



COMMONWEALTH of VIRGINIA

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NOTICE OF INFORMAL CONFERENCE BEFORE AN AGENCY SUBORDINATE

May 24, 2006

Jennifer A. Bryant, R.N.
38 Cynthia's Place, Apt. 104
Fredericksburg, VA 22406

CERTIFIED MAIL
71603901984887214402

RE: License No.: 0001-175195
Expiration Date: April 30, 2008

Dear Ms. Bryant:

This letter is official notification that an informal conference of the Virginia Board of Nursing ("Board") will be held on **June 15, 2006, at 11:00 a.m.**, at the Department of Health Professions, 6603 West Broad Street, Richmond, Virginia. In accordance with §§ 2.2-4019, 2.2-4021, and 54.1-2400(10) of the Code of Virginia (1950), as amended ("Code"), this informal conference will be held before an agency subordinate of the Board of Nursing. This informal conference will be convened as a public meeting pursuant to § 2.2-3700 *et. seq.* of the Code. The agency subordinate will inquire into allegations that you may have violated certain laws and regulations governing the practice of nursing in Virginia. Specifically:

You may have violated § 54.1-3007(6) of the Code, in that:

1. On or about August 25, 2005, you submitted to a pre-employment urine drug screen for employment with Beverly Enterprises, Inc., Fort Smith, Arizona, which was positive for Methadone (Dolophine), a Schedule II controlled substance. As a result, your offer for employment was rescinded.
2. By your own admission, you have a history of depression, bipolar disorder, and chronic back pain, for which you take multiple prescription medications.

3. You violated the pain management agreement you entered with Raymond Greaser, M.D., Advanced Pain Solutions, P.C., where you have been receiving treatment since January 2004. The agreement which you signed stated that Dr. Greaser would be the only individual who could prescribe medications for you, and you violated that agreement when you sought medications via the internet. When the violation occurred, Dr. Greaser ceased prescribing medications for you.
4. By your own admission, you sought additional tablets of hydrocodone via the Internet. You reported ingesting as many as 30 tablets of hydrocodone daily, and that due to attempts to stop taking the hydrocodone, on or about September 25, 2005, you self-admitted to Mary Washington Hospital Emergency Room. Upon the recommendation of the hospital, you admitted yourself to Snowden of Fredericksburg, Virginia, for psychiatric treatment.

After consideration of all information, the agency subordinate may:

1. Recommend to the Board that you be exonerated, that there be a finding of no violation, or that insufficient evidence exists to determine that a statutory/regulatory violation has occurred; or
2. Recommend findings of fact, conclusions of law and a sanction, to include a reprimand, placing you on probation with terms, suspension or revocation of your license, or imposing a monetary penalty pursuant to § 54.1-2401 of the Code.

Further, the agency subordinate may recommend that that a previous Board Order be modified, or refer this matter for a formal administrative proceeding pursuant to § 2.2-4020 of the Code.

Board's Review of Agency Subordinate's Recommended Decision

If you **appear in person or by counsel at the informal conference**, the recommendation of the agency subordinate will be presented to a quorum of the Board. The Board may accept or modify the recommendation, or reject the recommendation and move the case to formal hearing. If you do not agree with the decision of the Board, you have the right to a formal administrative hearing before the Board.

If you **fail to appear in person or by counsel at the informal conference**, the recommendation of the agency subordinate will be presented to a quorum of the Board. The Board may accept or modify the recommendation, or reject the recommendation. The Board's decision regarding the agency subordinate's recommendation is a final order that can only be appealed to circuit court as provided by Rule 2A:2 of the Supreme Court of Virginia.

You have the right to information that will be relied upon by the agency subordinate in making a decision. Therefore, I enclose a copy of the documents that will be distributed to the agency subordinate, and will be considered when discussing the allegations with you and when deliberating upon your case. These documents are enclosed only with the original notice sent by certified mail, and must be claimed at the post office. Further, if you retain counsel, it is your responsibility to

provide the enclosed materials to your attorney.

To facilitate this proceeding, you should submit **four (4)** copies of any documents you wish for the agency subordinate to consider to Susan Rosen, 6603 West Broad Street, 5th Floor, Richmond, Virginia 23230-1712, by **June 9, 2006**. Your documents may not be submitted by facsimile or e-mail.

Absent good cause to support a request for a continuance, the informal conference will be held on **June 15, 2006**. A request to continue this proceeding must state **in detail** the reason for the request and must establish good cause. Such request must be made, in writing, to me at the address listed on this letter and must be received by **5:00 p.m.** on **June 9, 2006**. Only one such motion will be considered. Absent critical circumstances, such as personal or family illness, a request for a continuance after **June 9, 2006**, will not be considered.

Relevant sections of the Administrative Process Act, which govern proceedings of this nature, as well as laws relating to the practice of medicine and other healing arts in Virginia cited in this notice can be found on the Internet at <http://leg1.state.va.us>. Relevant excerpts of the code of Virginia and Board of Nursing regulations are included. To access this information, please click on the *Code of Virginia* for statutes and *Virginia Administrative Code* for regulations. Relevant excerpts of the *Code of Virginia* and the Board of Nursing Regulations are included in this mailing.

Please advise the Board, in writing, of your intention to be present. If you have any questions regarding this notice, please contact this office, at (804) 662- 9948.

Sincerely,



Susan Bell Rosen, R.N., F.N.P., M.S, J.D.
Deputy Executive Director, Discipline

Enclosures

cc: Agency Subordinate
Robert A. Nebiker, Director, Department of Health Professions
Anne Joseph, Deputy Director, Administrative Proceedings Division
Gayle E. Miller, Adjudication Specialist
Helene J. Kelly, Investigator (105152)