

BEFORE THE VIRGINIA BOARD OF NURSING

IN RE: AYISHA JIHADAH MUHAMMAD, C.N.A.
Certificate Number: 1401-115645
Case Number: 171941

RATIFICATION AND ORDER


On September 21, 2016, a panel of the Board met to receive and act upon the Recommended Decision of the Agency Subordinate. Ayisha Jihadah Muhammad, C.N.A. was not present nor was she represented by legal counsel.

In consideration whereof, the Board of Nursing ACCEPTS the attached Recommended Findings of Fact and Conclusions of Law of the Agency Subordinate and ADOPTS the Recommended Order in its entirety.

Pursuant to Virginia Code § 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.

Since Ms. Muhammad failed to appear at the informal conference, this Order shall be considered final. Ms. Muhammad has the right to appeal this Order directly to the appropriate Virginia circuit court. As provided by Rule 2A:2 of the Supreme Court of Virginia, Ms. Muhammad has thirty days from the date of service (the date she actually received this decision or the date it was mailed to her, whichever occurred first) within which to appeal this decision by filing a Notice of Appeal with Jay P. Douglas, M.S.M., R.N., C.S.A.C., F.R.E., Executive Director, Board of Nursing, at Perimeter Center, 9960 Mayland Drive, Suite 300, Richmond, Virginia 23233. In the event that this decision is served by mail, three days are added to that period.

FOR THE BOARD



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

ENTERED AND MAILED ON:

Sept 29, 2016

Certified True Copy

By 

Virginia Board Of Nursing

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IN RE: AYISHA JIHADAH MUHAMMAD, C.N.A.
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REPORT AND RECOMMENDATION OF AGENCY SUBORDINATE

Jurisdiction and Procedural History

Pursuant to Virginia Code §§ 2.2-4019 and 54.1-2400(10), Judith Piersall, R.N., B.S.N., serving as Agency Subordinate of the Virginia Board of Nursing (“Board”), held an informal conference on July 12, 2016 in Henrico County, Virginia, to inquire into evidence that Ayisha Jihadah Muhammad, C.N.A. may have violated certain laws and regulations governing the practice of nurse aides in the Commonwealth of Virginia.

Ms. Muhammad did not appear at this proceeding and was not represented by legal counsel.

Upon consideration of the evidence, the Agency Subordinate makes the following Findings of Fact and Conclusions of Law and recommends that the Board adopt the following Order.

Notice

By letter dated June 16, 2016, the Board of Nursing sent a Notice of Informal Conference (“Notice”) to Ms. Muhammad notifying her that an informal conference would be held on July 12, 2016. The Notice was sent by certified and first class mail to the legal address of record on file with the Board of Nursing. The Notice sent via certified mail was not returned to the Board office. The Notice sent via first-class mail was not returned to the Board office. Accordingly, the Agency Subordinate concluded that adequate notice was provided to Ms. Muhammad and the informal conference proceeded in her absence.

Recommended Findings of Fact and Conclusions of Law

1. Ayisha Jihadah Muhammad, C.N.A. was issued Certificate Number 1401-115645 to practice as a nurse aide on September 12, 2006, which is scheduled to expire on September 30, 2016.

At all times relevant to the findings herein, said certificate was in full force and effect.

2. Ms. Muhammad violated Virginia Code § 54.1-3007(2) and (5) and 18 VAC 90-25-100(2)(d) of the Regulations Governing Certified Nurse Aides in that during the course of her employment with Kindred at Home, Virginia Beach, Virginia:

a. On November 19, 2015, Ms. Muhammad failed to make a scheduled home health visit to Client A and submitted falsified documentation and timesheets documenting that she had made the visit.

b. On December 19, 2015, Ms. Muhammad failed to make a scheduled home health visit to Client B and submitted falsified documentation and timesheets documenting that she had made the visit.

c. On December 19, 2015 and December 30, 2015, Ms. Muhammad failed to make scheduled home visits to Client C and submitted falsified documentation and timesheets documenting that she had made the visits.

3. In an interview with the investigator for the Department of Health Professions, Ms. Muhammad admitted to the allegations and expressed remorse for her actions. Her employment with Kindred at Home was terminated.

Recommended Order

Based on the foregoing Findings of Fact and Conclusions of Law, the Agency Subordinate recommends that the Board issue an Order as follows:

1. Ayisha Jihadah Muhammad, C.N.A., is REPRIMANDED.

2. Ayisha Jihadah Muhammad shall comply with all laws and regulations governing the practice of nurse aides in the Commonwealth of Virginia.

Reviewed and approved on August 11, 2016
By Judith Piersall, R.N., B.S.N.
Agency Subordinate