



RECEIVED

MAY 06 2016

COMMONWEALTH of VIRGINIA

VA BD OF NURSING

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

David E. Brown, D.C.
Director

May 5, 2016

Shanee Johnson
15906 Searchlight Court
Chester, VA 23831

CERTIFIED MAIL

DUPLICATE COPY
VIA FIRST CLASS MAIL

DATE 5/5/16

RE: Certificate No.: 1401-148572

Dear Ms. Johnson:

Pursuant to Section 54.1-2409 of the Code of Virginia (1950), as amended, ("Code"), you are hereby given notice that your certification to practice as a certified nurse aide in the Commonwealth of Virginia has been mandatorily suspended by the enclosed Order entered May 5, 2016. You are hereby advised that, pursuant to Section 54.1-2409.1 of the Code, any person who practices a profession or occupation after having their license or certificate to do so suspended shall be guilty of a felony. Please return your certificate to Jay P. Douglas, Executive Director of the Virginia Board of Nursing, at the above address, immediately upon receipt of this letter.

Section 54.1-2409 of the Code further provides that you may apply to the Board of Nursing ("Board") for reinstatement of your certificate, and shall be entitled to a hearing not later than the next regular meeting of the Board after the expiration of sixty 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 certificate 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 certificate, the application may be obtained at www.dhp.virginia.gov.

Sincerely,

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

cc: Travis R. Williams, Esquire
Enclosures
Case #172573

VIRGINIA:

BEFORE THE DEPARTMENT OF HEALTH PROFESSIONS

IN RE: SHANEE JOHNSON, C.N.A.
Certificate No.: 1401-148572

ORDER

In accordance with Section 54.1-2409 of the Code of Virginia (1950), as amended, ("Code"), I, David E. Brown, D.C., Director of the Virginia Department of Health Professions, received and acted upon evidence that Shanee Johnson, C.N.A., was found guilty of a felony charge in the Circuit Court of Henrico, Virginia, to wit: One (1) Count of False Statements to Obtain Medical Assistants Payments. A certified copy of the Conviction and Sentencing Order is attached 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 certificate of Shanee Johnson, C.N.A., to practice as a certified nurse aide in the Commonwealth of Virginia be, and hereby is, SUSPENDED.

Upon entry of this Order, the certificate of Shanee Johnson, C.N.A., will be recorded as suspended. Should Ms. Johnson seek reinstatement of her certificate 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 certificate prior to issuance of her certificate to resume practice.

Pursuant to Sections 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 a public record and shall be made available for public inspection and copying upon request.



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

ENTERED: 5/5/16



COMMONWEALTH of VIRGINIA

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

CERTIFICATION OF DUPLICATE RECORDS

I, David E. Brown, D.C., Director of the Department of Health Professions, hereby certify that the attached Conviction and Sentencing Order entered January 12, 2016, regarding Shanee Johnson, C.N.A., is a true copy of the records received from the Circuit Court of Henrico, Virginia.



David E. Brown, D.C.

Date: 5/5/16

01.14.16
SRZ

CONVICTION AND SENTENCING ORDER

VIRGINIA: IN THE CIRCUIT COURT OF HENRICO COUNTY

Judge: Richard Strouse Wallerstein, Jr.

COMMONWEALTH OF VIRGINIA

v.

SHANEE JOHNSON

On January 5, 2016, came Michael Huberman, the attorney for the Commonwealth, and Shanee Johnson, born [REDACTED], who stands indicted for six (6) felonies, to-wit: false statements to obtain medical assistance payments (Virginia Code Section 32.1-314), as charged in each indictment in Case Nos. CR15-2256, 2258, 2260-00F; and obtaining money or property by false pretense, having a value of more than \$200.00 (Virginia Code Section 18.2-178), as charged in each indictment in Case Nos. CR15-2257, 2259, 2261-00F, appeared according to the conditions of her bond, and came also, Travis R. Williams, her attorney heretofore retained.

