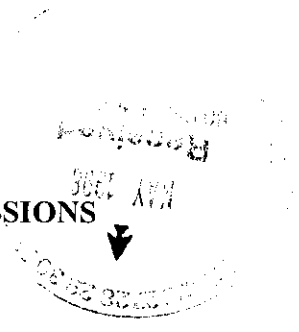


**VIRGINIA:**

**BEFORE THE DEPARTMENT OF HEALTH PROFESSIONS**

**IN RE: ELVA F. MYERS, L.P.N.  
License No.: 0002-041486**



**ORDER**

In accordance with Section 54.1-2409 of the Code of Virginia (1950), as amended, ("Code"), I, John W. Hasty, the Director of the Virginia Department of Health Professions, received and acted upon evidence that Elva F. Myers, L.P.N., was convicted by the Circuit Court of the County of Middlesex, Virginia, of two (2) felonies, to wit:

- 1) possessing a controlled substance, namely cocaine; and
- 2) possessing a firearm while in the possession of a controlled substance, namely cocaine.

Certified copies of the Felony Orders are attached to this Order and are marked as Commonwealth's Exhibit Nos. 1 and 2.

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 Elva F. Myers, L.P.N., to practice as a practical nurse in the Commonwealth of Virginia be, and hereby is, SUSPENDED.

Pursuant to Section 9-6.14:14 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.

A handwritten signature in cursive script, reading "John W. Hasty", is written over a horizontal line.

John W. Hasty, Director  
Department of Health Professions

ENTERED: 5/26/98



# COMMONWEALTH of VIRGINIA

*Department of Health Professions*

John W. Hasty  
Director

6606 West Broad Street, Fourth Floor  
Richmond, Virginia 23230-1717  
(804) 662-9900  
FAX (804) 662-9943  
TDD (804) 662-7197

## CERTIFICATION OF DUPLICATE RECORDS

I, John W. Hasty, Director of the Department of Health Professions, hereby certify that the attached Felony Orders entered March 23, 1998, regarding Elva Myers, L.P.N., are true copies of the records received from the Circuit Court of the County of Middlesex, Virginia.

John W. Hasty

Date: 5/26/98

4pd

VIRGINIA: IN THE CIRCUIT COURT OF THE COUNTY OF MIDDLESEX,  
MARCH 23, 1998

PRESENT: THE HONORABLE WILLIAM H. OAST, JR., JUDGE

COMMONWEALTH OF VIRGINIA

VS.

ELVA D. MYERS

Social Security No.: 225-74-2553  
Date of Birth: 05/08/53  
Hearing date: 03/23/98  
Hearing type: Sentencing  
Attorney for Commonwealth: James H. Ward, Jr.  
Attorney for Defendant: B. Elliott Bondurant  
Original Charge Description: Possess a controlled substance namely  
cocaine  
Statute violation charged: 18.2-250  
Alleged offense date: 01/22/97  
Commencing status of defendant: On Bond

FELONY ORDER NO. CR97-45

This day came again the Attorney for the Commonwealth, James H. Ward, Jr., and Elva D. Myers, age 44, who stands convicted of a felony, to-wit: Possess a controlled substance, namely cocaine, listed in Schedule II of the Drug Control Act, Virginia Code Section 18.2-250, and came also B. Elliott Bondurant, her attorney.

And the Probation Officer of this Court, to whom this case has been previously referred for investigation, appeared in open court with a written report, which report she presented to the Court in open court in the presence of the defendant who was fully advised of the contents of the report and a copy of said report was also delivered to counsel for the accused.

Thereupon the defendant and his counsel were given the right to cross-examine the Probation Officer as to any matter contained in the said report and to present any additional facts bearing upon the matter as they desired to present. The report of the Probation Officer is hereby filed as a part of the record in this case.

Whereupon the Court taking into consideration all the evidence in the case, the report of the Probation Officer, the matters



brought out on cross-examination of the Probation Officer and such additional facts as were presented by the defendant, 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, it is accordingly the judgment of this Court that the defendant is hereby sentenced to confinement in the State Penitentiary for a term of five (5) years, of which term the Court suspends all but three (3) months.

