

VIRGINIA:

BEFORE THE BOARD OF NURSING

IN RE: DANA S. LOVE, C.N.A. REINSTATEMENT APPLICANT
Certificate No.: 1401-090084

CONSENT ORDER

The Virginia Board of Nursing ("Board") and Dana S. Love, as evidenced by her signature hereto, enter into the following Consent Order affecting Ms. Love's application for reinstatement of her certificate to practice as a nurse aide in Virginia.

The Board adopts the following Findings of Fact and Conclusions of Law.

FINDINGS OF FACT

1. Dana S. Love was issued Certificate No. 1401-090084 to practice as a nurse aide by the Virginia Board of Nursing on August 3, 2002. Said certificate expired on August 31, 2006.
2. Ms. Love submitted an application for reinstatement of her certificate which was received by the Board on April 20, 2012.
3. Since the expiration of her nurse aide certificate, Ms. Love has been convicted of the following criminal offenses:
 - a. In 2006, in the Circuit Court of the City of Norfolk, Virginia, she was convicted of felony forgery of a public document.
 - b. In 2009, in the Circuit Court of Henrico County, Virginia, she was convicted of felony larceny.
4. On April 17, 2006, due to a probation violation, the Circuit Court of the City of Suffolk, Virginia, revoked Ms. Love's probation in relation to a prior conviction of felony possession of cocaine. Her initial sentence was re-imposed and suspended on the condition that she enters and complete the Diversion

Center Incarceration program. Subsequently, in November 2009, in relation to the same felony possession of cocaine conviction, her probation was again revoked. She was sentenced to eight years' incarceration, with two years suspended on the condition that she enter into and successfully complete the Youth Challenge Women's Home, Newport News, Virginia.

5. Ms. Love provided evidence that she entered the Youth Challenge Women's Home in January 2011 and successfully completed the program on January 27, 2012. She also provided evidence that she has satisfied all costs associated with her convictions.

6. Ms. Love states that she has been drug and alcohol free since 2009.

7. Ms. Love has not been employed for compensation in a nursing-related field in the past two years.

CONCLUSIONS OF LAW

1. Findings of Fact No. 3(a) and 3(b) constitute violations of § 54.1-3007(4) of the Code of Virginia (1950), as amended ("Code").

2. Finding of Fact No. 4 constitutes a violation of § 54.1-3007(6) of the Code.

3. Ms. Love has otherwise demonstrated that she is prepared to resume certified nurse aide practice in a safe and competent manner.

CONSENT

Dana S. Love, by affixing her signature hereon, agrees to the following:

1. She has been advised to seek advice of counsel prior to signing this document;

2. She acknowledges that without her consent, no legal action can be taken against her except pursuant to the Virginia Administrative Process Act, § 2.2-4000(A) *et seq.* of the Code;

3. She acknowledges that she has the following rights, among others: the right to an informal fact finding conference before the Board, the right to reasonable notice of said hearing, the right to representation by counsel, and the right to cross-examine witnesses against her;

4. She waives all such right to an informal conference;

5. She admits to the Findings of Fact and Conclusions of Law contained herein and waives her right to contest such Findings of Fact and Conclusions of Law in any subsequent proceeding before the Board;

6. She consents to the entry of the following Order affecting application for reinstatement of her certificate to practice as a nurse aide in Virginia.

ORDER

WHEREFORE, on the basis of the foregoing, the Virginia Board of Nursing, effective upon entry of this Order, and in lieu of further proceedings, hereby ORDERS as follows:

1. The application of Dana S. Love for reinstatement of her certificate to practice as a nurse aide is APPROVED. Upon successful completion of the NNAAP examination, and upon proof that Ms. Love has entered into the Virginia Health Practitioners' Monitoring Program ("HPMP"), Ms. Love shall be issued a certificate to practice as a nurse aide in Virginia. Thereafter, Ms. Love shall comply with all terms and conditions of the HPMP for the period specified by the HPMP.

2. Any violation of the terms and conditions stated in this Order shall be reason for revoking the certificate of Ms. Love, and an administrative proceeding shall be held to decide whether her certificate should be revoked. Ms. Love shall be noticed to appear before the Board at such time as the Board is notified that:

a. She is not in compliance with the terms and conditions of the HPMP, or has been terminated from participation in the HPMP;

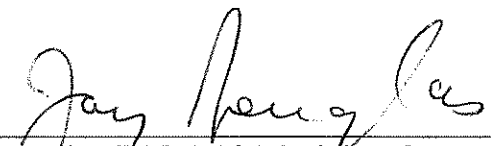
b. There is a pending investigation or unresolved allegation against her involving a violation of law or regulation or any term or condition of this Order; or

c. She has successfully completed the above-referenced period of participation in the HPMP. However, upon receipt of evidence of her participation in and compliance with the HPMP, the Board, at its discretion, may waive Ms. Love's appearance before the Board and conduct an administrative review of this matter.

3. Ms. Love shall maintain a course of conduct in her capacity as a certified nurse aide commensurate with the requirements of § 54.1-3000 *et seq.* of the Code and the Board of Nursing Regulations.

Pursuant to §§ 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 public record and shall be made available for public inspection or copying upon request.

FOR THE BOARD



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

ENTERED: July 25th, 2012

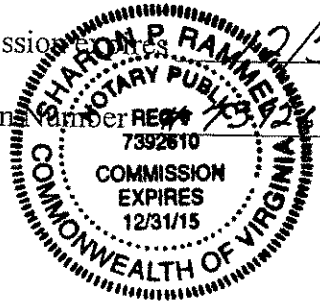
SEEN AND AGREED TO:

Dana S. Love
Dana S. Love

COMMONWEALTH OF VIRGINIA,
COUNTY/CITY OF Newport News, TO WIT:

Subscribed and sworn to before me, Sharon Rammel, a Notary Public, this 29 day of June, 2012

My commission expires 2/31/15
Registration Number REG 73,721/10



Sharon Rammel
NOTARY PUBLIC

Certified True Copy
By [Signature]
Virginia Board of Nursing