

BEFORE THE VIRGINIA BOARD OF NURSING

IN RE: LAKESHA TARRELLE CHERRY, C.N.A. REINSTATEMENT APPLICANT
Certificate Number: 1401-090595
Case Number: 172870

ORDER

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 November 17, 2016, in Henrico County, Virginia, to receive and act upon LaKeshia Tarrelle Cherry's application for reinstatement of her certificate to practice as a certified nurse aide in the Commonwealth of Virginia.

Lakesha Tarrelle Cherry appeared at this proceeding and was not represented by legal counsel.

NOTICE

By letter dated October 25, 2016, the Board sent a Notice of Formal Hearing ("Notice") to Ms. Cherry notifying her that a formal administrative hearing would be held on November 17, 2016. The Notice was sent by certified and first class mail to the legal address of record on file with the Board.

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 February 9, 2002, the Board issued Certificate Number 1401-090595 to Lakesha Tarrelle Cherry, C.N.A. to practice as a certified nurse aide in the Commonwealth of Virginia. Said certificate expired on February 28, 2014.

2. On October 1, 2015, Ms. Cherry submitted an application for reinstatement of her certificate to practice as a nurse aide in the Commonwealth of Virginia.

3. On March 12, 2015, Ms. Cherry was convicted in the General District Court for the City of Suffolk, Virginia, of one count of shoplifting, a misdemeanor involving moral turpitude.

4. Ms. Cherry told the Board that she feels “horrible” about what happened and said that it would never happen again.

5. Ms. Cherry testified that she has been caring for her sister since her certificate expired.

CONCLUSIONS OF LAW

1. Finding of Fact No. 3 constitutes a violation of Virginia Code § 54.1-3007(4).

2. Lakesha Tarrelle Cherry, C.N.A., otherwise meets the requirements of 18 VAC 90-25-80 (B) of the Board of Nursing Regulations Governing Certified Nurse Aides for reinstatement.

ORDER

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


1. Lakesha Tarrelle Cherry, C.N.A., is REPRIMANDED.

2. The application of Lakesha Tarrelle Cherry, C.N.A., for reinstatement of her certificate to practice as a certified nurse aide is APPROVED without restriction.

3. Lakesha Tarrelle Cherry, C.N.A., shall comply with all laws and regulations governing certified nurse aides in the Commonwealth of Virginia.

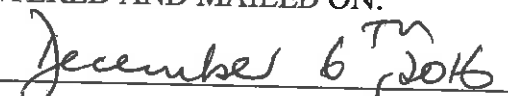
Pursuant to Virginia Code §§ 2.2-4023 and 54.1-2400.2, the signed original of this Order shall remain in the custody of the Department of Health Professions as a public record, and shall be made available for public inspection and copying upon request.

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:



December 6TH, 2016

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.

Certified True Copy

By 

Virginia Board Of Nursing