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By 
Virginia Board of Nursing



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JUN 27 2017

COMMONWEALTH of VIRGINIA

VA BD OF NURSING

David E. Brown, D.C.
Director

Department of Health Professions

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June 27, 2017

Christy Ann Garner, L.P.N.
1616 Hardy Cash Drive #233
Hampton, VA 23666

DUPLICATE COPY
VIA FIRST CLASS MAIL

DATE 6/27/17

RE: License Number: 0002-064972
Case Number: 181116

Dear Ms. Garner:

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 June 26, 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 P. 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,

Anne Joseph, Deputy Director
Administrative Proceedings Division

cc: Jay P. Douglas, Executive Director, Board of Nursing
Enclosures

BEFORE THE VIRGINIA DEPARTMENT OF HEALTH PROFESSIONS

IN RE: CHRISTY ANN GARNER, L.P.N.
License Number: 0002-064972
Case Number: 181116

ORDER OF MANDATORY SUSPENSION

In accordance with Virginia Code § 54.1-2409, I, David E. Brown, D.C., Director of the Virginia Department of Health Professions, received and acted upon evidence that Christy Ann Garner, L.P.N., was convicted of a felony offense, to wit: one count of abuse and neglect an incapacitated adult, in the Circuit Court of the City of Suffolk, Virginia. A certified copy of the Trial/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 Christy Ann Garner, L.P.N., to practice practical nursing in the Commonwealth of Virginia is hereby SUSPENDED.

Upon entry of this Order, the license of Christy Ann Garner, L.P.N., will be recorded as suspended and no longer current and valid. Should Christy Ann Garner, L.P.N., 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. Garner'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.




David E. Brown, D.C., Director
Virginia Department of Health Professions

ENTERED:

6/26/17

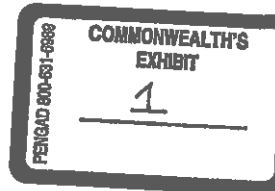
CERTIFICATION OF DUPLICATE RECORDS

I, David E. Brown, D.C., Director of the Department of Health Professions, hereby certify that the attached Trial/Sentencing Order entered April 11, 2017, regarding Christy Antoinette Garner, L.P.N., is a true copy of the records received from the Circuit Court of the City of Suffolk, Virginia.



David E. Brown, D.C.

Date: 6/26/17



TRIAL/SENTENCING ORDER

VIRGINIA:
IN THE CIRCUIT COURT OF THE CITY OF SUFFOLK

HEARING DATE: APRIL 10, 2017
JUDGE: L. WAYNE FARMER

COMMONWEALTH OF VIRGINIA

V. CASE NO. CR16000937-00

CHRISTY ANTOINETTE GARNER, DEFENDANT
SSN: DOB:

This case came before the Court for trial of the defendant, who appeared in person with her attorney, Michael R. Gill. The Commonwealth was represented by T. Marie Walls.

The defendant having been indicted for the following offense:

Offense Description and Indicator (F/M) and Code Section and Offense Date:

ABUSE AND NEGLECT INCAPACITATED ADULT (§18.2-369(B) (FELONY)
(OFFENSE DATE: APRIL 5, 2013 THROUGH JULY 5, 2013) (VCC CODE: FAM-3802-F4)

A plea agreement was filed in this case.

Whereupon the accused was arraigned and after private consultation with and being advised by 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 said plea and of the penalties that may be imposed upon conviction and of the waiver of trial by jury and of appeal, and finding that said plea was voluntarily and intelligently made, proceeded to hear and determine the case without the intervention of a jury as provided by law, and upon the stipulation of facts, finds the accused guilty of Abuse and Neglect Incapacitated Adult as charged in the indictment.

Before pronouncing sentence, the Court inquired if the defendant desired to make a statement and if the defendant desired to advance any reason why judgment should not be pronounced.

The Court **SENTENCES** the defendant to:

Incarceration with the Virginia Department of Corrections for the term of 10 years. The total sentence imposed is 10 years.

This sentence shall run consecutively.

The Court **SUSPENDS ALL** of the 10 year sentence, for a period of 3 years, upon the following conditions:

Good Behavior. The defendant shall be of good behavior for a period of 3 years.

Supervised Probation. The defendant is placed on probation under the supervision of a Probation Officer for a period of 3 years, or unless sooner released by the court. The defendant shall comply with all the rules and requirements set by the probation officer. The defendant will participate in any counseling or therapy as directed by her probation officer including following all rules and regulations established by her probation officer including the use of polygraph examinations.

The defendant will forfeit her nursing licenses to the Virginia Board of Nursing and she will not seek nor accept any employment related to the care of any individuals.

Costs. The defendant shall pay court costs, including attorney fees, if court appointed and any interest that may accrue until the balance is paid in full pursuant to a payment plan.

DNA ANALYSIS. The defendant is Ordered to cooperate fully in providing a sampling of blood, saliva or tissue as required for DNA analysis pursuant to Section 19.2-310.2 of the Code of Virginia.

Credit For Time Served. The defendant shall be given credit for time spent in confinement while awaiting trial pursuant to Code §53.1-187.

Court Reporter. These proceedings were reported by Rachel Evans.

Entered the 11th day of April, 2017


_____, JUDGE
L. Wayne Farmer

TRUE COPY

I certify that the document to which this authentication is affixed is a true copy of a record in the Suffolk Circuit Court, that I have custody of the record, and that I am the custodian of that record.

TESTE: W. RANDOLPH CARTER, JR., CLERK
BY: Jeri Yarnell
DATE: 11-19-17, D. C.

DEFENDANT IDENTIFICATION:

Alias: unknown

SSN:

DOB:

SEX: Female

SENTENCING SUMMARY:

TOTAL SENTENCE IMPOSED: 10 years

TOTAL SENTENCE SUSPENDED: 10 years

TOTAL TIME TO SERVE: None

GARNER

CR16000937-00