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VA BD OF NURSING

COMMONWEALTH of VIRGINIA

Department of Health Professions

Perimeter Center
9960 Mayland Drive, Suite 300
Henrico, Virginia 23233-1463

www.dhp.virginia.gov
TEL (804) 367- 4400
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David E. Brown, D.C.
Director

May 16, 2016

Ruby Frances Richerson
126 Page Road
Monroe, VA 24574

CERTIFIED MAIL
DUPLICATE COPY
VIA FIRST CLASS MAIL

RE: Certificate No.: 1401-092120

DATE 5/16/16

Dear Ms. Richerson:

Pursuant to Section 54.1-2409 of the Code of Virginia (1950), as amended, ("Code"), you are hereby given notice that your certification to practice as a certified nurse aide in the Commonwealth of Virginia has been mandatorily suspended by the enclosed Order entered May 16, 2016. You are hereby advised that, pursuant to Section 54.1-2409.1 of the Code, any person who practices a profession or occupation after having their license or certificate to do so suspended shall be guilty of a felony. Please return your certificate to Jay P. Douglas, Executive Director of the Virginia Board of Nursing, at the above address, immediately upon receipt of this letter.

Section 54.1-2409 of the Code further provides that you may apply to the Board of Nursing ("Board") for reinstatement of your certificate, and shall be entitled to a hearing not later than the next regular meeting of the Board after the expiration of sixty days from the receipt of such reinstatement application. You have the following rights, among others: to be represented by legal counsel, to have witnesses subpoenaed on your behalf, to present documentary evidence and to cross-examine adverse witnesses. The reinstatement of your certificate shall require the affirmative vote of three-fourths of the members present of the Board of Nursing.

Should you wish to petition the Board of Nursing for reinstatement of your certificate, the application may be obtained at www.dhp.virginia.gov.

Sincerely,

Lisa R. Hahn, M.P.A., Chief Deputy Director
Department of Health Professions

Enclosures
Case #173445

VIRGINIA:

BEFORE THE DEPARTMENT OF HEALTH PROFESSIONS

**IN RE: RUBY FRANCES RICHERSON, C.N.A.
Certificate No.: 1401-092120**

ORDER

In accordance with Section 54.1-2409 of the Code of Virginia (1950), as amended, ("Code"), I, Lisa R. Hahn, M.P.A., Chief Deputy Director of the Virginia Department of Health Professions, received and acted upon evidence that Ruby Frances Richerson, C.N.A., was convicted of a felony charge in the Circuit Court for the City of Buena Vista, Virginia, to wit: One (1) Count of Distribution of a Schedule I or II Drug. A certified copy of the Trial and Sentencing Order is attached and is marked as Commonwealth's Exhibit No. 1.

WHEREFORE, by the authority vested in the Director of the Department of Health Professions pursuant to Section 54.1-2409 of the Code, it is hereby ORDERED that the certificate of Ruby Frances Richerson, C.N.A., to practice as a certified nurse aide in the Commonwealth of Virginia be, and hereby is, SUSPENDED.

Upon entry of this Order, the certificate of Ruby Frances Richerson, C.N.A., will be recorded as suspended. Should Ms. Richerson seek reinstatement of her certificate pursuant to Section 54.1-2409 of the Code, she shall be responsible for any fees that may be required for the reinstatement and renewal of her certificate prior to issuance of her certificate to resume practice.

Pursuant to Sections 2.2-4023 and 54.1-2400.2 of the Code, 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.

Lisa R. Hahn

Lisa R. Hahn, M.P.A., Chief Deputy Director
Department of Health Professions

ENTERED: *May 16, 2016*



COMMONWEALTH of VIRGINIA

David E. Brown, D.C.
Director


Department of Health Professions

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CERTIFICATION OF DUPLICATE RECORDS

I, Lisa R. Hahn, M.P.A., Chief Deputy Director of the Department of Health Professions, hereby certify that the attached Trial and Sentencing Order entered May 4, 2007, regarding Ruby Frances Richerson, C.N.A., is a true copy of the records received from the Circuit Court for the City of Buena Vista, Virginia.



Lisa R. Hahn, M.P.A.

Date: May 16, 2016

VIRGINIA: IN THE CIRCUIT COURT FOR THE CITY OF BUENA VISTA

Hearing Date: May 1, 2007
Judge: Honorable Michael S. Irvine

COMMONWEALTH OF VIRGINIA

v.

