

JUN 29 2017

DHP

BEFORE THE VIRGINIA BOARD OF NURSING

IN RE: **MARISELA GRACE MERCADO, L.P.N.**
R.N. APPLICANT
Case Number: **180345**

CONSENT ORDER

JURISDICTION AND PROCEDURAL HISTORY

The Virginia Board of Nursing ("Board") and Marisela Grace Mercado, L.P.N., as evidenced by their signatures hereto, in lieu of proceeding to an informal conference, enter into the following Consent Order affecting Ms. Mercado's application for licensure to practice professional nursing in the Commonwealth of Virginia.

FINDINGS OF FACT AND CONCLUSIONS OF LAW

1. Marisela Grace Mercado, L.P.N., was issued License Number 0002-082952 to practice practical nursing on July 26, 2010, which is scheduled to expire on November 30, 2018. Her primary state of residence is Virginia. Ms. Mercado submitted an application for license by examination to practice professional nursing in the Commonwealth of Virginia on January 19, 2017.
2. Ms. Mercado violated Virginia Code § 54.1-3007(1) and 18 VAC 90-20-300(A)(1)(b) of the Regulations Governing the Practice of Nursing (currently found at 18 VAC 90-19-230(A)(1)(b) effective February 24, 2017) in that on her application for licensure to practice professional nursing, she failed to disclose that she had been convicted of public intoxication in 2009 and of failure to appear in 2013.
3. Ms. Mercado otherwise meets the requirements of Virginia Code § 54.1-3017.

CONSENT

Marisela Grace Mercado, L.P.N., 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 professional nursing 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 Marisela Grace Mercado, L.P.N., for licensure to practice professional nursing in the Commonwealth of Virginia is APPROVED. Upon successful completion of the NCLEX-RN examination, Ms. Mercado shall be issued an unrestricted license.
2. Marisela Grace Mercado, L.P.N., is REPRIMANDED.
3. Marisela Grace Mercado, L.P.N., shall comply with all laws and regulations governing the practice of 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 and copying upon request.

FOR THE BOARD

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

ENTERED: June 30, 2017

SEEN AND AGREED TO:

Marisela Grace Mercado
Marisela Grace Mercado, L.P.N.

COMMONWEALTH OF VIRGINIA
COUNTY/CITY OF Virginia Beach, TO WIT:

Subscribed and sworn to me, a notary public in and for the Commonwealth of Virginia at large, on this
27th day of June, 2017

Dimitra Bennett / Dimitra Bennett
Notary Public

My commission expires: 04/30/2021

Registration No.: 7720405

DIMITRA ARIELLE BENNETT
NOTARY PUBLIC
REGISTRATION # 7720405
COMMONWEALTH OF VIRGINIA
MY COMMISSION EXPIRES
04/30/2021

Certified True Copy
By MBaylor
Virginia Board of Nursing