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VA BD OF NURSING

VIRGINIA:

BEFORE THE BOARD OF NURSING

IN RE:

ASHLEY E. CHURCH, R.N. APPLICANT

**CONSENT ORDER**

The Virginia Board of Nursing ("Board") and Ashley E. Church, as evidenced by her signature hereto, enter into the following Consent Order affecting Ms. Church's application for licensure by examination to practice professional nursing in Virginia.

The Board adopts the following Findings of Fact and Conclusions of Law.

**FINDINGS OF FACT**

1. By application received February 25, 2012, Ashley E. Church applied for licensure by examination as a professional nurse in the Commonwealth of Virginia. Her primary state of residence is Virginia.

2. In November, 2011, Ms. Church was hospitalized at St. Albans Hospital due to mental illness. Since November 17, 2011, she has been receiving psychiatric treatment from the Highland Community Services Board. Her current diagnoses are alcohol abuse and borderline personality disorder, which requires regular and frequent psychotherapy. Additionally, Ms. Church has a history of seizure disorder. In a letter dated April 26, 2012, Ms. Church's psychiatrist stated that her prognosis is guarded.

**CONCLUSIONS OF LAW**

1. Finding of Fact No. 2 constitutes a violation of § 54.1-3007(6) of the Code.
2. Based on the above Findings of Fact, the Board concludes that Ashley E. Church is a candidate for the Health Practitioners' Monitoring Program ("HPMP").
3. The Board concludes that Ms. Church otherwise meets the requirements of § 54.1-3017 of the Code.

**CONSENT**

Ashley E. Church, by affixing her signature hereon, agrees to the following:

1. She has been advised to seek advice of counsel prior to signing this document;
2. She acknowledges that without her consent, no legal action can be taken against her except pursuant to the Virginia Administrative Process Act, § 2.2-4000(A) *et seq.* of the Code;
3. She acknowledges that she has the following rights, among others: the right to an informal fact finding conference before the Board, the right to reasonable notice of said hearing, the right to representation by counsel, and the right to cross-examine witnesses against her;
4. She waives all such right to an informal conference;
5. She admits to the Findings of Fact and Conclusions of Law contained herein and waives her right to contest such Findings of Fact and Conclusions of Law in any subsequent proceeding before the Board;
6. She consents to the entry of the following Order affecting her application for licensure by examination as a professional nurse in Virginia.

**ORDER**

WHEREFORE, on the basis of the foregoing, the Virginia Board of Nursing, effective upon entry of this Order, and in lieu of further proceedings, hereby ORDERS as follows:

1. The application of Ashley E. Church for licensure by examination as a registered nurse is APPROVED. Upon successful completion of the NCLEX-RN examination, and upon proof that she has entered the HPMP pursuant to Chapter 25.1 of Title 54.1 of the Code and 18 VAC 76-10-10 *et seq.* of the Regulations Governing the HPMP, Ms. Church shall be issued a license to practice as a professional nurse in the Commonwealth. Thereafter, Ms. Church shall comply with all terms and conditions for the period specified by the HPMP.

2. Any violation of the terms and conditions stated in this Order shall be reason for revoking the license of Ashley E. Church, and an administrative proceeding shall be held to decide whether her license should be revoked. Ms. Church shall be noticed to appear before the Board at such time as the Board is notified that:

a. Ms. Church is not in compliance with the terms and conditions of the HPMP, or has been terminated from participation in the HPMP;

b. There is a pending investigation or unresolved allegation against Ms. Church involving a violation of law or regulation or any term or condition of this Order; or

c. Ms. Church has successfully completed the above-referenced period of participation in the HPMP. However, upon receipt of Ms. Church's participation in and compliance with the HPMP, the Board, at its discretion, may waive her appearance before the Board and conduct an administrative review of this matter.

3. This Order is applicable to Ms. Church's multistate licensure privileges, if any, to practice professional nursing in the Commonwealth of Virginia. For the duration of this Order, Ms. Church shall not work outside of the Commonwealth of Virginia pursuant to a multistate licensure privilege without the written permission of the Virginia Board of Nursing and the Board of Nursing in the party state where she wishes to work. Any requests for out of state employment should be directed, in writing, to the Executive Director of the Board.

4. Ms. Church shall maintain a course of conduct in her capacity as a professional nurse commensurate with the requirements of § 54.1-3000 *et seq.* of the Code and the Regulations Governing the Practice of Nursing.

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 upon request.

FOR THE BOARD

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

ENTERED: August 2<sup>nd</sup>, 2012

SEEN AND AGREED TO:

Ashley E. Church  
Ashley E. Church

COMMONWEALTH OF VIRGINIA,  
COUNTY/CITY OF \_\_\_\_\_, TO WIT:

Subscribed and sworn to before me, Jeffrey W. Sneed, a Notary Public, this 25<sup>th</sup> day of July, 2012.

My commission expires 8-31-2013.

Registration Number 304278.

Jeffrey W. Sneed  
NOTARY PUBLIC

Certified True Copy  
By [Signature]  
Virginia Board of Nursing

