



COMMONWEALTH of VIRGINIA

Department of Health Professions

Board of Nursing

Nancy K. Durrett, R.N., M.S.N.
Executive Director
nursebd@dhp.state.va.us

November 25, 2002

Amended Notice

6606 West Broad Street, Fourth Floor
Richmond, Virginia 23230-1717
(804) 662-9909
Nurse Aide Registry (804) 662-7310
FAX (804) 662-9512
TDD (804) 662-7197

Julia K. Cash, R.N.
1500 N. Coalter Street, Apt. E-5
Staunton, VA 24401

CERTIFIED MAIL
7160 3901 9844 7523 7943

RE: License No. 0001-143044
Expiration: 12/31/02

Dear Ms. Cash:

This is official notification that an Informal Conference will be held, pursuant to § 2.2-4019, § 2.2-4021, § 54.1-3010 and § 54.1-2400(10) of the Code of Virginia (1950), as amended ("Code"), on December 18, 2002, at 1:00 p.m., in the offices of the Department of Health Professions, 6603 West Broad Street, Fifth Floor, Richmond, Virginia.

The Special Conference Committee, which is comprised of two or three members of the Virginia Board of Nursing, will review your compliance with the terms and conditions of probation imposed upon your license to practice as a professional nurse in Virginia, as set forth in an Order of the Board entered February 14, 2002. Specifically:

You may have violated Term Number 1 of the Order entered February 14, 2002, and § 54.1-3007(2) and (6) of the Code, in that you failed to comply with all terms and conditions for the period specified by the Health Practitioners' Intervention Program ("HPIP"). On or about March 7, 2002, you verbally stated that you were not going to continue in the program. On or about April 19, 2002, you were dismissed from the HPIP for failing to:

- a) Return a signed Recovery Monitoring Contract;
- b) Attend 12-step and/or Caduceus meetings;
- c) Call for or submit to urine drug screens since December 28, 2001;
- d) Respond to telephone messages and written correspondence regarding your non-compliance; and
- e) Submit monthly self reports.

You may be represented by an attorney at the Informal Conference. After the conference, the conference committee is authorized to take the following actions:

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Regulating Nursing - Protecting the Public*

1. If the committee finds that there is insufficient evidence to warrant further action or that the charges are without foundation, the committee shall notify you by mail that your record has been cleared of any charge which might affect your right to practice nursing in the Commonwealth;
2. The committee may continue your license on probation with such terms as it may deem appropriate;
3. The committee may reprimand you;
4. The committee may modify a previous Order;
5. The committee may impose a monetary penalty pursuant to § 54.1-2401 of the Code; or
6. The committee may refer the case to the Board of Nursing or a panel thereof for a formal hearing. If the Conference Committee is of the opinion that a suspension or revocation of your license may be justified, the committee may offer you a consent order in lieu of a formal hearing.

If you fail to appear at the informal conference, the Conference Committee will proceed to hear the case in your absence, and may take any of the actions outlined above.

The Board hereby offers to enter into the enclosed Consent Order with you in lieu of an informal conference in this matter, subject to approval by the full Board. Please review this document, and should you consent to its terms, sign it in the presence of a notary public. In order for this Consent Order to become effective, you must return the entire document bearing your witnessed signature to the Board office on or before December 8, 2002. Upon its receipt in the Board office, the Consent Order will be signed and entered and the informal conference will be canceled. You will receive a certified copy of the Consent Order, bearing the date of entry, shortly thereafter. Should the Board not receive this signed Consent Order from you by 5:00 p.m. on December 8, 2002, the Board will proceed with the informal conference as scheduled. Should you choose to surrender your license at this time, you have the right in the future to petition the Board for its reinstatement.

At least ten (10) days prior to the scheduled date of the conference, please inform this office of your telephone number and whether you intend to appear at the conference. This can be done by calling our offices at (804) 662-9950 or by sending us a letter at the address listed above.

You have the right to information, which will be relied upon by the Board in making a decision. Therefore, I have enclosed a copy of the documents, which will be distributed to the members of the Committee and will be considered by the Committee 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. Please bring these documents with you.

If you have any additional documents to be presented to the Conference Committee, please bring five (5) copies of each document with you.

Also, enclosed are copies of the relevant sections of the Administrative Process Act, which govern proceedings of this nature, as well as laws and regulations relating to the practice of nursing in Virginia that are cited in this notice.

Sincerely,



Jay P. Douglas, R.N., M.S.M., C.S.A.C.
Deputy Executive Director, Discipline

JPD/tdh/klb
Enclosures

cc: Robert A. Nebiker, Director, Department of Health Professions
James L. Banning, Director, Administrative Proceedings Division
Tammie D. Hall, Senior Adjudication Analyst
Ann Tiller, Compliance Manager (85718)
Committee Members