

Certified True Copy

By [Signature]
Virginia Board of Nursing



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DEC 20 2017

COMMONWEALTH of VIRGINIA

VA BD. OF NURSING

David E. Brown, D.C.
Director

Department of Health Professions

Perimeter Center
9960 Mayland Drive, Suite 300
Henrico, Virginia 23233-1463

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TEL (804) 367- 4400
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December 20, 2017

DUPLICATE COPY
VIA FIRST CLASS MAIL

DATE 12/20/17

Kathleen Howard Jackson, L.P.N.
a/k/a Kathleen Howard Varner
684 David Bruce Ave
Charlotte Court House, VA 23923

RE: License Number: 0002-072471
Case Number: 184605

Dear Ms. Jackson:

Pursuant to Virginia Code § 54.1-2409, you are hereby given notice that your license to practice practical nursing in the Commonwealth of Virginia has been mandatorily suspended by the enclosed Order entered December 19, 2017. You are hereby advised that you may not practice practical nursing or hold yourself out as a licensed practical nurse unless and until the Board of Nursing has notified you in writing that your license has been reinstated. Please return your license to Jay Douglas, Executive Director of the Virginia Board of Nursing ("Board"), at the above address, immediately upon receipt of this letter.

You may apply to the Board for reinstatement of your license, and you shall be entitled to a formal administrative hearing not later than the next regular meeting of the Board after the expiration of 60 days from the Board's receipt of your reinstatement application. The reinstatement of your license shall require the affirmative vote of three-fourths of the members of the Board present at the hearing. The reinstatement application can be found at www.dhp.virginia.gov/Nursing.

If you have any questions about this matter, you can contact me at (804) 367-4474 or anne.joseph@dhp.virginia.gov.

Sincerely,

[Signature]

Anne Joseph, Deputy Director
Administrative Proceedings Division

cc: Jay Douglas, M.S.M., R.N., C.S.A.C., F.R.E., Executive Director, Virginia Board of Nursing
Enclosures

BEFORE THE VIRGINIA DEPARTMENT OF HEALTH PROFESSIONS

IN RE: KATHLEEN HOWARD JACKSON, L.P.N.
a/k/a Kathleen Howard Varner
License Number: 0002-072471
Case Number: 184605

ORDER OF MANDATORY SUSPENSION

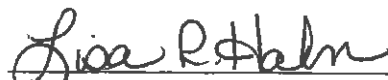
In accordance with Virginia Code § 54.1-2409, I, Lisa R. Hahn, Chief Operating Officer, on behalf of David E. Brown, D.C., Director of the Virginia Department of Health Professions, received and acted upon evidence that Kathleen Howard Jackson, L.P.N., was convicted of a felony offense, to wit: unlawfully, feloniously, knowingly and intentionally sell, give, or distribute methamphetamine, in the Circuit Court of the City of Waynesboro, Virginia. A certified copy of the Conviction and Sentencing Order is attached hereto as Commonwealth's Exhibit 1.

WHEREUPON, by the authority vested in the Director of the Department of Health Professions pursuant to Virginia Code § 54.1-2409, it is hereby ORDERED that the license of Kathleen Howard Jackson, L.P.N., to practice practical nursing in the Commonwealth of Virginia is hereby SUSPENDED.

Upon entry of this Order, the license of Kathleen Howard Jackson, L.P.N., will be recorded as suspended and no longer current and valid. Should Ms. Jackson seek reinstatement of her license pursuant to Virginia Code § 54.1-2409, she shall be responsible for any fees that may be required for the reinstatement of the license prior to issuance of the license to resume practice.

This Order shall be applicable to Ms. Jackson's multistate licensure privilege, if any, to practice practical nursing in the Commonwealth of Virginia.

Pursuant to Virginia Code § 2.2-4023 and § 54.1-2400.2, 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 or copying on request.



Lisa R. Hahn, COO


Virginia Department of Health Professions

ENTERED:


December 19, 2017

CERTIFICATION OF DUPLICATE RECORDS

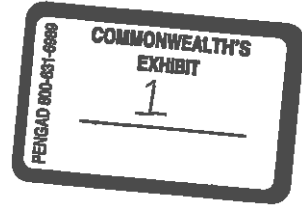
I, Lisa R. Hahn, Chief Operating Officer, on behalf of David E. Brown, D.C., Director of the Department of Health Professions, hereby certify that the attached Conviction and Sentencing Order entered November 29, 2017, regarding Kathleen Howard Jackson, L.P.N., is a true copy of the records received from the Circuit Court of the City of Waynesboro, Virginia.



