

BEFORE THE VIRGINIA BOARD OF NURSING

IN RE: LAKEISHA JOVELLE THOMPKINS, C.N.A.  
Certificate Number: 1401-118268  
Case Number: 173381

RATIFICATION AND ORDER


On May 17, 2017, a panel of the Board met to receive and act upon the Recommended Decision of the Agency Subordinate. Lakeisha Jovelle Thompkins, C.N.A., submitted written comments.

In consideration whereof, the Board of Nursing ACCEPTS the attached Recommended Findings of Fact and Conclusions of Law of the Agency Subordinate and ADOPTS the Recommended Order in its entirety.

Pursuant to Virginia Code § 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.

Since Ms. Thompkins failed to appear at the informal conference, this Order shall be considered final. Ms. Thompkins 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. Thompkins has thirty 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 Douglas, MSM, RN, CSAC, FRE, 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 days are added to that period.

FOR THE BOARD

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

Certified True Copy  
By PAKchansi  
Virginia Board Of Nursing

ENTERED AND MAILED ON:

May 24, 2017

**BEFORE THE VIRGINIA BOARD OF NURSING**

**IN RE: LAKEISHA JOVELLE THOMPkins, C.N.A.**  
**Certificate Number: 1401-118268**  
**Case Number: 173381**

---

**REPORT AND RECOMMENDATION OF AGENCY SUBORDINATE**

---

**Jurisdiction and Procedural History**

Pursuant to Virginia Code §§ 2.2-4019 and 54.1-2400(10), Nancy Durett, R.N., M.S, serving as Agency Subordinate of the Virginia Board of Nursing (“Board”), held an informal conference on April 4, 2017 in Henrico County, Virginia, to inquire into evidence that Lakeisha Jovelle Thompkins, C.N.A., may have violated certain laws and regulations governing the practice of certified nurse aides in the Commonwealth of Virginia.

Ms. Thompkins did not appear at this proceeding and was not represented by legal counsel.

Upon consideration of the evidence, the Agency Subordinate makes the following Findings of Fact and Conclusions of Law and recommends that the Board adopt the following Order.

**Notice**

By letter dated March 7, 2017, the Board sent a Notice of Informal Conference (“Notice”) to Ms. Thompkins notifying her that an informal conference would be held on April 4, 2017. The Notice was sent by certified and first class mail to the legal address of record on file with the Board. The certified mail receipt for the Notice sent by certified mail was signed by Ms. Thompkins. The Notice sent by first class mail was not returned to the Board office. Accordingly, the Agency Subordinate concluded that adequate notice was provided to Ms. Thompkins and the informal conference proceeded in her absence.

### **Recommended Findings of Fact and Conclusions of Law**

1. Lakeisha Jovelle Thompkins, C.N.A., was issued Certificate Number 1401-118268 to practice as a certified nurse aide on April 5, 2007, which is scheduled to expire on March 31, 2018.
2. Ms. Thompkins violated Virginia Code § 54.1-3007(2), (5) and (8) and 18 VAC 90-25-100(2)(e) of the Regulations Governing Certified Nurse Aides in that on March 31, 2016, during the course of her employment with Riverside PACE MacTavish (“Riverside”), Richmond, Virginia, while assisting other staff members with a resident who was reluctant to use the bathroom, Ms. Thompkins pushed the resident from behind, causing him to fall and hit his head on the toilet paper dispenser.
3. There were three staff members present during this incident. Two of the staff members stated that Ms. Thompkins pushed the resident. The other staff member stated that she thought the resident lost her balance and fell.
4. Ms. Thompkins denied the allegations.
5. Ms. Thompkins’ employment with Riverside was terminated on April 8, 2016 as a result of this incident.
6. Ms. Thompkins was also laid off from The Hermitage of Cedarfield, Richmond, Virginia, in May of 2016 as a result of the Department of Health Professions’ investigation of this incident.
7. Ms. Thompkins has not worked as a certified nurse aide since May of 2016. She has been working as a salesperson.
8. Finding of Fact and Conclusion of Law No. 2 constitutes a Finding of Abuse pursuant to 42 CFR § 483.156(b)(2) and (c)(1)(iv)(D) of the Code of Federal Regulations.

### Recommended Order

Based on the foregoing Findings of Fact and Conclusions of Law, the Agency Subordinate recommends that the Board issue an Order as follows:

1. The certificate of Lakeisha Jovelle Thompkins, C.N.A., to practice as a certified nurse aide in the Commonwealth of Virginia is REVOKED.
2. The certificate of Lakeisha Jovelle Thompkins, C.N.A., will be recorded as REVOKED.
3. A Finding of Abuse shall be ENTERED against Lakeisha Jovelle Thompkins, C.N.A., in the Virginia Nurse Aide Registry pursuant to 42 CFR § 483.13(c)(1)(ii)(B) and 42 CFR § 483.156(b)(2) and (c)(1)(iv)(D). This finding prohibits Ms. Thompkins's employment as a certified nurse aide in any long-term care facility that receives Medicare or Medicaid reimbursement, according to 42 CFR § 483.13(c)(1)(ii)(B).

Reviewed and approved on April 13, 2017  
By Nancy Durrett, R.N., M.S.  
Agency Subordinate