

BEFORE THE VIRGINIA BOARD OF NURSING

NOV 29 2016
DHP

IN RE: ERIKA BURTON
R.N. APPLICANT
License Number:
Case Number: 175748

0001-269290

CONSENT ORDER

JURISDICTION AND PROCEDURAL HISTORY

The Virginia Board of Nursing (“Board”) and Erika Burton, as evidenced by their signatures hereto, in lieu of proceeding to an informal conference, enter into the following Consent Order affecting Ms. Burton’s application for licensure by endorsement to practice professional nursing in the Commonwealth of Virginia.

FINDINGS OF FACT AND CONCLUSIONS OF LAW

1. Erika Burton submitted an application for licensure by endorsement to practice professional nursing in the Commonwealth of Virginia on March 4, 2016. Ms. Burton was issued a license to practice professional nursing in the State of Maryland, which is scheduled to expire on August 28, 2017. Her declared primary state of residence is Virginia.
2. Ms. Burton violated Virginia Code § 54.1-3007(4) in that on or about May 21, 2004, in the General District Court of Chesterfield County, Virginia, she was convicted of petit larceny, a misdemeanor involving moral turpitude.
3. Ms. Burton violated Virginia Code § 54.1-3007(1) and 18 VAC 90-20-300(A)(1)(b) of the Regulations Governing the Practice of Nursing in that on her application for licensure to practice professional nursing in Virginia, she failed to reveal her petit larceny conviction or three 2004 misdemeanor convictions for failure to appear on misdemeanor charges.

4. Ms. Burton otherwise meets the requirements of Virginia Code §§ 54.1-3017 and 54.1-3018.

CONSENT

Erika Burton, by affixing her signature to this Consent Order, agrees to the following:

1. I have been advised to seek advice of counsel prior to signing this document;
2. I am fully aware that without my consent, no legal action can be taken against me except pursuant to the Virginia Administrative Process Act, Virginia Code § 2.2-4000 *et seq.*;
3. I acknowledge that I have the following rights, among others: the right to an informal fact-finding conference before the Board, and the right to representation by counsel;
4. I waive my right to an informal conference;
5. I admit to the Findings of Fact and Conclusions of Law contained herein and waive my right to contest such Findings of Fact and Conclusions of Law and any sanction imposed hereunder in any future judicial or administrative proceeding in which the Board is a party;
6. I consent to the entry of the following Order affecting my application for licensure to practice professional nursing in the Commonwealth of Virginia.

ORDER

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

1. The application of Erika Burton for licensure to practice professional nursing in the Commonwealth of Virginia is APPROVED. Ms. Burton shall be issued an unrestricted license.
2. Erika Burton is REPRIMANDED.
3. Erika Burton shall comply with all laws and regulations governing the practice of professional nursing 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
Jay Douglas, M.S.M., R.N., C.S.A.C., F.R.E.
Executive Director
Virginia Board of Nursing

ENTERED: December 1, 2016

SEEN AND AGREED TO:

Erika Burton
Erika Burton

Certified True Copy
By [Signature]
Virginia Board of Nursing

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

Subscribed and sworn to me, a notary public in and for the Commonwealth of Virginia at large, on this 28th day of November, 2016.

Melodi Anne Cupp
Notary Public

My commission expires: 07/31/17

Registration No.: 7545098



MELODI ANNE CUPP
NOTARY PUBLIC 7545098
COMMONWEALTH OF VIRGINIA

MY COMMISSION EXPIRES JULY 31, 2017