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By [Signature]  
Virginia Board of Nursing



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VA BD OF NURSING

COMMONWEALTH of VIRGINIA

David E. Brown, D.C.  
Director

Department of Health Professions

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March 28, 2017

DUPLICATE COPY  
VIA FIRST CLASS MAIL

DATE 3/28/17

Jody Paul Moore, R.N.  
1110 Highway 2005  
Pathfork, KY 40863

RE: License Number: 0001-259862  
Case Number: 179040

Dear Mr. Moore:

Pursuant to Virginia Code § 54.1-2409, you are hereby given notice that your license to practice professional nursing in the Commonwealth of Virginia has been mandatorily suspended by the enclosed Order entered March 27, 2017. You are hereby advised that you may not practice professional nursing or hold yourself out as a licensed professional 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](http://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](mailto: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: JODY PAUL MOORE, R.N.  
License Number: 0001-259862  
Case Number: 179040**

**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 the South Dakota Board of Nursing accepted the voluntary surrender by Jody Paul Moore, R.N., of his multistate licensure privilege to practice professional nursing in the State of South Dakota in lieu of disciplinary action. A certified copy of the Voluntary Surrender of Privilege to Practice in South Dakota 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 Jody Paul Moore, R.N., to practice professional nursing in the Commonwealth of Virginia is hereby SUSPENDED.

Upon entry of this Order, the license of Jody Paul Moore, R.N., will be recorded as suspended and no longer current and valid. Should Jody Paul Moore, R.N., seek reinstatement of his license pursuant to Virginia Code § 54.1-2409, he 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 Mr. Moore's multistate licensure privilege, if any, to practice professional 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:

3/27/17

**CERTIFICATION OF DUPLICATE RECORDS**

I, David E. Brown, D.C., Director of the Department of Health Professions, hereby certify that the attached Voluntary Surrender of Privilege to Practice in South Dakota entered February 22, 2017, regarding Jody Paul Moore, R.N., is a true copy of the records received from the South Dakota Board of Nursing.

  
\_\_\_\_\_  
David E. Brown, D.C.

Date: 3/27/17



WHEREAS, Licensee agrees that the matters under investigation would be of a nature that would constitute grounds for the discipline of his privilege to practice nursing in South Dakota under SDCL § 36-9-98; and

WHEREAS, the Licensee agrees that he enters into this Voluntary Surrender of Privilege to Practice in South Dakota voluntarily and without duress or compulsion, in full understanding of the legal consequences of this document and his rights; therefore,

IT IS HEREBY STIPULATED AND AGREED AS FOLLOWS:

1. That the Board has jurisdiction over the person of the Licensee and the subject matter of this Voluntary Surrender of Privilege to Practice in South Dakota.
2. That on or about January 18, 2017, the Board received a complaint that Licensee, while working as a traveling nurse in Chamberlain, was being investigated for alleged diversion. Licensee did not admit to this instance of diversion, but did admit to diverting while working in the State of Kentucky and that he failed to disclose this to his employer or to the facility in South Dakota where he was working as traveling staff.

Licensee has agreed that he would surrender his privilege to practice in the State of South Dakota.

3. That the Licensee has been given an opportunity to discuss this Voluntary Surrender of Privilege to Practice in South Dakota with an attorney of Licensee's choice, and is aware of his right to a hearing in this matter, and of his rights under the United States and South Dakota Constitutions, laws, rules and/or regulations. Licensee hereby voluntarily waives all such rights to a hearing, notice, appearance, or any other rights under said Constitutions, laws,

rules and/or regulations. Licensee also agrees that the Board's Executive Director or her designee may present this Voluntary Surrender of Privilege to Practice in South Dakota to the Board and disclose to the Board all items of her investigation, including, but not limited to, any communications with Licensee.

4. That the Licensee's privilege to practice nursing in South Dakota shall be surrendered and the Board shall suspend said privilege for an indefinite period from the date of this Order. Licensee may apply to have his privilege reinstated for good cause shown.

5. That nothing in this Voluntary Surrender of Privilege to Practice in South Dakota should imply that the Licensee shall be reinstated. Licensee recognizes that the reinstatement terms, as well as the requirements for reinstatement, are at the sole discretion of the Board.

6. That if the Licensee requests reinstatement, Licensee has the burden of presenting information showing that Licensee's privilege should be reinstated.

7. That it is further stipulated and agreed that this Voluntary Surrender of Privilege to Practice in South Dakota is being entered into voluntarily by the Licensee and without threats or coercion and is entered into after the Licensee has been given ample opportunity to consider these matters and to discuss this Voluntary Surrender of Privilege to Practice in South Dakota with an attorney of Licensee's choice and that the Licensee has a full understanding of the legal consequences of this Voluntary Surrender of Privilege to Practice in South Dakota and of the Licensee's rights to a formal hearing on these matters, which rights are hereby waived by the signing of this Voluntary Surrender of Privilege to Practice in South Dakota.

8. Licensee understands that during the period of this Voluntary Surrender that he is ineligible to work in any nursing role in the State of South Dakota, including that of a nurse aide, nurse assistant, or medication assistant/aide.

9. This action is reportable discipline and will be published in the Board's newsletter and posted on its web site and reported into the National Practitioner Data Bank (NPDB) as required by law.

10. That the Licensee, pursuant to SDCL § 36-9-98 acknowledges that while the remote state (South Dakota) may take adverse action affecting Licensee's privilege to practice within that state, that his home state of Virginia shall have the power to impose adverse action against the license issued by the home state (Virginia).

11. That the Board may enter an Order consistent with the terms of this Stipulation.

NOW, THEREFORE, the foregoing Voluntary Surrender of Privilege to Practice in South Dakota is entered into and is respectfully submitted to the Board with the request that the Board adopt its terms as an Order of the Board in the above matter.

Dated this 25 day of Jan, 2017.

  
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Jody Moore, RN

Voluntary Surrender of Privilege to Practice in South Dakota  
Licensee: Jody Moore, RN

The South Dakota Board of Nursing met on the 17<sup>th</sup> day of February, 2017, and approved the above Voluntary Surrender of Privilege to Practice in South Dakota as written by a vote of 10-0 and issued its Order as follows:

IT IS HEREBY ORDERED that the above Voluntary Surrender of Privilege to Practice in South Dakota is adopted as shown herein by the South Dakota Board of Nursing this 22<sup>nd</sup> day of February, 2017.

*Gloria Damgaard*

Gloria Damgaard, RN, MS  
Executive Director  
South Dakota Board of Nursing

Certified to be a true copy of a record  
from the South Dakota Board of Nursing

Date 3/9/2017

*Francie Miller, RN*  
Authorized Signature