

VIRGINIA:

BEFORE THE BOARD OF NURSING

IN RE: LISHA D. GRIER, L.P.N.

ORDER

Pursuant to § 2.2-4020, § 2.2-4021, § 54.1-110 and § 54.1-2400(11) of the Code of Virginia (1950), as amended (the "Code"), a formal administrative hearing was held before the Board of Nursing (the "Board") on May 22, 2002, in Henrico County, Virginia, to receive and act upon evidence that Lisha D. Grier, L.P.N., may have violated certain laws and regulations governing the practice of nursing in Virginia. The case was presented by Tammie D. Hall, Senior Adjudication Analyst, Department of Health Professions. Roscoe Roberts, Assistant Attorney General, was present as legal counsel for the Board. Ms. Grier was not present and was not represented by 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. Lisha D. Grier, L.P.N., holds License No. 0002-052619 issued by the Board of Nursing, which expires May 31, 2002.
2. Based upon the representations of Tammie D. Hall, Senior Adjudication Analyst, and Commonwealth's Exhibit #1, the presiding officer ruled that adequate notice was provided to Ms. Grier and the hearing proceeded in her absence.
3. During the course of her employment with Pediatric Services of America, Norfolk, Virginia, on or about March 8, 2001, Ms. Grier was assigned to provide home health care to Patient A, a four-month old infant with multiple diagnoses, including arthrogryposis. At approximately 9:15 a.m., Patient A's mother returned home unexpectedly and observed Ms. Grier lying on the sofa asleep under a blanket. The office was notified and she was removed from the home

immediately; subsequently, her employment was terminated. The client also reported that on two previous assignments earlier that week, Ms. Grier accompanied her to medical appointments for Patient A and on each occasion, she went to sleep in the waiting room.

4. On or about February 22, 2000, Ms. Grier was employed with St. Mary's Home for Disabled Children, Norfolk, Virginia.
 - a) On or about March 28, 2000, she was counseled for failing to administer 6:00 p.m. medications.
 - b) On or about April 28, 2000, her employment was terminated for failing to report to work and failing to inform them that she was not coming.

CONCLUSIONS OF LAW

Based upon the above Findings of Fact, the Board concludes that Lisha D. Grier, L.P.N., has violated § 54.1-3007(2), (5), and (8) of the Code of Virginia, (1950), as amended, and 18 VAC 90-20-300(A)(2)(f) of the Board of Nursing Regulations.

ORDER

WHEREFORE, the Virginia Board of Nursing, effective upon entry of this Order, hereby ORDERS that License No. 0002-052619 issued to Lisha D. Grier, L.P.N., be, and hereby is, INDEFINITELY SUSPENDED until such time she appears before the Board and presents clear and convincing evidence that she is safe and competent to practice.

Upon entry of this Order, the license of Lisha D. Grier, L.P.N., will be recorded as suspended and no longer current. Consistent with the terms of this Order, in the event that Ms. Grier seeks reinstatement of her license, she shall be responsible for any fees that may be required for the reinstatement and renewal of her license prior to issuance of her license to resume practice.

Pursuant to § 2.2-4023 of the Code of Virginia (1950), as amended, 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.

As provided by Rule 2A:2 of the Supreme Court of Virginia, Ms. Grier has thirty (30) days from the service date in which to appeal this decision by filing, in writing, a Notice of Appeal with Nancy K. Durrett, R.N., M.S.N., Executive Director, Board of Nursing, 6606 West Broad Street, Fourth Floor, Richmond, Virginia, 23230-1717. The service date shall be defined as the date Ms. Grier actually received this decision or the date it was mailed to her, whichever occurred first. In the event this decision is served upon her by mail, three (3) days are added to that period.

FOR THE BOARD

Nancy K. Durrett
Nancy K. Durrett, R.N., M.S.N.
Executive Director for the
Board of Nursing

Entered: June 6, 2002

CERTIFICATE OF SERVICE

I hereby certify that a true copy of the foregoing order was mailed this date to Lisha D. Grier, L.P.N., at 730 Hayes Avenue, Virginia Beach, Virginia 23452.

Nancy K. Durrett
Nancy K. Durrett, R.N., M.S.N.
Executive Director for the
Board of Nursing

Date June 6, 2002

Certified True Copy
By WB 6/6/02
Virginia Board of Nursing