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By   
Virginia Board of Nursing



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JUN 01 2015

VA BD 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

May 29, 2015

Lionelle Trofort  
9301 Fairmont Circle  
Collierville, TN 38017

CERTIFIED MAIL

DUPLICATE COPY  
VIA FIRST CLASS MAIL

RE: License No.: 0001-196367

DATE 5/29/15

Dear Ms. Trofort:

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 May 29, 2015. 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, contact Jay P. Douglas, Executive Director, at the above address or (804) 367-4599.

Sincerely,



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

Enclosures  
Case # 163512

**VIRGINIA:**

**BEFORE THE DEPARTMENT OF HEALTH PROFESSIONS**

**IN RE:       LIONELLE TROFORT, R.N.**  
**License No.: 0001-196367**

**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, by a Consent to Voluntary Surrender Multistate Licensure Privilege in Arizona accepted on May 12, 2015, the Arizona State Board of Nursing accepted the voluntary surrender, in lieu of further disciplinary action, of the privilege of Lionelle Trofort, R.N., to practice nursing through the Nurse Licensure Compact in the State of Arizona. A certified copy of the Consent to Voluntary Surrender Multistate Licensure Privilege in Arizona is 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 Lionelle Trofort, R.N., to practice nursing in the Commonwealth of Virginia be, and hereby is, SUSPENDED.

Upon entry of this Order, the license of Lionelle Trofort, R.N., will be recorded as suspended. Should Ms. Trofort seek reinstatement of her license 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 license prior to issuance of her 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.



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

ENTERED: 5/29/15



# COMMONWEALTH of VIRGINIA

David E. Brown, D.C.  
Director

## Department of Health Professions

Perimeter Center  
9960 Mayland Drive, Suite 300  
Henrico, Virginia 23233-1463

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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 Consent to Voluntary Surrender Multistate Licensure Privilege in Arizona accepted on May 12, 2015, regarding Lionelle Trofort, R.N., is a true copy of the records received from the Arizona State Board of Nursing.

  
\_\_\_\_\_  
David E. Brown, D.C.

Date: 5/25/15

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**ARIZONA STATE BOARD OF NURSING**  
4747 North 7th Street, Suite 200  
Phoenix, Arizona 85014-3655  
602-771-7800

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IN THE MATTER OF THE PRIVILEGE TO  
PRACTICE NURSING UNDER THE NURSE  
LICENSURE COMPACT IN THE STATE OF  
ARIZONA ISSUED TO:

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**LIONELLE TROFORT, RESPONDENT**  
NURSE LICENSE NO.: RN0001196367  
**STATE OF: VIRGINIA**

**CONSENT TO VOLUNTARY  
SURRENDER MULTISTATE  
LICENSURE PRIVILEGE  
IN ARIZONA AND  
CEASE AND DESIST  
ORDER NO. 1202038**

A complaint charging Lionelle Trofort ("Respondent") with violation of the Nurse Practice Act has been received by the Arizona State Board of Nursing ("Board"). In the interest of a prompt and speedy settlement of the above-captioned matter, consistent with the public interest, statutory requirements, and the responsibilities of the Board, and pursuant to A.R.S. §32-1668(D)(5), Respondent voluntarily surrenders her license privilege to practice under any multistate licensure in the state of Arizona and agrees to cease and desist the practice of nursing in Arizona.

Based on the evidence before it, the Board makes the following Findings of Fact, Conclusions of Law:

**FINDINGS OF FACT**

1. Respondent holds a compact multistate registered nurse license issued by the State of Virginia, no. RN0001196367, and practiced in Arizona from August 28, 2011 to January 31, 2012 on her multistate privilege.

2. On or about February 15, 2012, the Virginia Department of Health Professions reported to the Arizona Board of Nursing, that the Assistant Chief Nursing Officer (ACNO) of Chinle Nursing Home in Chinle, Arizona, that Respondent, who was working in Arizona on her privilege to practice under her Virginia multistate compact license as Director of Nursing, was involuntarily terminated from her position on or about January 31, 2012, after she admitted to the ACNO that she had forged a Certified Nursing Assistant certificate for a nursing assistant, and violated facility policy when she hired two uncertified nursing assistants and allowed them to begin the orientation process (which included patient contact), knowing that neither nursing assistant possessed certification as required, in



1 violation of Navajoland Nursing Home Inc. Personnel Policy Manual, section III (i) which states,  
2 "Prior to entrance date, all required documents must be in place before offer of employment". Based  
3 on these allegations, the board initiated an investigation.

4 3. From in and around June 10, 2010 through November 7, 2011, Respondent was  
5 employed by AB Staffing Solutions, LLC., while working on her privilege to practice nursing under  
6 her Virginia multistate compact license. From in and around August 28, 2011 through November 27,  
7 2011 Respondent was assigned to the Specialty and Ambulatory Clinic at Chinle Hospital, Chinle  
8 Arizona. On or about November 7, 2011, Respondent was involuntarily terminated, approximately 20  
9 days early from her contracted end date, for unprofessional behavior, which was described in a memo  
10 dated November 7, 2011, by the Assistant Chief Nurse Executive (ACNE) at Chinle Hospital  
11 physically violent; crying, stomping her feet, flailing her hands. Respondent left the office, running  
12 through the facility making a scene by yelling at staff and locking herself in an exam room.  
13 November 7, 2011, Respondent's contract was terminated and she was escorted off the property. On  
14 or about February 14, 2014, in a telephonic interview with Arizona Board staff, Respondent denied  
15 any difficulty with the staff or administration at Chinle Hospital, and stated she left the position  
16 because the hospital was not able to renew her contract, and she "simply walked across the street and  
17 secured a position at Chinle Nursing Home." On or about July 29, 2014, in a telephonic interview  
18 between Arizona Board staff, and a Chinle Hospital "Health Technician," the ACNE's account of  
19 Respondent's bizarre behavior was corroborated by the technician who described Respondent's  
20 behavior as "disrupting the clinic patients and scaring the staff." Respondent denies behaving in a  
21 demonstrative fashion.  
22

