

**VIRGINIA:**

**BEFORE THE BOARD OF NURSING**

**IN RE:           CHERLYN M. FOXX-REEVES, L.P.N.**  
**License No.: 0002-051981**

**ORDER**

In accordance with §§ 2.2-4019, 2.2-4021 and 54.1-2400(10) of the Code of Virginia (1950), as amended ("Code"), an informal conference was conducted on behalf of the Board of Nursing ("Board") on March 8, 2016, in Henrico County, Virginia. Cherlyn M. Foxx-Reeves, L.P.N., was not present nor was she represented by legal counsel. Judith Piersall, R.N., B.S.N., serving as Agency Subordinate for the Board, submitted a Recommended Decision for consideration.

On May 18, 2016, a quorum of the Board met to receive and act upon the Recommended Decision of the Agency Subordinate. Ms. Foxx-Reeves was not present nor was she represented by legal counsel.

Based upon its review of the Recommended Decision of the Agency Subordinate, the Board makes the following Findings of Fact and Conclusions of Law and issues the following Order.

**FINDINGS OF FACT**

1. Cherlyn M. Foxx-Reeves, L.P.N., was issued License No. 0002-051981 to practice practical nursing in Virginia on November 29, 1995. The license is scheduled to expire on July 31, 2016. Her primary state of residence is Virginia.

2. By letter dated February 10, 2016, the Board of Nursing sent a Notice of Informal Conference ("Notice") to Ms. Foxx-Reeves notifying her that an informal conference would be held on March 8, 2016. The Notice was sent by certified and first class mail to P. O. Box 40421, Arlington, Virginia 22204, the address of record on file with the Board of Nursing. According to the USPS website, as of March 7, 2016, Ms. Foxx-Reeves had not retrieved the certified mail. The Notice sent by first class

mail was not returned to the Board office. The Agency Subordinate concluded that adequate notice was provided to Ms. Foxx-Reeves and the informal conference proceeded in her absence.

3. Ms. Foxx-Reeves completed the professional nursing program at Excelsior College (a.k.a. Regents College), Albany, New York, in 2001; however, she failed to pass the RN-NCLEX examination.

4. From November 24, 2014 to March 16, 2015, while on a contract position at Ft. Belvoir Community Hospital, Ft. Belvoir, Virginia, Ms. Foxx-Reeves practiced as a professional nurse, when, in fact, she did not hold a license or multistate privilege to practice professional nursing in Virginia.

5. Ms. Foxx-Reeves falsified employment-related documents with FEFA, Inc., as evidenced by the following:

a. Ms. Foxx-Reeves entered an employment agreement for a position as registered nurse and represented herself as such.

b. Ms. Foxx-Reeves submitted a resume which indicated that she had practiced as a professional or registered nurse with various companies and facilities since August 1995.

6. When confronted by staff at FEFA, Inc., regarding her credentials, Ms. Foxx-Reeves stated that it should not matter whether she was an R.N., because she had been doing the job.

7. Ms. Foxx-Reeves failed to cooperate with the Department of Health Professions investigator's attempts to obtain a written statement and/or schedule an interview.

#### CONCLUSIONS OF LAW

1. Finding of Fact No. 4 constitutes a violation of §§ 54.1-3007(2), (3), (5) and (8) and 54.1-3008(A)(2) and (4) of the Code and 18 VAC 90-20-300(A)(2)(a) and (b) of the Regulations Governing the Practice of Nursing ("Regulations").

2. Finding of Fact No. 5 constitutes a violation of § 54.1-3007(2), (3) and (5) of the Code and 18 VAC 90-20-300(A)(2)(e) of the Regulations.

**ORDER**

WHEREFORE, it is hereby ORDERED as follows:


1. Cherlyn M. Foxx-Reeves, L.P.N., is hereby REPRIMANDED.
2. Ms. Foxx-Reeves shall pay a MONETARY PENALTY of \$500.00 to the Board within 90 days of the entry of this Order.
3. Ms. Foxx-Reeves shall provide the Board with verification that she has completed the following NCSBN online courses within 60 days of the entry of this Order: Virginia Nurse Practice Act; Professional Accountability and Legal Liability for Nurses; Ethics of Nursing Practice; and Disciplinary Actions: What Every Nurse Should Know. These courses shall not be credited toward the continued competency requirements for the next renewal of her license.
4. Ms. Foxx-Reeves shall maintain a course of conduct in her capacity as a practical nurse commensurate with the requirements of § 54.1-3000 *et seq.* of the Code and the Board of Nursing Regulations.
5. Any violation of the terms and conditions of this Order or of any law or regulation affecting the practice of nursing in the Commonwealth of Virginia shall constitute grounds for the suspension or revocation of the license of Cherlyn M. Foxx-Reeves, L.P.N., and an administrative proceeding shall be convened to determine whether such license shall be suspended or revoked.

Pursuant to § 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 a public record, and shall be made available for public inspection and copying upon request.

Since Ms. Foxx-Reeves failed to appear at the informal conference, this Order shall be considered final. Ms. Foxx-Reeves has the right to appeal this Order directly to the appropriate Virginia circuit court. As provided by Rule 2A:2 of the Supreme Court of Virginia, Ms. Foxx-Reeves has thirty (30) days from

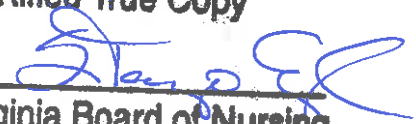
the date of service (the date she actually received this decision or the date it was mailed to her, whichever occurred first) within which to appeal this decision by filing a Notice of Appeal with Jay P. Douglas, M.S.M., R.N., C.S.A.C., F.R.E., Executive Director, Board of Nursing, at Perimeter Center, 9960 Mayland Drive, Suite 300, Richmond, Virginia 23233. In the event that this decision is served by mail, three (3) days are added to that period.

FOR THE BOARD

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

Entered: June 1, 2016

Certified True Copy

By   
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Virginia Board of Nursing