

BEFORE THE VIRGINIA BOARD OF NURSING

RECEIVED

OCT 30 2017

IN RE: KENDA BELISHA MCDANIEL  
L.M.T. APPLICANT  
Case Number: 182987

VA BD OF NURSING

2019016024

CONSENT ORDER

JURISDICTION AND PROCEDURAL HISTORY

The Virginia Board of Nursing ("Board") and Kenda Belisha McDaniel, as evidenced by their signatures hereto, in lieu of proceeding to an informal conference, enter into the following Consent Order affecting Ms. McDaniel's application for licensure by examination to practice massage therapy in the Commonwealth of Virginia.

FINDINGS OF FACT AND CONCLUSIONS OF LAW

1. Kenda Belisha McDaniel submitted an application for license by examination to practice massage therapy in the Commonwealth of Virginia on February 21, 2017.
2. Ms. McDaniel violated Virginia Code § 54.1-3007(1) and 18 VAC 90-50-90(1)(b) of the Regulations Governing the Licensure of Massage Therapists in that on her application for licensure, she falsely answered "no" to the question asking whether she had any criminal convictions when, in fact, she had been convicted of misdemeanor possession of marijuana on June 2, 2014, in the General District Court of Dinwiddie County, Virginia.
3. Ms. McDaniel otherwise meets the requirements of Virginia Code § 54.1-3029.

CONSENT

Kenda Belisha McDaniel, by affixing her signature to this Consent Order, agrees to the following:

1. I have been advised to seek advice of counsel prior to signing this document;
2. I am fully aware that without my consent, no legal action can be taken against me except pursuant to the Virginia Administrative Process Act, Virginia Code § 2.2-4000 *et seq.*;

3. I acknowledge that I have the following rights, among others: the right to an informal fact-finding conference before the Board; and the right to representation by counsel;

4. I waive my right to an informal conference;

5. I admit to the Findings of Fact and Conclusions of Law contained herein and waive my right to contest such Findings of Fact and Conclusions of Law and any sanction imposed hereunder in any future judicial or administrative proceeding in which the Board is a party;

6. I consent to the entry of the following Order affecting my application for licensure to practice massage therapy in the Commonwealth of Virginia.

### ORDER

Based on the foregoing Findings of Fact and Conclusions of Law, the Virginia Board of Nursing hereby ORDERS as follows:

1. The application of Kenda Belisha McDaniel for licensure to practice massage therapy in the Commonwealth of Virginia is APPROVED. Ms. McDaniel shall be issued an unrestricted license.

2. Kenda Belisha McDaniel is REPRIMANDED.

3. Ms. McDaniel shall comply with all laws and regulations governing the practice of massage therapy 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 and copying upon request.

OCT 30 2017  
DHP

FOR THE BOARD

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

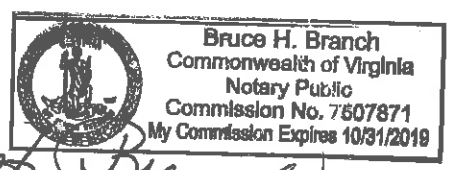
ENTERED: November 1, 2017

SEEN AND AGREED TO:

Kenda Belisha McDaniel  
Kenda Belisha McDaniel

COMMONWEALTH OF VIRGINIA  
COUNTY/CITY OF Petersburg, TO WIT:

Subscribed and sworn to before me, a notary public in and for the Commonwealth of Virginia at large,  
on this 25<sup>th</sup> day of October, 2017.



Bruce H. Branch  
Notary Public

My commission expires: October 31, 2019

Registration No.: 7507871

**Certified True Copy**  
By [Signature]  
Virginia Board of Nursing