

MAR 16 2016

DHP

VIRGINIA:

BEFORE THE BOARD OF NURSING

IN RE:

D'ANNA C. NICHOLS, C.N.A. APPLICANT

CONSENT ORDER

The Virginia Board of Nursing ("Board") and D'Anna C. Nichols, as evidenced by her signature hereto, enter into the following Consent Order affecting Ms. Nichols's application for certification by examination to practice as a nurse aide in Virginia.

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

FINDINGS OF FACT

1. By application received December 28, 2015, D'Anna C. Nichols applied for certification by examination to practice as a nurse aide in the Commonwealth of Virginia.
2. November 30, 2011, Ms. Nichols was convicted in the Circuit Court of Isle of Wight County, Virginia, of one count of breaking and entering and one count of grand larceny, both felonies. She was sentenced to 15 years incarceration, with all time suspended, placed on indefinite supervised probation on condition she keep the peace and be of good behavior, and ordered to pay restitution, fines and costs.

CONCLUSIONS OF LAW

1. Finding of Fact No. 2 constitutes a violation of § 54.1-3007(4) of the Code of Virginia (1950), as amended ("Code").
2. Ms. Nichols otherwise meets the requirements of § 54.1-3023 of the Code.

CONSENT

D'Anna C. Nichols, 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 Consent Order affecting her application for certification 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 Consent Order, and in lieu of further proceedings, hereby ORDERS as follows:

1. The application of D’Anna C. Nichols for certification by examination to practice as a nurse aide is hereby APPROVED. Upon successful completion of the National Nurse Aide Assessment Program examination, the Board shall issue Ms. Nichols an unrestricted certificate to practice as a nurse aide in the Commonwealth of Virginia.
2. Ms. Nichols is hereby REPRIMANDED.
3. Ms. Nichols shall maintain a course of conduct in her capacity as a 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 Consent 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
Jay P. Douglas, R.N., M.S.M., C.S.A.C., F.R.E.
Executive Director, Virginia Board of Nursing

ENTERED: March 21, 2016

SEEN AND AGREED TO:
D'Anna C. Nichols
D'Anna C. Nichols

COMMONWEALTH OF VIRGINIA,
COUNTY/CITY OF Chesapeake, TO WIT:

Subscribed and sworn to before me, Cameron Lenahan, a Notary Public, this 8th day of March, 2016.

My commission expires 9/30/2018.

Registration Number 7594018.

CAMERON J LENAHAN
NOTARY PUBLIC
REGISTRATION # 7594018
COMMONWEALTH OF VIRGINIA
MY COMMISSION EXPIRES

9/30/2018

Cameron Lenahan
NOTARY PUBLIC