23 4. On or about On or about January 31, 2012, while still in the 90 day probationary period  
24 of her employment at Chinle Nursing Home (CNH) as the Director of Nursing, Respondent admitted  
25 to CNH Assistant Nursing Director, Human Resources administrator, and the Delegate Chief  
26 Executive Officer, that she provided a nursing assistant with false credentials for a certified nursing  
27 assistant position, in Chinle, Arizona, stating, "I know and I'm sorry, I did it all with good intentions,  
28 that all proper documents would be in place by the time they were stable in employment."  
29



- 1
- 2 - A.A.C. R4-19-403 (8) (Falsifying or making a materially incorrect, inconsistent, or
- 3 unintelligible entry in any record: a. Regarding a patient, health care facility, school,
- 4 institution, or other work place location)
- 5 - A.A.C. R4-19-403 (27) (Making a false or misleading statement on a nursing or health care
- 6 related employment or credential application concerning previous employment, employment
- 7 experience, education, or credentials)
- 8 - A.A.C. R4-19-403 (31) (Practicing in any other manner that gives the Board reasonable cause
- 9 to believe the health of a patient or the public may be harmed.) (Effective January 31, 2009).

10 The conduct and circumstances described in the Findings of Fact constitute sufficient cause

11 pursuant to A.R.S. §§ 32-1663 (D) (5) 32-1664(N) to take disciplinary action against Respondent's

12 privilege to practice as a registered nurse in the State of Arizona.

13 Respondent admits the Board's Findings of Fact, Conclusions of Law.

14 In lieu of a formal hearing on these issues, Respondent agrees to issuance of the attached Order

15 and waives all rights to a hearing, rehearing, appeal, or judicial review relating to this matter.

16 Respondent further waives any and all claims or causes of action, whether known or unknown, that

17 Respondent may have against the State of Arizona, the Board, its members, offices, employees and/or

18 agents arising out of this matter.

19 Respondent understands that all investigative materials prepared or received by the Board

20 concerning these violations and all notices and pleadings relating thereto may be retained in the

21 Board's file concerning this matter.

22 Respondent understands that the admissions in the Findings of Fact are conclusive evidence of

23 a violation of the Nurse Practice Act and may be used for purposes of determining sanctions in any

24 future disciplinary matter.

25 Respondent understands the right to consult legal counsel prior to entering into the Consent

26 Agreement and such consultation has either been obtained or is waived.

27 Respondent understands that this voluntary surrender is effective upon its acceptance by the

28 Executive Director or the Board and by Respondent as evidenced by the respective signatures thereto.

29 Respondent's signature obtained via facsimile shall have the same effect as an original signature.




1 Once signed by the Respondent, the agreement cannot be withdrawn without the Executive Director  
2 or the Board's approval or by stipulation between the Respondent and the Executive Director or the  
3 Board. The effective date of this Order is the date the Voluntary Surrender is signed by Respondent  
4 and accepted by the Executive Director or the Board. If the Voluntary Surrender is signed on a  
5 different date, the later date is the effective date.

6 Respondent understands that Voluntary Surrender constitutes disciplinary action. Respondent  
7 also understands that she may not reapply for re-issuance during the period of Voluntary Surrender.

8 Respondent agrees that she may apply for re-issuance after the period of voluntary surrender  
9 under the following conditions, and must comply with current law at the time of their application for  
10 re-issuance:  
11

12 The application for re-issuance must be in writing and shall contain therein or have attached  
13 thereto substantial evidence that the basis for the voluntary surrender has been removed and that the  
14 re-issuance of the license does not constitute a threat to the public's health, safety and welfare. The  
15 Board may require physical, psychological, or psychiatric evaluations, reports and affidavits regarding  
16 Respondent as it deems necessary. These conditions shall be met before the application for re-  
17 issuance is considered.  
18  
19

20   
21 Lionelle Trofort, Respondent

22 Date: 5/01/15

23 SEAL

24   
25 Joey Ridenour, R.N., M.N., F.A.A.N.  
26 Executive Director  
27 ARIZONA STATE BOARD OF NURSING

28 Acceptance Date: 5/12/15

29 HUNTERL.TROFORT COMPACT MS


ORDER

Pursuant to A.R.S. § 32-1663(D) the Board hereby accepts the Voluntary Surrender the privilege to practice nursing in Arizona under the multistate license number RN0001196367 issued by Mississippi. This Order of Voluntary Surrender hereby entered shall be filed with the Board and shall be made public upon the effective date of this Consent Agreement. Respondent shall not practice in Arizona under the privilege of a multistate license issued by any other state.

IT IS FURTHER ORDERED that Respondent may apply for re-issuance of said privilege after a period of 5 years.

ARIZONA STATE BOARD OF NURSING

SEAL

  
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Joey Ridenour, R.N., M.N., F.A.A.N.  
Executive Director

Acceptance Date: 5/12/15

JR/KH:dh

COPY sent encrypted e-mail this 1st day of May, 2015, to:

uniquecircle@msn.com

By: Lynette Drafton  
Legal Secretary

1 EXECUTED SEALED COPY mailed this 12<sup>th</sup> day of May, 2015, via first class mail to:

2 Lionelle Trofort  
3 9301 N. Fairmont Circle  
4 Collierville, TN 38017

5 By: Lynette Drafton  
6 Legal Secretary

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