

Certified True Copy

By A. Fowler
Virginia Board of Nursing



RECEIVED

OCT 17 2016

COMMONWEALTH of VIRGINIA VA BD OF NURSING

David E. Brown, D.C.
Director

Department of Health Professions

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

www.dhp.virginia.gov
TEL (804) 367-4400
FAX (804) 527-4475

October 17, 2016

Janel Renee Butler, L.P.N.
868 Gem Ct
Virginia Beach, VA 23462

DUPLICATE COPY
VIA FIRST CLASS MAIL

RE: License Number: 0002-091979
Case Number: 174160

DATE 10/17/16

Dear Ms. Butler:

Pursuant to Virginia Code § 54.1-2409, you are hereby given notice that your license to practice practical nursing in the Commonwealth of Virginia has been mandatorily suspended by the enclosed Order entered October 14, 2016. You are hereby advised that you may not practice practical nursing or hold yourself out as a licensed practical nurse unless and until the Board of Nursing has notified you in writing that your license has been reinstated. Please return your license to Jay P. Douglas, Executive Director of the Virginia Board of Nursing ("Board"), at the above address, immediately upon receipt of this letter.

You may apply to the Board for reinstatement of your license, and you shall be entitled to a formal administrative hearing not later than the next regular meeting of the Board after the expiration of 60 days from the Board's receipt of your reinstatement application. The reinstatement of your license shall require the affirmative vote of three-fourths of the members of the Board present at the hearing. The reinstatement application can be found at www.dhp.virginia.gov/Nursing.

If you have any questions about this matter, you can contact me at (804) 367-4474 or anne.joseph@dhp.virginia.gov.

Sincerely,

Anne Joseph, Deputy Director
Administrative Proceedings Division

cc: Jay P. Douglas, Executive Director, Board of Nursing
Enclosures

BEFORE THE VIRGINIA DEPARTMENT OF HEALTH PROFESSIONS

IN RE: JANEL RENEE BUTLER, L.P.N.
License Number: 0002-091979
Case Number: 174160

ORDER OF MANDATORY SUSPENSION

In accordance with Virginia Code § 54.1-2409, I, David E. Brown, D.C., Director of the Virginia Department of Health Professions, received and acted upon evidence that Janel Renee Butler, L.P.N., was convicted of a felony offense, to wit: one count of credit card theft.. A certified copy of the Trial and Sentencing Order is attached hereto as Commonwealth's Exhibit 1.

WHEREUPON, by the authority vested in the Director of the Department of Health Professions pursuant to Virginia Code § 54.1-2409, it is hereby ORDERED that the license of Janel Renee Butler, L.P.N., to practice practical nursing in the Commonwealth of Virginia is hereby SUSPENDED.

Upon entry of this Order, the license of Janel Renee Butler, L.P.N., will be recorded as suspended and no longer current and valid. Should Janel Renee Butler, L.P.N., seek reinstatement of her license pursuant to Virginia Code § 54.1-2409, she shall be responsible for any fees that may be required for the reinstatement of the license prior to issuance of the license to resume practice.

This Order shall be applicable to Ms. Butler's multistate licensure privilege, if any, to practice practical 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 or copying on request.



David E. Brown, D.C., Director
Virginia Department of Health Professions

ENTERED:

10/14/16

CERTIFICATION OF DUPLICATE RECORDS

I, David E. Brown, D.C., Director of the Department of Health Professions, hereby certify that the attached Trial and Sentencing Order entered September 27, 2016, regarding Janel Renee Butler, L.P.N., is a true copy of the records received from the Circuit Court of the City of Norfolk, Virginia.



David E. Brown, D.C.

Date: 10/14/16

TRIAL AND SENTENCING ORDER



VIRGINIA: IN THE CIRCUIT COURT OF THE CITY OF NORFOLK

FEDERAL INFORMATION PROCESSING
STANDARDS CODE: 710

Hearing Date: **September 12, 2016**

Court Reporter - **Gromkoski**

Judge: **Everett A. Martin, Jr.**

Court Clerk - **ADM**

COMMONWEALTH OF VIRGINIA

v.

