

VIRGINIA:

BEFORE THE BOARD OF NURSING

**IN RE: DEANNA COLE, R.N.
License No.: 0001-233667**

ORDER

Pursuant to §§ 2.2-4020, 54.1-110 and 54.1-2400(11) of the Code of Virginia (1950), as amended ("Code"), a formal administrative hearing was held before a panel of the Board of Nursing ("Board") on May 22, 2013, in Henrico County, Virginia, to inquire into evidence that Deanna Cole, R.N., may have violated certain laws and regulations governing nursing practice in Virginia. The case was presented by Cynthia E. Gaines, Adjudication Specialist, Administrative Proceedings Division. Charis Mitchell, Assistant Attorney General, was present as legal counsel for the Board. Ms. Cole was present and was not represented by legal counsel. The proceedings were recorded by a certified court reporter.

Upon consideration of the evidence presented, the Board adopted the following Findings of Fact and Conclusions of Law.

FINDINGS OF FACT

1. Deanna Cole, R.N., was issued License No. 0001-233667 to practice professional nursing in the Commonwealth of Virginia on September 15, 2011. Said license expires on December 31, 2014. Ms. Cole's primary state of residence is Virginia.
2. During the course of her employment with Riverside Regional Medical Center, Newport News, Virginia, while working the overnight shift between March 3, 2012 and March 4 2012, Ms. Cole admitted to accompanying a coworker into the room of a patient who was unconscious and on a ventilator, and who was not assigned to her, for the specific purpose of looking at his genitalia.

3. Ms. Cole testified that she had been a nurse for less than a year on March 3, 2012, and that she knew what she did was wrong and is remorseful. She testified that she had never been disciplined prior to this incident. As a result of this incident, Ms. Cole was disciplined by receiving a final warning. Ms. Cole remains employed with Riverside Regional Medical Center.

CONCLUSIONS OF LAW

The Board concludes that Finding of Fact No. 2 constitutes a violation of § 54.1-3007(2), (5), and (8) of the Code and 18VAC 90-20-300(A)(2)(f) of the Regulations Governing the Practice of Nursing.

ORDER

WHEREFORE, the Virginia Board of Nursing, effective upon entry of this Order, hereby ORDERS as follows:

1. Deanna Cole, R.N., shall provide the Board with verification that she has completed the following NCSBN online courses within 60 days of the entry of this Order: *Ethics of Nursing Practice*, *Patient Privacy*, and *Respecting Professional Boundaries*.

2. Ms. Cole 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.

3. 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. Cole 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 on request.

FOR THE BOARD

Jay P. Douglas

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

June 6, 2013

ENTERED

NOTICE OF RIGHT TO APPEAL

As provided by Rule 2A:2 of the Supreme Court of Virginia, you have 30 days from the date you are served with this Order in which to appeal this decision by filing a Notice of Appeal with Jay P. Douglas, R.N., M.S.M., C.S.A.C., Executive Director, Board of Nursing, 9960 Mayland Drive, Suite 300, Henrico, Virginia 23233. The service date shall be defined as the date you actually received this decision or the date it was mailed to you, whichever occurred first. In the event this decision is served upon you by mail, three days are added to that period.

Certified True Copy
By *Deanna Cole*

Virginia Board of Nursing