring in this state or elsewhere) (d) (Any conduct or practice that is or might be harmful or dangerous to the health of a patient or the public), (i) Failing to comply with a stipulated agreement, consent agreement or board order and (j) (Violating this chapter or a rule that is adopted by the board pursuant to this chapter) (effective August 2, 2012), specifically; A.A.C R4-19-403 (17) (A pattern of using or being under the influence of alcohol, drugs, or a similar substance to the extent that judgment may be impaired and nursing practice detrimentally affected, or while on duty in any health care facility, school, institution, or other work location), and (31) (Practicing in any other manner that gives the Board reasonable cause to believe the health of a patient or the public may be harmed) (effective January 31, 2009).

The conduct and circumstances described in the Findings of Fact constitute sufficient cause pursuant to A.R.S. §§ 32-1605.01(D) and 32-1664(N) to take disciplinary action against Respondent's license to practice as a registered nurse in the State of Arizona.

Respondent admits the Board's Findings of Fact, Conclusions of Law.

In lieu of a formal hearing on these issues, Respondent agrees to issuance of the attached Order and waives all rights to a hearing, rehearing, appeal or judicial review relating to this matter.

Respondent further waives any and all claims or causes of action, whether known or unknown, that Respondent may have against the State of Arizona, the Board, its members, offices, employees and/or agents arising out of this matter.

Respondent understands that all investigative materials prepared or received by the Board concerning these violations and all notices and pleadings relating thereto may be retained in the Board's file concerning this matter.

Respondent understands that the admissions in the Findings of Fact are conclusive evidence of a violation of the Nurse Practice Act and may be used for purposes of determining sanctions in any future disciplinary matter. Respondent understands the right to consult legal counsel prior to entering into the Consent Agreement and such consultation has either been obtained or is waived.

Respondent understands that this voluntary surrender is effective upon its acceptance by the Executive Director or the Board and by Respondent as evidenced by the respective signatures thereto. Respondent's signature obtained via facsimile shall have the same effect as an original signature. Once signed by Respondent, the agreement cannot be withdrawn without the Executive Director or the Board's approval or by stipulation between Respondent and the Executive Director or the Board. The effective date of this Order is the date the Voluntary Surrender is signed by the Executive Director or the Board and by Respondent. If the Voluntary Surrender is signed on a different date, the later date is the effective date.

Respondent understands that Voluntary Surrender constitutes disciplinary action. Respondent also understands that she may not reapply for re-issuance during the period of Voluntary Surrender.

Respondent agrees that she may apply for re-issuance after the period of voluntary surrender under the following conditions, and must comply with current law at the time of their application for re-issuance:

The application for re-issuance must be in writing and shall contain therein or have attached thereto substantial evidence that the basis for the voluntary surrender has been removed and that the re-issuance of the license does not constitute a threat to the public's health, safety and welfare. The

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Board may require physical, psychological, or psychiatric evaluations, reports and affidavits regarding Respondent as it deems necessary. These conditions shall be met before the application for re-issuance is considered.

Sherri Wall Dudun
Respondent

Date: May 15, 2013

ARIZONA STATE BOARD OF NURSING

Joey Ridenour
Joey Ridenour, R.N., M.N., F.A.A.N.
Executive Director

Dated: 5/22/2013

SEAL

ARIZONA STATE BOARD OF NURSING
MAY 20 2013

KERRIGAN/LP037879.DUDUN

ORDER

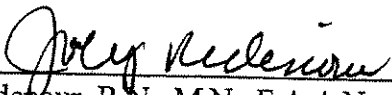
Pursuant to A.R.S. § 32-1605.01(D) the Board hereby accepts the Voluntary Surrender of practical nurse license number LP037879, issued to Sherri Wall Dudun. This Order of Voluntary Surrender hereby entered shall be filed with the Board and shall be made public upon the effective date of this Consent Agreement. Respondent shall not practice in Arizona under the privilege of a multistate license.

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IT IS FURTHER ORDERED that Respondent may apply for re-issuance of said license after a minimum period of three (3) years.

SEAL

ARIZONA STATE BOARD OF NURSING



Joey Ridehour, R.N., M.N., F.A.A.N.
Executive Director

Dated: 5/22/2013

JR/JK/oz

COPY mailed this 6th day of May, 2013, by First Class Mail to

Sherri Wall Dudun
12320 Burbank Blvd., Apt. #209
Valley Village CA 91607

By: Olga Zuniga