

**VIRGINIA:**

**BEFORE THE BOARD OF NURSING**

**IN RE:       LISA R. WEEKS, C.N.A.  
              Certificate No.: 1401-164908**

**ORDER**

In accordance with §§ 2.2-4019, 2.2-4021 and 54.1-2400(10) of the Code of Virginia (1950), as amended ("Code"), an informal conference was conducted on behalf of the Board of Nursing ("Board") on October 30, 2014, in Henrico County, Virginia. Lisa R. Weeks, C.N.A., was not present nor was she represented by legal counsel. Nancy Durrett, R.N., M.S., serving as Agency Subordinate for the Board, submitted a Recommended Decision for consideration.

On January 28, 2015, a quorum of the Board met to receive and act upon the Recommended Decision of the Agency Subordinate. Ms. Weeks was not present nor was she represented by legal counsel.

Based upon its review of the Recommended Decision of the Agency Subordinate, the Board makes the following Findings of Fact and Conclusions of Law and issues the following Order.

**FINDINGS OF FACT**

1. Lisa R. Weeks, C.N.A., was issued Certificate No. 1401-164908 to practice as a nurse aide in Virginia on February 5, 2014. The certificate is scheduled to expire on February 29, 2016.
2. By letter dated September 9, 2014, the Board of Nursing sent a Notice of Informal Conference ("Notice") to Ms. Weeks notifying her that an informal conference would be held on October 14, 2014. The Notice was sent by certified and first class mail to 1220 Cocoon Lane, Bedford, Virginia 24523, the address of record on file with the Board of Nursing. The Notice sent by certified mail was accepted by Ms. Weeks on September 11, 2014. As of October 30, 2014, the Notice sent by first class

mail had not been returned to the Board office. By letter dated October 8, 2014, sent by certified and first class mail, the Board notified Ms. Weeks that the informal conference scheduled for October 14, 2014, was continued until October 30, 2014. According to the United States Postal Service website, the continuance letter sent by certified mail was delivered on October 10, 2014. As of October 30, 2014, the continuance letter sent by first class mail had not been returned to the Board office. The Agency Subordinate concluded that adequate notice was provided to Ms. Weeks and the informal conference proceeded in her absence.

3. On June 18, 2014, and June 27, 2014, during the course of her employment with Richfield Retirement Community, Salem, Virginia, by her own admission, Ms. Weeks removed a total of six Fentanyl patches (C-II) from Resident A for her personal and unauthorized use. Ms. Weeks' actions were recorded by video camera.

4. Ms. Weeks admitted that she has a substance abuse problem. On July 17, 2014, Ms. Weeks signed a Participation Contract with the Health Practitioners' Monitoring Program ("HPMP"). She was referred to an intensive outpatient program through her current methadone treatment provider.

5. On October 29, 2014, Ms. Weeks was placed on pre-dismissal status with the HPMP due to noncompliance with her contract. Ms. Weeks failed to attend the HPMP orientation and failed to enter the intensive outpatient treatment program. Ms. Weeks stated to her HPMP case manager that she could not comply due to her pending legal obligations.

6. Ms. Weeks has been charged with seven felony counts related to her diversion from Richfield Retirement Community, and is scheduled for a trial in the Roanoke County, Virginia, Circuit Court on November 25, 2014.

### CONCLUSIONS OF LAW

1. Finding of Fact No. 3 constitutes a violation of § 54.1-3007(2), (5) and (8) of the Code and 18 VAC 90-25-100(2)(c) of the Regulations Governing Certified Nurse Aides.
2. Finding of Fact No. 4 constitutes a violation of § 54.1-3007(6) of the Code.

### ORDER

WHEREFORE, it is hereby ORDERED as follows:


1. Certificate No. 1401-164908 of Lisa R. Weeks to practice as a nurse aide is INDEFINITELY SUSPENDED.
2. The certificate will be recorded as suspended and no longer current.
3. At such time as Ms. Weeks shall petition the Board for reinstatement of her certificate, an administrative proceeding will be convened to determine whether she is capable of resuming the safe and competent practice as a nurse aide. Ms. Weeks shall be responsible for any fees that may be required for the reinstatement and renewal of the certificate prior to issuance of the certificate to resume practice.

Pursuant to § 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 a public record, and shall be made available for public inspection and copying upon request.

Since Ms. Weeks failed to appear at the informal conference, this Order shall be considered final. Ms. Weeks has the right to appeal this Order directly to the appropriate Virginia circuit court. As provided by Rule 2A:2 of the Supreme Court of Virginia, Ms. Weeks has 30 days from the date of service (the date she actually received this decision or the date it was mailed to her, whichever occurred first) within which to appeal this decision by filing a Notice of Appeal with Jay P. Douglas, M.S.M., R.N., C.S.A.C., F.R.E., Executive Director, Board of Nursing, at Perimeter Center, 9960 Mayland Drive, Suite

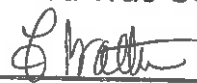
300, Richmond, Virginia 23233. In the event that this decision is served by mail, three days are added to that period.

FOR THE BOARD

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

Entered: February 5, 2015

Certified True Copy

By   
Virginia Board Of Nursing