

BEFORE THE VIRGINIA BOARD OF NURSING

IN RE: **JOSEPHINE PALMER, C.N.A.**  
**Certification Number: 1401-010280**  
**Case Number: 176108**

**RECEIVED**

JUN 19 2017

---

**CONSENT ORDER**

---

**VA BD OF NURSING**

**JURISDICTION AND PROCEDURAL HISTORY**

The Virginia Board of Nursing ("Board") and Josephine Palmer, C.N.A., as evidenced by their signatures hereto, in lieu of proceeding to an informal conference, enter into the following Consent Order affecting Ms. Palmer's certificate to practice as a nurse aide in the Commonwealth of Virginia.

**FINDINGS OF FACT AND CONCLUSIONS OF LAW**

1. Josephine Palmer, C.N.A., was issued Certificate Number 1401-010280 to practice as a nurse aide on June 26, 1989, which is scheduled to expire on June 30, 2017.
2. Ms. Palmer violated Virginia Code § 54.1-3007(5) in that during the course of her employment at Williamsburg Landing, Williamsburg, Virginia, on April 15, 2016, Ms. Palmer transferred Resident A using a mechanical lift without assistance from another staff member, causing Resident A to fall. Resident A suffered skin tears to her right elbow and left hand. Facility policy required a minimum of two staff members to transfer a patient using a mechanical lift.
3. The facility issued Ms. Palmer a written warning for violating mechanical lift policy.

**CONSENT**

Josephine Palmer, C.N.A., 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 or my certificate 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; the right to representation by counsel; and the right to cross-examine witnesses against me;

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 certification to practice as a nurse aide 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. Josephine Palmer, C.N.A., is REPRIMANDED.
2. Josephine Palmer, C.N.A., shall comply with all laws and regulations governing nurse aide practice in the Commonwealth of Virginia.

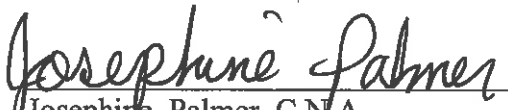
Pursuant to Virginia Code §§ 2.2-4023 and 54.1-2400.2, the signed original of this Order shall remain in the custody of the Department of Health Professions as a public record, and shall be made available for public inspection and copying upon request.

FOR THE BOARD

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

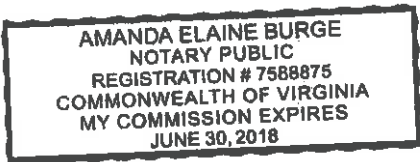
ENTERED: June 22, 2017


SEEN AND AGREED TO:

  
Josephine Palmer, C.N.A.

COMMONWEALTH OF VIRGINIA  
COUNTY/CITY OF James City, TO WIT:

Subscribed and sworn to me, a notary public in and for the Commonwealth of Virginia at large, on this  
1<sup>st</sup> day of June, 2017.



  
Notary Public

My commission expires: June 30 2018

Registration No.: 75 88875

Certified True Copy  
By A. Robinson  
Virginia Board Of Nursing