

**BEFORE THE VIRGINIA BOARD OF NURSING**

**IN RE: SHANE'LL JENKINS, C.N.A.**  
**Certificate Number: 1401-127042**  
**Case Number: 173890**

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**ORDER**

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**JURISDICTION AND PROCEDURAL HISTORY**

Pursuant to Virginia Code §§ 2.2-4020, 2.2-4024(F), and 54.1-2400(11), a panel of the Virginia Board of Nursing ("Board") held a formal administrative hearing on January 25, 2017, in Henrico County, Virginia, to inquire into evidence that Shane'll Jenkins, C.N.A., may have violated certain laws and regulations governing the practice as a nurse aide in the Commonwealth of Virginia.

Shane'll Jenkins, C.N.A., did not appear at this proceeding and was not represented by legal counsel.

**NOTICE**

By letter dated December 22, 2016, the Board sent a Notice of Formal Hearing ("Notice") to Ms. Jenkins notifying her that a formal administrative hearing would be held on January 25, 2017. The Notice was sent by certified and first class mail to the legal address of record on file with the Board. According to the USPS website, as of December 27, 2016, Ms. Jenkins had not retrieved her certified mail from the post office. The Notice sent by first-class mail was not returned to the Board office. Accordingly, the panel Chair concluded that adequate notice was provided to Ms. Jenkins and the formal hearing proceeded in her absence.

Upon consideration of the evidence, the Board adopts the following Findings of Fact and Conclusions of Law and issues the Order contained herein.

### FINDINGS OF FACT

1. On November 18, 2008, the Board issued Certificate Number 1401-127042 to Shane'll Jenkins, C.N.A. to practice as a nurse aide in the Commonwealth of Virginia. Said certificate expired on November 30, 2016. At all times relevant hereto, said certificate was in full force and effect.
2. On February 20, 2016, Ms. Jenkins visited an elderly woman in the community complaining of a headache and asked if the woman had something she could take for her pain. The woman gave her a 15mg oxycodone (C-II) pill, which Ms. Jenkins accepted and ingested.
3. On February 21, 2016, the woman reported to the Woodstock Police Department, Woodstock, Virginia, that 41 oxycodone pills were missing from her pill bottle. She stated that the only person who had been to her home was Ms. Jenkins.
4. On October 17, 2016, Ms. Jenkins was charged in the Shenandoah General District Court, Woodstock, Virginia, with two felony counts of possession of a controlled substance and two felony counts of grand larceny.
5. Despite repeated attempts by the Department of Health Professions to contact Ms. Jenkins, she failed to respond regarding this matter.

### CONCLUSIONS OF LAW

1. Finding of Fact No. 2 constitutes a violation of Virginia Code § 54.1-3007(2) and 18 VAC 90-25-100(2)(c) of the Regulations Governing Certified Nurse Aides.

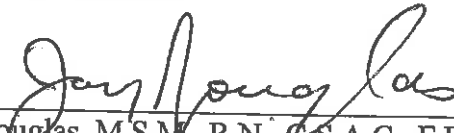
### ORDER

Based on the foregoing Findings of Fact and Conclusions of Law, the Virginia Board of Nursing hereby ORDERS as follows:

1. The right of Shane'll Jenkins, C.N.A., to renew her certificate to practice as a nurse aide in the Commonwealth of Virginia is INDEFINITELY SUSPENDED.
2. The certificate of Shane'll Jenkins, C.N.A., will be recorded as SUSPENDED.
3. Should Shane'll Jenkins, C.N.A., seek reinstatement of her certificate, an administrative proceeding shall be convened to consider such application. At such time, the burden shall be on Ms. Jenkins to demonstrate that she is safe and competent to return to practice as a nurse aide. Ms. Jenkins shall be responsible for any fees that may be required for the reinstatement and/or renewal of the certificate prior to issuance of the certificate to resume practice.

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 AND MAILED ON:

February 3<sup>rd</sup>, 2017

Certified True Copy

By dfraham  
Virginia Board Of Nursing

**NOTICE OF RIGHT TO APPEAL**

As provided by Rule 2A:2 of the Supreme Court of Virginia, you have 30 days from the date you are served with this Order in which to appeal this decision by filing a Notice of Appeal with 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. The service date shall be defined as the date you actually received this decision or the date it was mailed to you, whichever occurred first. In the event this decision is served upon you by mail, three days are added to that period.