

VIRGINIA:

BEFORE THE BOARD OF NURSING

IN RE: TERRIS D. McCLOUD, C.N.A.
Certificate No.: 1401-126931

NOTICE OF HEARING

Pursuant to §§ 2.2-4020, 2.2-4024(F), and 54.1-2400(11) of the Code of Virginia (1950), as amended (“Code”), Terris D. McCloud, C.N.A., who holds Certificate No. 1401-126931 to practice as a nurse aide in Virginia, which expires on October 31, 2012, is hereby given notice that a formal administrative hearing will be held in the presence of a panel of the Board of Nursing. The hearing will be held on September 12, 2012, at 1:00 p.m., at the offices of the Department of Health Professions, Board of Nursing, Perimeter Center, 9960 Mayland Drive, Suite 201, Henrico, Virginia 23233, at which time Ms. McCloud will be afforded the opportunity to be heard in person or by counsel.

At the hearing, Ms. McCloud has the following rights, among others: the right to representation by counsel; the right to have witnesses subpoenaed and to present witnesses on her behalf; the right to present documentary evidence; and the right to cross-examine adverse witnesses. If Ms. McCloud desires any witnesses to appear on her behalf, she must notify the Director of Administrative Proceedings, Department of Health Professions, 9960 Mayland Drive, Suite 300, Henrico, Virginia 23233, in accordance with the Instructions for Requesting Subpoenas.

The purpose of the hearing is to inquire into evidence that Terris D. McCloud, C.N.A., may have violated certain laws governing nurse aide practice in Virginia, as more fully set forth in the Statement of Particulars below.

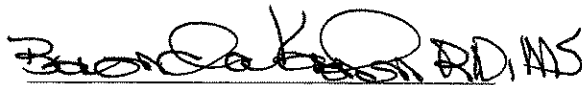
STATEMENT OF PARTICULARS

The Board alleges that Terris D. McCloud, C.N.A., may have violated § 54.1-3007(5) and (6) of the Code in that she may be unable to safely practice as a nurse aide due to substance abuse as evidenced by the following:

a. During the course of her employment with The Williams Home, Inc., Lynchburg, Virginia, on or about October 14, 2011, Ms. McCloud reported for her scheduled shift after having recently consumed alcohol. Ms. McCloud submitted to immediate breathalyzer testing which indicated a “positive” presence of alcohol.

b. On or about December 5, 2011, in the Lynchburg General District Court, Lynchburg, Virginia Ms. McCloud was found guilty of driving while under the influence, first offense.

FOR THE BOARD


~~So~~ Jay P. Douglas R.N., M.S.M., C.S.A.C.
Executive Director for the
Board of Nursing

ENTERED: August 9, 2012