

VIRGINIA:

BEFORE THE BOARD OF NURSING

IN RE: REVA G. NEEL, R.N.
License No.: 0001-102544

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 20, 2013, in Henrico County, Virginia, to inquire into evidence that Reva G. Neel, R.N., may have violated certain terms and conditions imposed on her, as set forth in the Order of the Board entered on May 25, 2012. The case was presented by Tammie D. Jones, Adjudication Specialist, Administrative Proceedings Division. Howard M. Casway, Senior Assistant Attorney General, was present as legal counsel for the Board. Ms. Neel was not 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. Reva G. Neel, R.N., was issued License 0001-102544 to practice professional nursing in the Commonwealth of Virginia on August 15, 1986. Said license was indefinitely suspended by the Board on February 20, 2013. Her primary state of residence is Virginia. By Consent Order entered May 25, 2012, Ms. Neel's license was indefinitely suspended, with said suspension stayed contingent upon proof of entry into the Health Practitioners' Monitoring Program ("HPMP") and thereafter, complying with all terms and conditions. This action was based on findings that Ms. Neel had multiple convictions for driving while under the influence in Virginia and North Carolina, and was hospitalized for alcohol dependence, major depressive disorder and generalized anxiety disorder. The stay of the suspension was summarily rescinded on February 20, 2013.

2. Based upon the representations of Tammie D. Jones and Commonwealth's Exhibit #1, the

Notice of Formal Hearing and Affidavit of Mailing, the presiding officer ruled that adequate notice was provided to the respondent and the hearing proceeded in her absence. By phone call and facsimile, Ms. Neel requested a continuance due to a lack of transportation. The continuance was denied and the hearing proceeded in her absence.

3. On April 17, 2012, Ms. Neel entered a Participation Contract with the HPMP. Ms. Neel failed to attend or reschedule HPMP orientation, register for the urine toxicology screening program and maintain contact with her case manager. On October 21, 2012, Ms. Neel submitted a letter of resignation to the HPMP, and on January 11, 2013, she was dismissed due to noncompliance.

4. On January 9, 2012, Ms. Neel began receiving substance abuse counseling from Mt. Rogers Community Service Board, which she attended sporadically. On September, 24, 2012, Ms. Neel declined further counseling and was discharged from the agency.

5. Ms. Neel was hospitalized at Wythe County Community Hospital, Wytheville, Virginia, March 4-9, 2013, for a pelvic fracture. The medical records indicated that Ms. Neel displayed strong narcotic analgesic-seeking behavior, in that she reported that she mistakenly removed her fentanyl (Schedule II) patch, could not find it and wanted a new one. Ms. Neel also demanded Dilaudid (hydromorphone, Schedule II) for pain and a high dose of Benadryl for itching.

CONCLUSIONS OF LAW

The Board concludes that Finding of Fact No. 3 constitutes a violation of Term No. 5 of the Order entered May 25, 2012.

ORDER

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

1. License No. 0001-102544 issued to Reva G. Neel, R.N., to practice professional nursing in the Commonwealth of Virginia is hereby CONTINUED on INDEFINITE SUSPENSION.

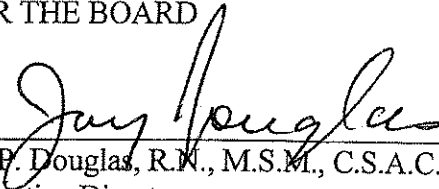
2. The license of Reva G. Neel, R.N., will be recorded as SUSPENDED. Should Ms. Neel seek reinstatement of her license consistent with this Order, she shall be responsible for any fees that may be required for the reinstatement of her license prior to issuance of her license to resume practice.

3. At such time as Ms. Neel shall petition the Board for reinstatement of her license, a hearing will be convened to determine whether she is able to return to the safe and competent practice of professional nursing.

3. This Order shall be applicable to Ms. Neel's multistate licensure privileges, if any, to practice professional nursing in the Commonwealth of Virginia.

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

June 4th, 2013

ENTERED

Certified True Copy

By Araham
Virginia Board of Nursing

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.