

VIRGINIA:

**BEFORE THE BOARD OF NURSING**

**IN RE: MARIA RODGERS, C.N.A. REINSTATEMENT APPLICANT**

**ORDER**

Pursuant to §§ 2.2-4019, 2.2-4021, and 54.1-2400(10) of the Code of Virginia (1950), as amended ("Code"), a Special Conference Committee ("Committee") of the Virginia Board of Nursing ("Board") met on April 3, 2008, in Henrico County, Virginia, to receive and act upon Maria Rodgers' application for reinstatement of her certificate to practice as a nurse aide in Virginia, and to consider evidence that Ms. Rodgers may have violated certain laws and regulations governing nurse aide practice in Virginia. Ms. Rodgers was not present and was not represented by counsel.

Upon consideration of the evidence, the Committee adopts the following Findings of Fact and Conclusions of Law.

**FINDINGS OF FACT**

1. Maria Rodgers was issued Certificate No. 1401-003192 to practice as a nurse aide in the Commonwealth of Virginia on February 23, 1989. Said certificate expired on February 28, 2007.
2. Ms. Rodgers submitted an application for reinstatement of her certificate to practice as a nurse aide, which was received by the Board on August 1, 2007.
3. Ms. Rodgers was convicted of one felony count of possession of cocaine with intent to distribute in the Circuit Court of Danville, Virginia, on July 27, 2006, and was sentenced to six years incarceration (with all but nine months suspended); supervised probation for two years; substance abuse screening; and costs.

**CONCLUSIONS OF LAW**

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


2. The Board concludes that Ms. Rodgers has not demonstrated satisfactory evidence that she is prepared to resume practice in a safe and competent manner.

**ORDER**

On the basis of the foregoing, the Committee hereby ORDERS that the application for reinstatement of the nurse aide certificate of Maria Rodgers is hereby DENIED.

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 on request.

FOR THE COMMITTEE

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

ENTERED: April 18<sup>th</sup>, 2008

**NOTICE OF RIGHT TO FORMAL HEARING**

If you do not consent to the Committee's decision and desire a hearing before the Board or a panel thereof, you shall notify, in writing, the Executive Director of the Board of Nursing, 9960 Mayland Drive, Suite 300, Richmond, Virginia 23233, within 33 days of the date of entry of this Order. This Order shall become final upon expiration of the 33-day period unless a request for a formal hearing is received within such time. Upon receiving a timely request for a hearing, this Order shall be vacated and the Board or a panel thereof shall proceed with a hearing as provided in § 2.2-4020 *et seq.* of the Code.

**CERTIFICATE OF SERVICE**

I hereby certify that a true copy of the foregoing Order was mailed, by certified and regular mail, this day to Maria Rodgers at 143 Wesley Drive, Apt. 6, Danville, Virginia 24540.

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

April 18<sup>th</sup>, 2008  
Date

Certified True Copy  
By Koyal 4-18-08  
Virginia Board of Nursing