

BEFORE THE VIRGINIA BOARD OF NURSING

IN RE: Carolyn A. Booth, C.N.A.
Certificate Number: 1401-026139
Case Number: 163407

RATIFICATION AND ORDER

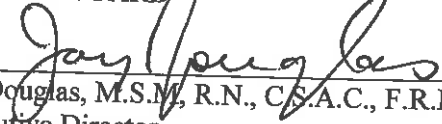
On July 20, 2016, a panel of the Board met to receive and act upon the Recommended Decision of the Agency Subordinate. Carolyn A. Booth, C.N.A. was not present nor was she represented by legal counsel.

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. Booth failed to appear at the informal conference, this Order shall be considered final. Ms. Booth 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. Booth 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 Douglas, MSM, RN, CSAC, FRE, 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



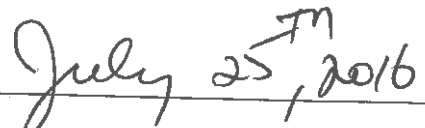
Jay Douglas, M.S.M., R.N., C.S.A.C., F.R.E.
Executive Director
Virginia Board of Nursing

Certified True Copy

By 

Virginia Board Of Nursing

ENTERED AND MAILED ON:



BEFORE THE VIRGINIA BOARD OF NURSING

IN RE: Carolyn A. Booth, C.N.A.
Certificate Number: 1401-026139
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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), Jane Elliott, R.N. Ph.D., serving as Agency Subordinate of the Virginia Board of Nursing ("Board"), held an informal conference on May 11, 2016, in Henrico County, Virginia, to inquire into evidence that Carolyn A. Booth, C.N.A., may have violated certain laws and regulations governing the practice of nurse aides in the Commonwealth of Virginia.

Ms. Booth 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 April 20, 2016, the Board of Nursing sent a Notice of Informal Conference ("Notice") to Ms. Booth notifying her that an informal conference would be held on May 11, 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 certified mail receipt was signed by Joan Booth and returned to the Board, and the Notice sent by first class mail was not returned to the Board office. Accordingly, the Agency Subordinate concluded that adequate notice was provided to Ms. Booth and the informal conference proceeded in her absence.

Recommended Findings of Fact and Conclusions of Law

1. Carolyn A. Booth, C.N.A., was issued Certificate Number 1401-026139 to practice as a nurse aide on October 19, 1991. Said certificate is scheduled to expire on October 31, 2016.
2. Carolyn A. Booth, C.N.A., violated Virginia Code § 54.1-3007(5) in that in April 2015, during the course of her employment with Heartland Health Care Center, Lynchburg, Virginia (f.k.a. Medical Care Center), staff reported that on multiple occasions, Ms. Booth was overheard using inappropriate language regarding her residents' weight where she could be overheard by residents and/or their families.
3. After six years of employment with Heartland Health Care Center, Ms. Booth resigned.
4. Ms. Booth has been certified as a nurse aide for 24 years. According to her employment history, Ms. Booth has never been terminated from any position she has held as a certified nurse aide.
5. As of September 9, 2015, at the time of her interview with an investigator from the Virginia Department of Health Professions, Ms. Booth was employed at Liberty Ridge Health and Rehabilitation Center, Lynchburg, Virginia.

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. Carolyn A. Booth is REPRIMANDED.
2. Carolyn A. Booth shall comply with all laws and regulations governing the practice of certified nurse aides in the Commonwealth of Virginia.

Reviewed and approved on May 16, 2016
By Jane Elliott, R.N. Ph.D.
Agency Subordinate