

LPN:0002-085784



VIRGINIA:

VA BD OF NURSING

BEFORE THE BOARD OF NURSING

IN RE: BRENDA L. BLEVINS, C.N.A., L.P.N. APPLICANT

CONSENT ORDER

The Virginia Board of Nursing ("Board") and Brenda L. Blevins, C.N.A., as evidenced by her signature hereto, enter into the following Consent Order concerning Ms. Blevins's application for licensure by examination as a practical nurse in Virginia and affecting her certificate to practice as a nurse aide in Virginia.

The Board adopts the following Findings of Fact and Conclusions of Law.

FINDINGS OF FACT

1. Brenda L. Blevins, C.N.A., was issued Certificate No. 1401-122054 to practice as a nurse aide on December 12, 2007. The certificate is set to expire on December 31, 2011. Ms. Blevins' primary state of residence is Virginia.
2. Ms. Blevins submitted an application for licensure by examination as a practical nurse, which was received by the Board on May 13, 2011.
3. On April 9, 2009, Ms. Blevins was convicted upon a plea of guilty in the Smyth County, Virginia, General District Court of obtaining public assistance by fraud, a misdemeanor. She was sentenced to twelve months in jail with all time suspended.
4. Ms. Blevins made restitution of the improper benefits prior to her court date, and she has paid all fines and costs associated with the conviction.
5. In a June 7, 2011, letter to the Board, Ms. Blevins stated that she committed the welfare fraud because although she had obtained employment, she was still unable to fully provide for her three children. She further stated that she is able to handle her finances now.

CONCLUSIONS OF LAW

1. Finding of Fact No. 3 constitutes a violation of § 54.1-3007(4) of the Code.
2. Ms. Blevins otherwise meets the qualifications of § 54.1-3020 of the Code.

CONSENT

Brenda L. Blevins, C.N.A., by affixing her signature hereon, agrees to the following:

1. She has been advised to seek advice of counsel prior to signing this document;
2. She acknowledges that without her consent, no legal action can be taken against her except pursuant to the Virginia Administrative Process Act, § 2.2-4000(A) *et seq.* of the Code;
3. She acknowledges that she has the following rights, among others: the right to an informal fact finding conference before the Board, the right to reasonable notice of said hearing, the right to representation by counsel, and the right to cross-examine witnesses against her;
4. She waives all such right to an informal conference;
5. She admits to the Findings of Fact contained herein and waives her right to contest such Findings of Fact in any subsequent proceeding before the Board;
6. She consents to the entry of the following Order affecting her right to practice as a nurse aide and her application for licensure by examination to practice practical nursing in Virginia.

ORDER

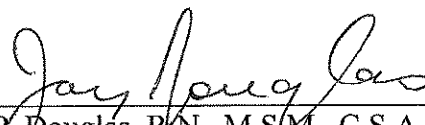
WHEREFORE, it is hereby ORDERED that the application of Brenda L. Blevins, C.N.A., for licensure by examination as a practical nurse is APPROVED.

1. Upon successful completion of the NCLEX-PN examination, Ms. Blevins shall be issued an unrestricted license to practice as a practical nurse in the Commonwealth.
2. Ms. Blevins is hereby REPRIMANDED.

3. Ms. Blevins shall maintain a course of conduct in her capacity as a nurse aide and as a practical nurse commensurate with the requirements of § 54.1-3000 *et seq.* of the Code and the Board of Nursing Regulations.

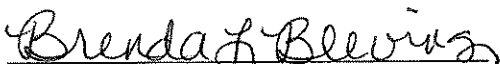
Pursuant to §§ 2.2-4023 and 54.1-2400.2 of the Code, the signed original of this Order shall remain in the custody of the Department of Health Professions as public record and shall be made available for public inspection or copying upon request.

FOR THE BOARD


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

ENTERED: August 24th, 2011

SEEN AND AGREED TO:


Brenda L. Blevins, C.N.A.

COMMONWEALTH OF VIRGINIA,
COUNTY/CITY OF Stafford, TO WIT:

Subscribed and sworn to before me, James D. Cortner, a Notary Public, this 15th day of August, 2011.

My commission expires 8/31/2014.

Registration Number 230686.


NOTARY PUBLIC

