

**VIRGINIA:**

**BEFORE THE BOARD OF NURSING**

**IN RE: JEWEL MACKLIN, L.P.N., C.N.A.**  
**License Nos.: 0002-089514, 1401-132295**

**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 February 19, 2014, in Henrico County, Virginia. Jewel Macklin, L.P.N., C.N.A., was present and was not represented by legal counsel. Janet Younger, Ph.D., R.N., P.N.P., serving as Agency Subordinate for the Board, submitted a Recommended Decision for consideration.

On March 19, 2014, a quorum of the Board met to receive and act upon the Recommended Decision of the Agency Subordinate. Ms. Macklin 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. Jewel Macklin, L.P.N., C.N.A., was issued License No. 0002-089514 to practice practical nursing in Virginia on August 12, 2013. The license is scheduled to expire on January 31, 2016. Her primary state of residence is Virginia. She also held Certificate No. 1401-132295 to practice as a nurse aide, which expired on August 31, 2013.
2. By letter dated January 31, 2014, the Board of Nursing sent a Notice of Informal Conference ("Notice") to Ms. Macklin notifying her that an informal conference would be held on February 19, 2014. The Notice was sent by certified and first class mail to 5260 Crossbow Circle, Apt. 8A, Roanoke, Virginia 24018, the address of record on file with the Board of Nursing.

3. Ms. Macklin applied for licensure by examination as a practical nurse on June 7, 2013 while still a student at Skyline College, Roanoke, Virginia. She applied for a practical nurse position with the Brian Center on June 12, 2013 during a job fair at the school. She graduated from Skyline College on June 15, 2013. She was offered a practical nurse position with the Brian Center on June 20, 2013, and began working there on June 24, 2013. As such, she administered medications and treatments to patients. She practiced as a practical nurse between June 24 and July 25, 2013, without a license and without authorization from the Board to practice as a licensed practical nurse applicant.

4. Ms. Macklin was issued an "authorization to test" letter by the National Council of State Boards of Nursing/Pearson Vue and was authorized by the Board to practice as a practical nurse on July 25, 2013. She took the examination on August 9, 2013, and achieved a passing score.

5. Ms. Macklin's employment with the Brian Center was terminated as a result of a leave issue, not related to this matter. She is currently employed at Friendship Retirement Community as a practical nurse.

6. At the informal conference, Ms. Macklin took responsibility for her actions and expressed remorse.

### **CONCLUSIONS OF LAW**

Finding of Fact No. 3 constitutes a violation of §§ 54.1-3007(3) and 54.1-3008(A)(2) of the Code.

### **ORDER**

WHEREFORE, it is hereby ORDERED as follows:

1. Jewel Macklin, L.P.N., C.N.A., is hereby REPRIMANDED.
2. Ms. Macklin shall maintain a course of conduct in her capacity as a practical nurse commensurate with the requirements of § 54.1-3000 *et seq.* of the Code and the Board of Nursing Regulations.

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.

Pursuant to Section 54.1-2400(10) of the Code, Ms. Macklin may, not later than 5:00 p.m., on May 5, 2014, notify Jay P. Douglas, M.S.M., R.N., C.S.A.C., F.R.E., Executive Director, Board of Nursing, 9960 Mayland Drive, Suite 300, Henrico, Virginia 23233, in writing that she desires a formal administrative hearing before the Board. Upon the filing with the Executive Director of a request for the hearing, this Order shall be vacated.

FOR THE BOARD:

*for* *Gloria Pritchard*  
Jay P. Douglas, M.S.M., R.N., C.S.A.C., F.R.E.  
Executive Director  
Virginia Board of Nursing

ENTERED: *April 1, 2014*

This Order shall become final on May 5, 2014 unless a request for a formal administrative hearing is received as described above.

Certified True Copy

By *[Signature]*  
Virginia Board of Nursing