

Certified True Copy

By [Signature]
Virginia Board of Nursing



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

RECEIVED

MAR 17 2016

March 16, 2016

VA BD OF NURSING

Walter Scott Owen
1401 Reservoir Street
Waynesboro, VA 22980

CERTIFIED MAIL

DUPLICATE COPY
VIA FIRST CLASS MAIL

DATE 3/16/16

RE: License No.: 0001-169116

Dear Mr. Owen:

Pursuant to Section 54.1-2409 of the Code of Virginia (1950), as amended, ("Code"), you are hereby given notice that your license to practice nursing in the Commonwealth of Virginia has been mandatorily suspended by the enclosed Order entered March 16, 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 license 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 license, 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 license 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 license, the application may be obtained at www.dhp.virginia.gov.

Sincerely,

[Signature]

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

cc: Thomas W. Dixon, Jr., Esquire
Enclosures
Case #172060

Board of Audiology & Speech-Language Pathology – Board of Counseling – Board of Dentistry – Board of Funeral Directors & Embalmers
Board of Long-Term Care Administrators – Board of Medicine – Board of Nursing – Board of Optometry – Board of Pharmacy
Board of Physical Therapy – Board of Psychology – Board of Social Work – Board of Veterinary Medicine
Board of Health Professions

VIRGINIA:

BEFORE THE DEPARTMENT OF HEALTH PROFESSIONS

IN RE: WALTER SCOTT OWEN, R.N.
License No.: 0001-169116

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 Walter Scott Owen, R.N., was found guilty of a felony charge in the Circuit Court of the City of Waynesboro, Virginia, to wit: One (1) Count of Child Abuse and Neglect. A certified copy of the Conviction and Sentencing Order are attached to this Order 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 license of Walter Scott Owen, R.N., to practice as a professional nurse in the Commonwealth of Virginia be, and hereby is, SUSPENDED.

Upon entry of this Order, the license of Walter Scott Owen, R.N., will be recorded as suspended and no longer current. Should Mr. Owen seek reinstatement of his license pursuant to Section 54.1-2409 of the Code, he shall be responsible for any fees that may be required for the reinstatement and renewal of his license prior to issuance of his license 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: 3/16/16



COMMONWEALTH of VIRGINIA


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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 dated February 9, 2016, regarding Walter Scott Owen, R.N., is a true copy of the records received from the Circuit Court of the City of Waynesboro, Virginia.



David E. Brown, D.C.

Date: 3/16/16

VIRGINIA: IN THE CIRCUIT COURT OF THE CITY OF WAYNESBORO

CONVICTION AND SENTENCING ORDER

Hearing Date: February 3, 2016

FIPS CODE #820

Judge Designate: The Honorable Humes J. Franklin, Jr.

COMMONWEALTH OF VIRGINIA

V.

CASE NUMBER: CR16000015

WALTER SCOTT OWEN, DEFENDANT

OFFENSE DESCRIPTION:

Child Abuse And Neglect – FELONY

OFFENSE DATE:

August 4, 2015

VA CODE SECTION:

18.2-371.1

VA CRIME CODE:

FAM-3808-F6

This 3rd day of February, 2016 came K. Elyse Stolpe, the Assistant Commonwealth's Attorney, and Walter Scott Owen, who stands indicted of a felony, to-wit: while being the parent, guardian or person responsible for the care of a female child under the age of eighteen (18) years, did unlawfully and feloniously commit a willful act or omission in the care of said child so gross, wanton and culpable as to show a reckless disregard for human life, appeared according to the condition of his recognizance, and came also Thomas W. Dixon, Jr., counsel for the accused.

Whereupon the accused was duly arraigned and after private consultation with and being advised by his said 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 his plea and of the penalties that may be imposed upon his conviction and of the waiver of trial by jury and of appeal, finds the plea was voluntarily and intelligently made. And the Court having been advised by the defendant, his counsel, and the Attorney for the Commonwealth that there has been a plea agreement in this case, and such agreement in writing having been presented to the Court, and now filed herein, and the evidence of the Commonwealth having been stipulated, the Court accepts said agreement and the plea of guilty of the defendant and finds the defendant **GUILTY** of while being the parent, guardian or person responsible for the care of a female child under the age of eighteen (18) years, unlawfully and feloniously committing a willful act or omission in the care of said child so gross, wanton and culpable as to show a reckless disregard for human life, as charged in the indictment.

The Court doth hereby ORDER the applicable discretionary sentencing guidelines and the guidelines worksheets filed as a part of the record in this case.



And it being demanded of the defendant if anything for himself he had or knew to say why judgment should not be pronounced against him according to law, and nothing being offered or alleged in delay of judgment, it is accordingly the judgment of this Court that the defendant be and he is hereby **SENTENCED** to incarceration with the Virginia Department of Corrections for a period of four (4) years in accordance with the aforementioned plea agreement, and that the Commonwealth of Virginia do recover against the said defendant its costs by it about its prosecution in this behalf expended.

And in accordance with the plea agreement, the Court **SUSPENDS** the execution of three (3) years and nine (9) months of the aforesaid sentence for and during a period of five (5) years from this date on the following conditions:

1. that he keep the peace and be of good behavior;
2. that he be and is hereby placed on probation under the supervision of the Probation Officer of this Court for a period of three (3) years upon his release from incarceration, and that he comply with all rules of probation;
3. that he be subject to random drug screens and remain drug free; and
4. that he pay the court costs assessed against him herein.

After pronouncing sentence, the Court advised the defendant of his right to petition for an appeal and his right to proceed in forma pauperis and to have the assistance of court-appointed counsel.

The Court **ORDERS** that the prisoner be allowed credit for the time spent in jail awaiting trial.

The Court certifies that at all times during the trial of this case the defendant was personally present and his attorney was likewise personally present and capably represented the defendant.

In addition, the defendant is remanded to the custody of the Sheriff of this City for the purpose of providing a sample of saliva for DNA analysis to be sent to the Department of Forensic Science within 15 days after withdrawal pursuant to Va Code §§19.2-310.2 and 19.2-310.3, unless a sample was previously taken, and is **ORDERED** to cooperate fully and promptly in providing information and permitting fingerprinting and/or sampling of saliva as required by this Order.

And the defendant is remanded to jail.

ENTER: _____


JUDGE DESIGNATE

DATE: _____

2/9/16

DEFENDANT IDENTIFICATION:

SSN: XXX - XX - 1438

DOB: 08/10/1974

SEX: MALE

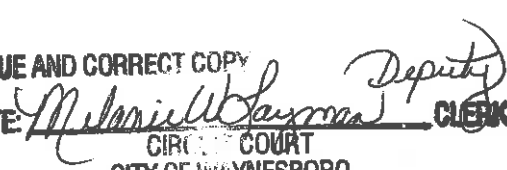
SENTENCING SUMMARY:

TOTAL SENTENCE IMPOSED: FOUR (4) YEARS

TOTAL SENTENCE SUSPENDED: THREE (3) YEARS AND NINE (9) MONTHS

A TRUE AND CORRECT COPY

TESTE: _____


Deputy
CLERK

CIRCUIT COURT
CITY OF WAYNESBORO