

**VIRGINIA:**

**BEFORE THE BOARD OF NURSING**

**IN RE:        UTIKA JAMES, L.P.N.  
              License No.: 0002-084082**

**ORDER**

Pursuant to §§ 2.2-4019, 2.2-4021, and 54.1-2400(10) of the Code of Virginia (1950), as amended ("Code"), a Special Conference Committee ("Committee") of the Virginia Board of Nursing ("Board") met on June 4, 2013, in Henrico County, Virginia, to inquire into evidence that Utika James, L.P.N., may have violated certain laws and regulations governing practical nursing practice in Virginia. Ms. James was not present and was not represented by counsel.

Upon consideration of the evidence, the Committee adopts the following Findings of Fact and Conclusions of Law.

**FINDINGS OF FACT**

1.        Utika James, L.P.N., was issued License No. 0002-084082 to practice practical nursing in the Commonwealth of Virginia on January 13, 2011. Said license expires on October 31, 2014. Ms. James' primary state of residence is Virginia.

2.        By letter dated May 7, 2013, the Board of Nursing sent a Notice of Informal Conference ("Notice") to Ms. James notifying her that an informal conference would be held on June 4, 2013. The Notice was sent by certified and first class mail to 9509 Trojan Court, Henrico, Virginia, 23294, the address of record on file with the Board of Nursing. The receipt for the Notice sent via certified mail was returned to the Board office unsigned. The Notice sent via first-class mail was not returned to the Board office. The Committee Chair concluded that adequate notice was provided to Ms. James, and the informal conference proceeded in her absence.

3. On July 6, 2012, during the course of her employment with Our Lady of Peace, Charlottesville, Virginia, Ms. James failed to properly assess and secure further medical treatment in a timely manner for Resident A, who had fallen and suffered a fractured pelvis and was reporting significant uncontrolled pain. Ms. James left the resident in a recliner all night without providing incontinence care.

4. Ms. James' employment was terminated as a result of this incident. As of September 24, 2012, she was employed with Trinity Mission.

### **CONCLUSION OF LAW**

Finding of Fact No. 3 constitutes a violation of 54.1-3007(2), (5), and (8) of the Code and 18 VAC 90-20-300(A)(2)(f) of the Regulations Governing the Practice of Nursing.

### **ORDER**

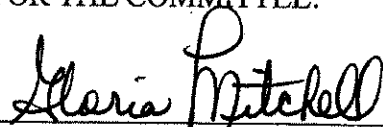
On the basis of the foregoing, the Committee hereby ORDERS as follows:

1. Utika James, L.P.N., is hereby REPRIMANDED.
2. Ms. James 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 §§ 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.

Pursuant to Section 54.1-2400(10) of the Code, Ms. James may, not later than 5:00 p.m., on July 29, 2013, notify Jay P. Douglas, 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 COMMITTEE:

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

ENTERED: June 26, 2013

This Order shall become final on July 29, 2013 unless a request for a formal administrative hearing is received as described above.

Certified True Copy

By   
Virginia Board of Nursing