Lisa R. Hahn, COO



Date



VIRGINIA: IN THE CIRCUIT COURT OF THE CITY OF WAYNESBORO

CONVICTION AND SENTENCING ORDER

Hearing Date: November 28, 2017 FIPS CODE #820
Judge: The Honorable Charles L. Ricketts, III

COMMONWEALTH OF VIRGINIA

V. CASE NUMBER: CR17000394

KATHLEEN HOWARD VARNER, DEFENDANT

OFFENSE DESCRIPTION:

Unlawfully, Feloniously, Knowingly and Intentionally Sell, Give, Or Distribute A Substance Classified In Schedule I Or II Of The Drug Control Act, To Wit: Methamphetamine -- FELONY

OFFENSE DATE: January 4, 2017 VA CODE SECTION: 18.2-248 VA CRIME CODE: NAR-3042-F9

This 28th day of November, 2017 came Shannon T. Sherrill, the Deputy Commonwealth's Attorney, and Kathleen Howard Varner, who stands indicted of a felony, to-wit: unlawfully, feloniously, knowingly, and intentionally sell, give, or distribute a substance classified in Schedule I or II of the Drug Control Act, to wit: Methamphetamine, was led to the bar in the custody of the Sheriff of this City, and came also Dana R. Cormier, court-appointed counsel for the accused.

Whereupon the accused was duly arraigned and after private consultation with and being advised by her said counsel, pleaded "guilty" to the indictment, which plea was tendered by the accused in person, and the Court having made inquiry and being of the opinion that the accused fully understood the nature and effect of her plea and of the penalties that may be imposed upon her conviction and of the waiver of trial by jury and of appeal, finds the plea was voluntarily and intelligently made. And the Court having been advised by the defendant, her counsel, and the Attorney for the Commonwealth that there has been a plea agreement in this case, and such agreement in writing having been presented to the Court, and now filed herein, and the evidence of the Commonwealth having been stipulated, the Court accepts said agreement and the plea of guilty of the defendant and finds the defendant GUILTY of unlawfully, feloniously, knowingly, and intentionally selling, giving, or distributing a substance classified in Schedule I or II of the Drug Control Act, to wit: Methamphetamine, as charged in the indictment.

The defendant and the Attorney for the Commonwealth having agreed to waive the preparation of a presentence report, the court concurs and the presentence report is hereby waived.

The Court doth hereby ORDER the applicable discretionary sentencing guidelines and the guidelines worksheets filed as a part of the record in this case.

And it being demanded of the defendant if anything for herself she had or knew to say why judgment should not be pronounced against her according to law, and nothing being offered or alleged in delay of judgment, it is accordingly the judgment of this Court that the defendant be and she is hereby **SENTENCED** to incarceration with the Virginia Department of Corrections for a period of five (5) years in accordance with the aforementioned plea agreement, and that the Commonwealth of Virginia do recover against the said defendant its costs by it about its prosecution in this behalf expended.

And in accordance with the plea agreement, the Court **SUSPENDS** the execution of four (4) years of the aforesaid sentence for and during a period of four (4) years from the date of her release from incarceration on the following conditions:

1. that she keep the peace and be of good behavior;
2. that she be and is hereby placed on probation under the supervision of the Probation Officer of this Court, and that she comply with all rules of probation;
3. that she enter into and successfully complete such substance abuse treatment and/or education programs as deemed necessary by her Probation Officer;
4. that she be subject to random drug screens and remain drug free; and
5. that she pay the court costs assessed against her herein upon a schedule to be set by her Probation Officer.

It is further ORDERED that, pursuant to Virginia Code Section 18.2-259.1 of the Code of Virginia as amended, the defendant's operator's license is hereby suspended for a period of six (6) months, and that a restricted license may be issued to the defendant.

After pronouncing sentence, the Court advised the defendant of her right to petition for an appeal and her right to proceed in forma pauperis and to have the assistance of court-appointed counsel.

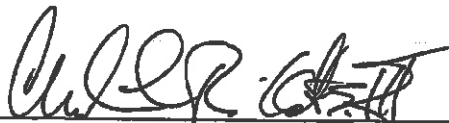
And it is further ORDERED that as soon as possible after the entry of this order the defendant be removed and safely conveyed according to law from the jail of this Court to the said Virginia Department of Corrections, therein to be kept, confined and treated in the manner provided by law.

The Court ORDERS that the prisoner be allowed credit for the time spent in jail awaiting trial.

The Court certifies that at all times during the trial of this case the defendant was personally present and her attorney was likewise personally present and capably represented the defendant.

In addition, the defendant is remanded to the custody of the Sheriff of this City for the purpose of providing a sample of saliva for DNA analysis to be sent to the Department of Forensic Science within 15 days after withdrawal pursuant to Va Code §§19.2-310.2 and 19.2-310.3, unless a sample was previously taken, and is ORDERED to cooperate fully and promptly in providing information and permitting fingerprinting and/or sampling of saliva as required by this Order.

And the defendant is remanded to jail to await transfer to the Virginia Department of Corrections.

ENTER: 
JUDGE
DATE: 11/29/17

DEFENDANT IDENTIFICATION:

SSN: ..

DOB:

SEX: FEMALE

SENTENCING SUMMARY:

TOTAL SENTENCE IMPOSED: FIVE (5) YEARS

TOTAL SENTENCE SUSPENDED: FOUR (4) YEARS

A TRUE AND CORRECT COPY

TESTE: 

CLERK

CIRCUIT COURT
CITY OF WAYNESBORO