Whereupon, the accused was arraigned on Case No. CR15-2256-00F and after private consultation with and being advised by her counsel, pleaded guilty to the indictment, which plea was tendered by the accused in person. And the Court, having made inquiry and being of the opinion that the accused fully understood the nature and effect of her plea and of the penalties that may be imposed upon her conviction and of the waiver of trial by jury and of appeal, finding that the plea was voluntarily and intelligently entered, proceeded to hear and determine this case without the intervention of a jury as provided by law.

Having heard the evidence and argument of counsel, the Court finds the defendant guilty of the following offense:

CASE NUMBER	OFFENSE DESCRIPTION AND INDICATOR (F/M)	OFFENSE DATE	VA CODE SECTION
CR15-2256	false statements to obtain medical assistants payments (F)	03/28/2013-05/01/2013	32.1-314

Counsel for the defendant, in open court, waived her right to a pre-sentence report to be prepared by the Office of Probation and Parole.



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

And it being demanded of the defendant if anything for herself she had or knew to say why judgment should not be pronounced against her according to law, and nothing being offered or alleged in delay of judgment, the Court sentences the defendant to incarceration with the Virginia Department of Corrections for the term of two (2) years, the execution of which sentence is suspended for ten (10) years. Conditions of the suspended sentence are that the defendant keep the peace and be of good behavior, that she pay restitution to the Virginia Department of Medical Assistance Services in the amount of \$6,478.02, which is to be paid through the Henrico County Circuit Court Clerk's Office, that she pay restitution to Dominion Waiver Services in the amount of \$650.76, which is to be paid through the Henrico County Circuit Court Clerk's Office, and that she is prohibited from being employed by the Virginia Department of Medical Assistance Services. The Court further Orders that the defendant pay the costs of this case in the amount of \$458.00.

By operation of law, the defendant's privilege to operate a motor vehicle shall be suspended by the Department of Motor Vehicles effective thirty days from this date if the restitution and costs are not paid pursuant to Virginia Code Section 46.2-395.

The Court certifies that at all times during this proceeding the defendant was present in person and her attorney was likewise present in person and capably represented the defendant.

The attorney for the Commonwealth moved the Court to nolle prosequi Case Nos. CR15-2257, 2258, 2259, 2260, 2261-00F, and there being no objection by the attorney for the accused, said motion is granted.

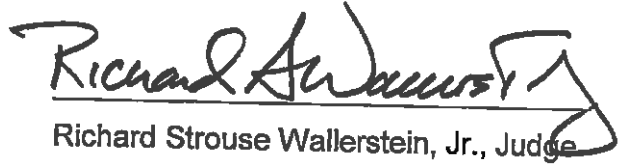
Thereupon the defendant was allowed to depart.

A copy of this order is made available to the Attorney for the Commonwealth through the Officer of the Court Remote Access system.

The Clerk is directed to forward an attested copy of this Order to Travis R. Williams, Esquire, 11901 Iron Bridge Road, P.O. Box 3570, Chester, VA 23831, to the

Department of Corrections, Court and Legal Section, by electronic transmission through Case Imaging System, to Virginia Criminal Sentencing Commission, together with the Sentencing Guidelines, 100 North 9th St., 5th Floor, Richmond, VA 23219, and to Marjorie Marlowe, bookkeeper, Henrico County Circuit Court Clerk's Office, by hand delivery.

ENTER: 01.12.16


Richard Strouse Wallerstein, Jr., Judge

DEFENDANT IDENTIFICATION:

Alias: None SSN: [REDACTED] DOB: [REDACTED]

Sex: Female

SENTENCING SUMMARY:

TOTAL SENTENCE IMPOSED: 2 years

TOTAL SENTENCE SUSPENDED: 2 years

A COPY TESTE:

**HEIDI S. BARSHINGER, CLERK
HENRICO CIRCUIT COURT**


DEPUTY CLERK

ala