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VA BOARD OF NURSING

# COMMONWEALTH of VIRGINIA

Robert A. Nebiker  
Director

## Department of Health Professions

6603 West Broad Street, 5th Floor  
Richmond, Virginia 23230-1712

www.dhp.state.va.us/  
TEL (804) 662-9900  
FAX (804) 662-9943  
TDD (804) 662-7197

July 18, 2003

Alethia Uwandu, L.P.N.  
17494 Isle Royal Trail  
Dumfries, VA 22026

### CERTIFIED MAIL

7160 3901 9844 2318 9942

RE: License No.: 0002-059284

Dear Ms. Uwandu:

Pursuant to Section 54.1-2409 of the Code of Virginia (1950), as amended, ("Code"), you are hereby given notice that your license to practice as a practical nurse in the Commonwealth of Virginia has been mandatorily suspended by the enclosed Order entered July 18, 2003. You are hereby advised that, pursuant to Section 54.1-2409.1, any person who practices a profession or occupation after having their license or certificate to do so suspended shall be guilty of a felony.

Section 54.1-2409 of the Code further provides that you may apply to the Board of Nursing ("Board") for reinstatement of your license, and shall be entitled to a hearing not later than the next regular meeting of the Board after the expiration of thirty days from the receipt of such reinstatement application. You have the following rights, among others: to be represented by legal counsel, to have witnesses subpoenaed on your behalf, to present documentary evidence and to cross-examine adverse witnesses. The reinstatement of your license shall require the affirmative vote of three-fourths of the members present of the Board of Nursing.

Should you wish to petition the Board of Nursing for reinstatement of your license, contact Jay P. Douglas, R.N., M.S.M., C.S.A.C., Executive Director, at the above address or (804)662-9909.

Sincerely,

Robert A. Nebiker

### Enclosures

Case # 91678

cc: Patricia Kelly, Esquire

**VIRGINIA:**

**BEFORE THE DEPARTMENT OF HEALTH PROFESSIONS**

**IN RE:       ALETHIA UWANDU, L.P.N.**  
**License No.: 0002-059284**

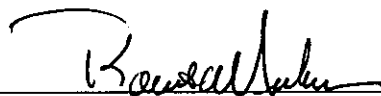
**ORDER**

In accordance with Section 54.1-2409 of the Code of Virginia (1950), as amended, ("Code"), I, Robert A. Nebiker, the Director of the Virginia Department of Health Professions, received and acted upon evidence that Alethia Uwandu, L.P.N., was convicted by the Circuit Court of Stafford County, Virginia, of welfare fraud, a felony. A certified copy of the court order is attached to this Order and is marked as Commonwealth's Exhibit No. 1.

WHEREFORE, by the authority vested in the Director of the Department of Health Professions pursuant to Section 54.1-2409 of the Code, it is hereby ORDERED that the license of Alethia Uwandu, L.P.N., to practice as a practical nurse in the Commonwealth of Virginia be, and hereby is, SUSPENDED.

Upon entry of this Order, the license of Alethia Uwandu, L.P.N., will be recorded as suspended and no longer current. In the event that Ms. Uwandu seeks reinstatement of her license pursuant to Section 54.1-2409 of the Code, she shall be responsible for any fees that may be required for the reinstatement and renewal of her license prior to issuance of her license to resume practice.

Pursuant to Section 2.2-4023 of the Code, 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.



Robert A. Nebiker, Director  
Department of Health Professions

ENTERED: July 18, 2003



# COMMONWEALTH of VIRGINIA

Robert A. Nebiker  
Director

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## CERTIFICATION OF DUPLICATE RECORDS

I, Robert A. Nebiker, Director of the Department of Health Professions, hereby certify that the attached court order, entered June 3, 2003, regarding Alethia Uwandu, L.P.N., is a true copy of the records received from the Circuit Court of Stafford County, Virginia.

Robert A. Nebiker

Date: July 18, 2003

Robert A. Nebiker

VIRGINIA: IN THE CIRCUIT COURT OF STAFFORD COUNTY

FEDERAL INFORMATION PROCESSING  
STANDARDS CODE: 179

Hearing Date: June 3, 2003

Judge: The Honorable James W. Haley, Jr.

COMMONWEALTH OF VIRGINIA

v.

ALETHIA UWANDU, DEFENDANT

This day came the defendant, who appeared in person with her attorney, Patricia Kelly, heretofore retained. The Commonwealth was represented by Andrea S. McCauley, who was present.

Upon motion of the Commonwealth, which said motion was granted, it is ordered that this the charge of Welfare Fraud and False Application, Case Nos. CR02-432-01 and -02, are hereby nolle prossed.

Whereupon the defendant was arraigned on the remaining charge 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 the evidence of the attorney for the Commonwealth, the Court accepts said agreement and the plea of guilty of the defendant tendered in person and finds the defendant guilty of the following offense:

CASE NUMBER	OFFENSE DESCRIPTION AND INDICATOR (F/M)	OFFENSE DATE	VA. CODE SECTION
CR02-432-00	Welfare Fraud F	06-01-01	63.1-124

Pursuant to the provisions of Code § 19.2-298.01, the Court has considered and reviewed the applicable discretionary sentencing guidelines and the guidelines worksheets. The sentencing guidelines worksheets and the written explanation of any departure from the guidelines are ordered filed as a part of the record in this case.

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 hereby SENTENCES the defendant in accordance with the aforementioned plea agreement to:

Incarceration with the Virginia Department of Corrections for the term of: Five (5) years for Welfare Fraud. The total sentence imposed is five (5) years.



*File  
Def  
Atty  
DCC  
Sail  
VCS  
P&P  
DSS*

*Printed*

This sentence shall run consecutively with all other sentences.

The Court **SUSPENDS** five (5) years of the five (5) year sentence for **Welfare Fraud**, for a period of five (5) years, for a total suspension of five (5) years, upon the following conditions:

**Good behavior.** The defendant shall be of good behavior for five (5) years from this day.

**Supervised probation.** The defendant is placed on probation to commence on her release from incarceration, under the supervision of a Probation Officer for an indefinite period, not to exceed five (5) years. The defendant shall comply with all the rules and requirements set by the Probation Officer. Probation shall include substance abuse counseling and/or testing as prescribed by the Probation Officer.

**Costs.** The defendant shall pay costs of \$405.00, plus any additional costs as required by Section 17.1-275.5 of the Code of Virginia, payable on a schedule to be determined by the office of probation and parole.

**Restitution.** The defendant shall make restitution as follows: \$6,261.00 to Department of Social Services, payable on a schedule to be determined by the office of probation. This order is not final with respect to restitution.

**Barred from Obtaining DSS Assistance.** The defendant cannot obtain assistance from the Department of Social Service within the next five (5) years.

**DNA Analysis.** The defendant shall submit a sample of her blood for DNA Analysis as required by Statute.

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

June 3, 2003

ENTER: 

JUDGE

**DEFENDANT IDENTIFICATION:**

SSN:

DOB: 02-22-72

Sex: Female

**SENTENCING SUMMARY:**

TOTAL SENTENCE IMPOSED:

Five (5) years

TOTAL SENTENCE SUSPENDED:

Five (5) years

TOTAL ACTIVE TIME TO SERVE:

No active time to serve

plz

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**A COPY TESTE:**

**Barbara G. Decatur, CLERK**  
**CIRCUIT COURT OF STAFFORD**

*By Kelly M. Allen*