



# COMMONWEALTH of VIRGINIA

Robert A. Nebiker  
Director

*Department of Health Professions*  
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Virginia Board of Nursing  
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Executive Director

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June 26, 2006

Bronwen K. Marshall, R.N. Reinstatement Applicant  
4023 Stigall Drive  
Midlothian, Virginia 23112

**CERTIFIED MAIL**  
**71603901984887214822**

**RE: License No. 0001-140420-Suspended 3/24/00**

Dear Ms. Marshall:

This is official notification that an Informal Conference will be held, pursuant to §§ 2.2-4019, 2.2-4021, 54.1-110 and 54.1-2400(7) and (10) of the Code of Virginia (1950), as amended ("Code"), on **July 17, 2006, at 10:00 a.m.**, in the offices of the Department of Health Professions, 6603 West Broad Street, Fifth Floor, Richmond, Virginia. You may be represented by an attorney at the conference.

The Special Conference Committee ("Committee"), which is comprised of at least two members of the Virginia Board of Nursing, will receive and act upon your application for the reinstatement of your license to practice as a professional nurse in the Commonwealth of Virginia and will inquire into allegations that you may have violated certain laws and regulations governing the practice of professional nursing in Virginia.

1. You may have violated § 54.1-3007(4) of the Code in that:
  - a. On February 21, 2001, you were convicted in the Circuit Court of Chesterfield County, Virginia, of one count of obtaining or attempting to obtain drugs by fraud, a felony. You were sentenced to five years incarceration with all five years suspended, ordered to complete a drug rehabilitation program, placed on supervised probation and ordered to pay court costs. You subsequently violated your probation and on December 3, 2003, you were sentenced to five years incarceration with two years and six months suspended.
  - b. On June 17, 2003, you were convicted in the Juvenile and Domestic Relations Court of Chesterfield County, Virginia, of three counts of petit larceny, all misdemeanors. You were

sentenced to twelve months incarceration on each count, with all time suspended on two counts and all but three months suspended on one count. You were ordered keep the peace and be of good behavior for three years and to pay court costs and restitution.

- c. On January 29, 2004, you were convicted in the Circuit Court for the City of Richmond, Virginia, of one count of felony escape. You were sentenced to five years incarceration with all but one month suspended.
2. You may have violated § 54.1-3007(6) of the Code, in that:
    - a. By your own admission, you are currently undergoing treatment for substance abuse.
    - b. On August 30, 2005, you signed a Participation Contract with the Health Practitioners' Intervention Program ("HPIP"), pursuant to Chapter 25.1 of Title 54.1 of the Code, and 18 VAC 76-10-10, et seq., of the Regulations Governing the HPIP. This was done with the understanding that the program is to assist those persons who have an impairment, defined as "a physical or mental disability, including, but not limited to substance abuse, that substantially alters the ability of a practitioner to practice his profession with safety to his patients and the public."
    - c. By your own admission, you currently attend three to four Narcotics Anonymous meetings a month and one or two Caduceus meetings a month.
  3. You may have violated §54.1-3007(1) of the Code, and 18 VAC 90-20-300(A)(1)(b) of the Board of Nursing Regulations, in that on your application for reinstatement of your license as a professional nurse received March 21, 2006, you stated that you did not suffer from any mental, physical, or chemical dependency condition that could interfere with your current ability to practice as a professional nurse. You have admitted to being addicted to alcohol and that you have undergone substance abuse treatment.

After meeting with you, the Committee is authorized to take one of the following actions:

1. The Committee may reinstate your certificate to practice as a nurse aide in the Commonwealth without restriction;
2. The Committee may deny the reinstatement of your certificate;
3. The Committee may reinstate your certificate and place you on probation with such terms and conditions as it may deem appropriate;
4. The Committee may reinstate your certificate and reprimand you;
5. The Committee may reinstate your certificate and 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.

The burden of providing evidence satisfactory to the Board that you are prepared to resume the competent practice of nursing with reasonable skill and safety to patients rests with you.

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

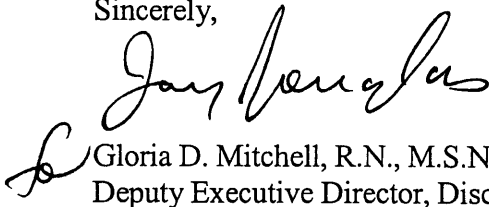
**At least ten (10) days prior to the scheduled date of the conference please inform this office of your telephone number and whether you intend to appear at the conference. This can be done by calling our offices at (804) 662-7165 or by sending us a letter at the address listed above.**

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

You have the right to information which will be relied upon by the Board in making a decision. Therefore, I 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.

Enclosed you will find copies of the relevant sections of the Administrative Process Act, which governs proceedings of this nature, as well as the laws and regulations relating to the practice of nursing in Virginia.

Sincerely,

  
Gloria D. Mitchell, R.N., M.S.N., M.B.A.  
Deputy Executive Director, Discipline

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Enclosures

cc: Robert A. Nebiker, Director  
Anne G. Joseph, Deputy Director, Administrative Proceedings Division  
Mykl D. Egan, Adjudication Specialist  
Vicky Fox, Senior Investigator (108166)  
Committee Members