

**VIRGINIA:**

**BEFORE THE BOARD OF NURSING**

**IN RE:       ASHLEY COY, C.N.A.  
              Certificate No.: 1401-151517**

**ORDER**

In accordance with §§ 2.2-4019, 2.2-4021 and 54.1-2400(10) of the Code of Virginia (1950), as amended ("Code"), an informal conference was conducted on behalf of the Board of Nursing ("Board") on October 22, 2015 in Henrico County, Virginia. Ms. Coy was present and was not represented by legal counsel. Jane Elliott, R.N., Ph.D., serving as Agency Subordinate for the Board, submitted a Recommended Decision for consideration.

On January 27, 2016, a quorum of the Board met to receive and act upon the Recommended Decision of the Agency Subordinate. Ms. Coy was present she was not represented by legal counsel.

Based upon its review of the Recommended Decision of the Agency Subordinate, the Board makes the following Findings of Fact and Conclusions of Law and issues the following Order.

**FINDINGS OF FACT**

1. Ashley Coy, C.N.A., was issued Certificate No. 1401-151517 to practice as a certified nurse aide in Virginia on April 3, 2012. Said certificate is set to expire on April 30, 2016.
2. By letter dated September 23, 2015, the Board of Nursing sent a Notice of Informal Conference ("Notice") to Ms. Coy notifying her that an informal conference would be held on October 22, 2015. The Notice was sent by certified and first class mail to 2046 S. Kinsley Avenue, Richmond, Virginia, 23225, the address of record on file with the Board of Nursing.
3. On January 20, 2015, Ms. Coy was admitted to Tucker Pavilion, Richmond, Virginia. By her own admission to hospital staff, she had been experienced increasing irritability, anxiety, depression and anger. In addition, Ms. Coy was diagnosed with chronic hidradenitis, which has required 11 surgeries and narcotic medication. At the informal conference, Ms. Coy stated that she was diagnosed with chronic hidradenitis at age 13 and has had anxiety and depression ever since. Ms. Coy stated that she has not taken a narcotic medication since May 2015, and that she is currently prescribed Seroquel and Lithium by her psychiatrist. She stated that

she has seen her psychiatrist for approximately two months and that she has an appointment every three weeks.

4. On June 22, 2015, during an interview with an investigator for the Virginia Department of Health Professions, Ms. Coy falsely stated that she left employment with Henrico Health and Rehabilitation voluntarily, and with notice. Ms. Coy's employment was terminated on August 1, 2013, for sleeping while on duty. At the informal conference, Ms. Coy stated that she was untruthful about her termination because she was scared.

5. On Ms. Coy's application for employment with Chesterfield Healthcare Group, Inc. (Tyler's Retreat at Iron Bridge), Chester, Virginia, dated May 27, 2015, Ms. Coy failed to list three previous employers, provided false information regarding the reasons she left two places of employment and provided false dates of employment for two employers. Ms. Coy also failed to answer the question which asked whether she had ever been discharged or involuntarily terminated from any employment. In addition, on the background check authorization form, Ms. Coy falsely indicated that she had not been convicted of, and was not awaiting prosecution for, a misdemeanor or felony; Ms. Coy actually had three pending felonies in North Carolina for obtaining property by false pretenses.

6. On Ms. Coy's application for employment with Cambridge Healthcare (Lexington Court), dated April 5, 2015, Ms. Coy failed to list two previous employers. In addition, she provided false information regarding the reasons she left two places of employment, she indicated that she had never been terminated or asked to resign, and she provided false dates of employment for two employers.

7. On Ms. Coy's application for employment with Envoy of Stratford Hills, Richmond, Virginia, dated January 15, 2014, Ms. Coy falsely indicated that she left employment with Henrico Health and Rehab for a new job. Ms. Coy's employment was terminated on August 1, 2013.

8. On Ms. Coy's application for employment with Westport Health Care Center, dated November 11, 2014, Ms. Coy failed to list one previous employer, she falsely answered "no" to the question asking whether she had ever been discharged from a position and she provided false information regarding the reasons that she left two places of employment. In addition, Ms. Coy falsely indicated that she did not have any pending criminal charges; however, Ms. Coy had three pending felonies in North Carolina for obtaining money

by false pretenses.

9. At the informal conference, Ms. Coy stated that she did not intentionally provide false dates of employment on her applications, but that she was unable to remember the dates accurately.

10. Ms. Coy's three felony charges for obtaining money by false pretenses were reduced to one misdemeanor count of common law uttering in an agreement for a deferred disposition upon Ms. Coy's successful completion of certain terms and conditions. Ms. Coy's case will be reviewed on August 6, 2016.

11. Between August 1, 2013 and April 2, 2015, Ms. Coy's employment was terminated at three facilities due to attendance issues.

12. Ms. Coy began employment with Tyler's Retreat at Ironbridge on June 5, 2015. Ms. Coy stated that her employer is aware that she has a pending case with the Board of Nursing. During an interview on August 12, 2015, the Director of Nursing at Tyler's Retreat stated that there have been no complaints or formal issues documented regarding her employment and that the nurses report that she does a good job.

#### CONCLUSIONS OF LAW

1. Finding of Fact No. 3 constitutes a violation of §54.1-3007(6) of the Code.
2. Finding of Fact No. 4 constitutes a violation of §54.1-3007(2) of the Code and 18 VAC 90-25-100(2)(k) of the Regulations Governing Certified Nurse Aides ("Regulations").
3. Findings of Fact Nos. 5, 6, 7 and 8 constitute a violation of §54.1-3007(2) of the Code and 18 VAC 90-25-100(2)(d) of the Regulations.

#### ORDER

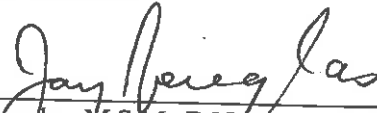
WHEREFORE, it is hereby ORDERED as follows:

1. Ashley Coy, C.N.A. is hereby REPRIMANDED.
2. Ms. Coy 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 § 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.

Pursuant to Section 54.1-2400(10) of the Code, Ms. Coy may, not later than 5:00 p.m., on **March 7, 2016**, notify Jay P. Douglas, M.S.M., R.N., C.S.A.C., F.R.E., Executive Director, Board of Nursing, 9960 Mayland Drive, Suite 300, Henrico, Virginia 23233, in writing that she desires a formal administrative hearing before the Board. Upon the filing with the Executive Director of a request for the hearing, this Order shall be vacated.


FOR THE BOARD:

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

ENTERED: February 3, 2016<sup>RD</sup>

This Order shall become final on March 7, 2016; unless a request for a formal administrative hearing is received as described above.

Certified True Copy

By   
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Virginia Board Of Nursing