Whereupon counsel for the defendant made a motion for home incarceration, which motions the Court denies.

The defendant shall be on supervised probation upon her release from the jail.

Upon release from the jail, the defendant is Ordered to pay court cost in the amount of \$588.22.

The Court certifies that at all times during the trial of this case, the defendant was personally present and her attorney was likewise personally present and capably represented the defendant. A Court Reporter was also present during the trial of this case.

Thereupon the defendant was remanded to jail.

Enter this: March 23, 1998

*William H. Oast, Jr.*, JUDGE  
William H. Oast, Jr.

4-28-98  
CC to  
P + P  
Gail  
J + Legal

CLERK OF COURT  
STATE OF MISSISSIPPI  
JUDICIAL DEPARTMENT  
NORTH BILOXI BEACH  
COUNTY COURTHOUSE  
BILBO, MISSISSIPPI 39268-4000  
PHONE (601) 373-2200  
FAX (601) 373-2201

4-28-98

DATE

*Peggy Walker*  
 Clerk  Deputy Clerk

Ch. 15g

VIRGINIA: IN THE CIRCUIT COURT OF THE COUNTY OF MIDDLESEX,  
MARCH 23, 1998

PRESENT: THE HONORABLE WILLIAM H. OAST, JR., JUDGE

COMMONWEALTH OF VIRGINIA

VS.

ELVA D. MYERS

Social Security No.: 225-74-2553

Date of Birth: 05/08/53

Hearing date: 03/23/98

Hearing type: Sentencing

Attorney for Commonwealth: James H. Ward, Jr.

Attorney for Defendant: B. Elliott Bondurant

Original Charge Description: Possess a firearm while in possession  
of a controlled substance, namely  
cocaine

Statute violation charged: 18.2-308.4

Alleged offense date: 01/22/97

Commencing status of defendant: On Bond

FELONY ORDER NO. CR97-46

This day came again the Attorney for the Commonwealth, James H. Ward, Jr., and Elva D. Myers, age 44, who stands convicted of a felony, to-wit: Possess a firearm while in possession of a controlled substance, namely cocaine, listed in Schedule II of the Drug Control Act, Virginia Code 18.2-308.4, and came also B. Elliott Bondurant, her attorney.

And the Probation Officer of this Court, to whom this case has been previously referred for investigation, appeared in open court with a written report, which report she presented to the Court in open court in the presence of the defendant who was fully advised of the contents of the report and a copy of said report was also delivered to counsel for the accused.

Thereupon the defendant and his counsel were given the right to cross-examine the Probation Officer as to any matter contained in the said report and to present any additional facts bearing upon the matter as they desired to present. The report of the Probation Officer is hereby filed as a part of the record in this case.



Whereupon the Court taking into consideration all the evidence in the case, the report of the Probation Officer, the matters brought out on cross-examination of the Probation Officer and such additional facts as were presented by the defendant, 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, it is accordingly the judgment of this Court that the defendant is hereby sentenced to confinement in the State Penitentiary for a term of five (5) years, of which term the Court suspends all but three (3) months.

Whereupon counsel for the defendant made a motion for home incarceration, which motions the Court denies.

The defendant shall be on supervised probation upon her release from the jail, said probation shall run concurrent with probation given in case #CR97-45.

Upon release from the jail, the defendant is Ordered to pay court cost in the amount of \$92.50.

The Court certifies that at all times during the trial of this case, the defendant was personally present and her attorney was likewise personally present and capably represented the defendant. A Court Reporter was also present during the trial of this case.

Thereupon the defendant was remanded to jail.

Enter this: March 23, 1998

*William H. Oast, Jr.*, JUDGE  
William H. Oast, Jr.

cc to  
R & P  
4-28-98

I CERTIFY THAT THE DOCUMENT HEREIN IS TRUE AND CORRECTLY  
REPRODUCED FROM THE ORIGINAL FILED IN THE COURT OF COMMON PLEAS  
OF THE COUNTY OF COLUMBIA, MISSOURI, ON MARCH 23, 1998.

4-28-98  
DATE *Peggy Walters*  
 Clerk ( ) Deputy Clerk