Janel Renee Butler, DEFENDANT

This case came before the Court for trial of the defendant, who appeared in person with her attorney, **Holly Ortiz**. The Commonwealth was represented by **Mary Button**.

The defendant stands charged with the following offense(s):

CASE NUMBER	OFFENSE DESCRIPTION AND INDICATOR (F/M) (VCC CODE)	OFFENSE DATE	VA. CODE SECTION
CR16001880-00	Credit Card Theft FRD-2360-F9	F 05/08/16	18.2-192
CR16001880-01	Credit Card Forgery FRD-2512-F5	F 05/08/16	18.2-193

Whereupon the defendant waived arraignment and the Court having been advised by the defendant, her counsel and the attorney for the Commonwealth that there has been a **PLEA AGREEMENT** in this case, and such agreement in writing having been presented to the Court, and now filed herein, and having heard the evidence and argument of counsel, the Court accepts said agreement and the plea of **guilty** to **Credit Card Theft as charged in Indictment #1**, that the defendant tendered in person and finds the defendant guilty of same.

Before pronouncing the 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.

The Court **SENTENCES** the defendant to:
Incarceration with the **Virginia Department of Corrections** for the term of: **5 years** for **Credit Card Theft as charged in Indictment #1**. The total sentence imposed is **5 years**.

This sentence shall run consecutively with all other sentences.

The Court **SUSPENDS 5 years** of **Indictment #1** sentence, for a period of **5 years**, for a total suspension of **5 years**, upon the following condition(s): **The Court orders the defendant shall complete 150 hours of community Service within 1 year, pay the amount of \$86.76 in restitution within 6 months and shall have no contact with the victim, Brandi Carr.**

Uniform good behavior. The defendant shall be of uniform good behavior while in custody and for **5 years** after release from all confinement.

Fines/Costs/Restitution. The following amounts are due and payable at the time of sentencing. If the total payment is not made on the date of sentencing, the defendant shall enter into an Installment Agreement Plan with the Circuit Court Clerk's Office and a judgment entered therein. All payments are to be made payable to the Clerk, Norfolk Circuit Court. Payments shall be made no less than the minimum rate of \$50.00 per month beginning on the first day of the first month following conviction or beginning within 90 days of the release from incarceration.

➤ Fines:	\$ _____
➤ Costs:	\$488.24
➤ Restitution:	\$86.76
➤ TOTAL:	<u>\$575.89</u>

Credit for time served. The defendant shall be given credit for time spent in confinement while awaiting trial pursuant to Code Section 53.1-187.

Notice of Destruction of Exhibits. The Clerk hereby gives notice to the defendant and the attorney for the Commonwealth that any and all exhibits introduced in this matter may be destroyed pursuant to Virginia Code Section 19.2-270.4.

The Court, by motion of the Attorney for the Commonwealth, Orders a **Nolle Prosequi** be entered with regard to **Credit Card Forgery as charged in Indictment #2**, and the defendant discharged thereon.

Distribution of Copies. The Clerk shall send a copy of this order to the:

Sheriff

Department of Corrections—sent electronically

Sentencing Guideline Commission

Office of the Commonwealth Attorney—sent electronically

ENTER:

Everett A. Martin, Jr.

Everett A. Martin, Jr., Judge
Sep 27 2016 03:12 PM

DEFENDANT IDENTIFICATION: Janel Renee Butler, DEFENDANT
SSN: _____ DOB: 93 Sex: **Female**

SENTENCING SUMMARY:

TOTAL SENTENCE IMPOSED: **5 years**
TOTAL SENTENCE SUSPENDED: **5 years**

CLERK
COURT
Clerk
behalf
10-5-16