

BEFORE THE VIRGINIA BOARD OF NURSING

IN RE: CHALANDA MABRY, C.N.A.

Certificate Number: 1401-161682

Case Number: 170701

RATIFICATION AND ORDER

On January 25, 2017, a panel of the Board met to receive and act upon the Recommended Decision of the Agency Subordinate. Chalanda Mabry, C.N.A., was not present nor was she represented by legal counsel.

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.

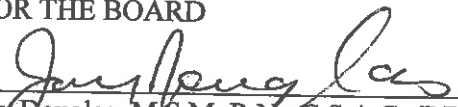
Pursuant to Virginia Code § 54.1-2400.2, the signed original of this Order shall remain in the custody of the Department of Health Professions as a public record, and shall be made available for public inspection and copying upon request.

Pursuant to Virginia Code § 54.1-2400(10), Ms. Mabry may, not later than 5:00 p.m., on **March 13, 2017**, notify Jay Douglas, M.S.M., R.N., C.S.A.C., F.R.E., Executive Director, Board of Nursing, 9960 Mayland Drive, Suite 300, Henrico, Virginia 23233, in writing that she desires a formal administrative hearing before the Board. Upon the filing with the Executive Director of a request for the hearing, this Order shall be vacated.

Certified True Copy

By 
Virginia Board Of Nursing

FOR THE BOARD


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

ENTERED AND MAILED ON:

February 7th, 2017

This Order shall become final on March 13, 2017, unless a request for a formal administrative hearing is received as described above.

BEFORE THE VIRGINIA BOARD OF NURSING

IN RE: CHALANDA MABRY, C.N.A.
Certificate Number: 1401-161682
Case Number: 170701

REPORT AND RECOMMENDATION OF AGENCY SUBORDINATE

Jurisdiction and Procedural History

Pursuant to Virginia Code §§ 2.2-4019 and 54.1-2400(10), Nancy K. Durrett, R.N., M.S., serving as Agency Subordinate of the Virginia Board of Nursing (“Board”), held an informal conference on December 13, 2016 in Henrico County, Virginia, to inquire into evidence that Chalanda Mabry, C.N.A., may have violated certain laws and regulations governing the practice of nurse aides in the Commonwealth of Virginia.

Ms. Mabry appeared 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 November 17, 2016, the Board sent a Notice of Informal Conference (“Notice”) to Ms. Mabry notifying her that an informal conference would be held on December 13, 2016. The Notice was sent by certified and first class mail to the legal address of record on file with the Board.

Recommended Findings of Fact and Conclusions of Law

1. Chalanda Mabry, C.N.A., was issued Certificate Number 1401-161682 to practice as a nurse aide on July 17, 2013, which is scheduled to expire on July 31, 2017. At all times relevant to the findings herein, said certificate was in full force and effect.

2. Ms. Mabry violated Virginia Code § 54.1-3007(5) in that during the course of her employment with Guggenheimer Health and Rehabilitation, Lynchburg, Virginia, on October 12, 2015, when Resident A grabbed Ms. Mabry's arms, she responded by yelling at him.

3. Ms. Mabry was disciplined for unsatisfactory work performance on October 24 and 25, 2015, and her employment was terminated on October 28, 2015.

4. After being terminated from Guggenheimer Health and Rehabilitation, Ms. Mabry returned to the facility on October 30, 2015, to print her personnel documents. Ms. Mabry screamed at the director of nursing and used profanity while in the director's office. After leaving the director's office, Ms. Mabry ripped pictures off the wall and screamed and cursed at staff while walking down the hallway, all the way out of the building and into her car.

5. Ms. Mabry violated Virginia Code § 54.1-3007(5) in that on February 9, 2016, in the General District Court of Lynchburg, Virginia, she was convicted of the following misdemeanors as a result of her actions at Guggenheimer Health and Rehabilitation on October 30, 2015: using abusive language to another and destruction of property. She was ordered to pay fines and court costs totaling \$80.

6. Ms. Mabry's employment with The Elms of Lynchburg was terminated in February 2016 for excessive absenteeism. Her employment with Carriage Hill Retirement was terminated in October 2013 due to a change in management.

7. At the informal conference Ms. Mabry reported she is currently employed at Bently Commons, Lynchburg, Virginia.

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. Chalanda Mabry, C.N.A., is REPRIMANDED.
2. Chalanda Mabry, C.N.A., shall comply with all laws and regulations governing the practice of nurse aides in the Commonwealth of Virginia.

Reviewed and approved on January 3, 2017
By Nancy K. Durrett, R.N., M.S.
Agency Subordinate