FIPS CODE: 530

RUBY FRANCES RICHERSON, Defendant

TRIAL AND SENTENCING ORDER

<u>CASE NUMBER</u>	<u>OFFENSE DESCRIPTION AND INDICATOR (F/M)</u>	<u>OFFENSE DATE</u>	<u>VA CODE SECTION</u>	<u>VCC CODE</u>
CR07000006-00	DISTRIBUTION OF A SCHEDULE I/II DRUG (F)	08/30/2006	18.2-248	NAR-3045-F9

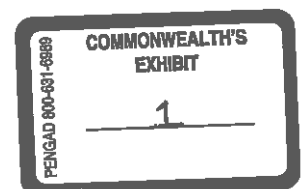
This day came the defendant, who appeared in person with her attorney, Ross S. Haine, Assistant Public Defender. The Commonwealth was represented by Christopher B. Russell.

Whereupon the accused was arraigned as charged in the indictment and, after private consultation with her attorney, pleaded *guilty* to the indictment, which plea was tendered by the defendant in person, and the Court, having made inquiry and being of the opinion that the defendant fully understood the nature and effect of said plea and of the penalties that may be imposed upon conviction and of the waiver of trial by jury and of appeal, proceeded to hear a summary of the evidence and stipulation as agreed to by the defendant.

Having heard the evidence, the Court finds the defendant *guilty* of distribution of a Schedule I or II drug.

The defendant and the Attorney for the Commonwealth, with the concurrence of the Court, waive preparation of a pre-sentence report.

Pursuant to the provisions of Code §19.2-298.01, the Court has considered and reviewed the applicable discretionary sentencing guidelines and the guidelines worksheets. The sentencing



guidelines worksheets and the written explanation of any departure from the guidelines are ordered filed as a part of the record in this case.

Before pronouncing sentence, the Court inquired if the defendant desired to make a statement and if the defendant desired to advance any reason why judgment should not be pronounced. After hearing from the defendant, it is the judgment of the Court that the defendant should be sentenced.

The Court SENTENCES the defendant as follows:

Incarceration with the Virginia Department of Corrections for a period of five (5) years.

The Court suspends four (4) years and five (5) months of said sentence upon the following terms and conditions:

Probation. The defendant shall be placed on supervised probation for a period of four (4) years and five (5) months commencing upon her release from incarceration. The defendant shall comply with all the rules and requirements set by the Probation Officer.

Good Behavior. The defendant shall be required to keep the peace, be of good behavior, and obey all of the laws of the Commonwealth or any other jurisdiction.

Costs. The defendant shall pay all costs associated with this proceeding within one year of her release from incarceration. Additionally, the defendant waives any right to \$110.00 seized by the Rockbridge Regional Drug Task Force in connection with this case.

Suspension of Driving Privileges. Pursuant to §46.2-390.1 of the *1950 Code of Virginia*, as amended, the defendant's driving privileges shall be suspended for a period of six months.

Fingerprinting and DNA Analysis. The defendant is ordered to submit to fingerprinting and obtaining data for the preparation of a report to the Central Criminal Records Exchange, as set forth in §19.2-390 of the *1950 Code of Virginia*, as amended. The defendant shall also permit a sample

of blood, saliva or tissue be taken for DNA analysis to be sent to the Division of Forensic Science within fifteen days after taking the sample, as set forth in §§19.2-310.2 and 19.2-310.3.

The Court certifies that at all times during the disposition of this matter the defendant was personally present and was capably represented by law.

Thereupon the defendant was allowed to depart and ORDERED to report to Rockbridge Regional Jail on May 1, 2007 at 6:00 p.m.

ENTERED:



Michael S. Irvine, Judge

DATE: May 4, 2007

DEFENDANT IDENTIFICATION:

SSN: DOB: 06/18/1962 SEX: FEMALE RACE: BLACK

SENTENCING SUMMARY:

TOTAL SENTENCE IMPOSED: 5 YEARS
TOTAL SENTENCE SUSPENDED: 4 YEARS, 5 MONTHS
TOTAL SENTENCE TO SERVE: 7 MONTHS

TRUE COPY OF A RECORD
ON FILE IN THIS OFFICE

TESTE:
CHRISTOPHER W. COLEMAN, CLERK

BY:  DE
CITY OF BUENA VISTA CIRCUIT COURT