



RECEIVED

APR 10 2009

COMMONWEALTH of VIRGINIA

Department of Health Professions
Perimeter Center
9960 Mayland Drive, Suite 300
Richmond, Virginia 23233-1463

VA BD OF NURSING
www.dhps.virginia.gov
TEL (804) 367-4400
FAX (804) 527-4475

Sandra Whitley Ryals
Director

April 10, 2009

Willie Anthony Brown
550-45th Street
Newport News, VA 23607

CERTIFIED MAIL

DUPLICATE COPY
VIA FIRST CLASS MAIL
DATE 4/10/09

RE: Certificate No.: 1401-013589

Dear Mr. Brown:

Pursuant to Section 54.1-2409 of the Code of Virginia (1950), as amended, ("Code"), you are hereby given notice that your certification to practice as a certified nurse aide in the Commonwealth of Virginia has been mandatorily suspended by the enclosed Order entered April 10, 2009. 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 certificate to Jay P. Douglas, Executive Director, 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 certificate, 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 certificate 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 certificate, contact Jay P. Douglas, Executive Director, at the above address or (804) 367-4639.

Sincerely,

[Handwritten signature of Sandra Whitley Ryals]

Sandra Whitley Ryals, Director
Department of Health Professions

cc: Stephen A. Hudgins, Esquire

Enclosures

Case # 124911

VIRGINIA:

BEFORE THE DEPARTMENT OF HEALTH PROFESSIONS

IN RE: WILLIE ANTHONY BROWN, C.N.A.
Certificate No.: 1401-013589

ORDER

In accordance with Section 54.1-2409 of the Code of Virginia (1950), as amended, ("Code"), I, Sandra Whitley Ryals, Director of the Virginia Department of Health Professions, received and acted upon evidence that Willie Anthony Brown, C.N.A., was convicted of a felony charge in the United States District Court, Eastern District of Virginia, Newport News Division, to wit: One (1) Count of Mail Fraud. A certified copy of the Judgment in a Criminal Case is attached 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 certificate of Willie Anthony Brown, C.N.A., to practice as a certified nurse aide in the Commonwealth of Virginia be, and hereby is, SUSPENDED.

Upon entry of this Order, the certificate of Willie Anthony Brown, C.N.A., will be recorded as suspended and no longer current. Should Mr. Brown seek reinstatement of his certificate 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 certificate prior to issuance of his certificate 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.


Sandra Whitley Ryals, Director
Department of Health Professions

ENTERED: April 10, 2009



COMMONWEALTH of VIRGINIA

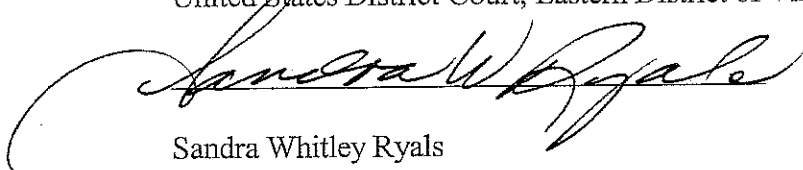
Sandra Whitley Ryals
Director

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FAX (804) 527- 4475

CERTIFICATION OF DUPLICATE RECORDS

I, Sandra Whitley Ryals, Director of the Department of Health Professions, hereby certify that the attached Judgment in a Criminal Case entered September 26, 2008, regarding Willie Anthony Brown, C.N.A., are true copies of the records received from the United States District Court, Eastern District of Virginia, Newport News Division.


Sandra Whitley Ryals

Date: 

Case Number: 4:08CR00028-001
Defendant's Name: WILLIE A. BROWN

IMPRISONMENT

The defendant is hereby committed to the custody of the United States Bureau of Prisons to be imprisoned for a total term of FOUR (4) MONTHS. The defendant shall serve an additional FOUR (4) MONTHS on Home Detention while on supervised release.

The defendant shall self-report for service of the sentence at the facility designated by the Bureau of Prisons on November 10, 2008, at or before 3:00 p.m. If a facility has not been designated by that time, the defendant shall self-report for service of the sentence to the United States Marshal Service Office in Newport News, on November 10, 2008, at or before 3:00 p.m.

RETURN

I have executed this judgment as follows: _____

Defendant delivered on _____ to _____

at _____, with a certified copy of this Judgment.

UNITED STATES MARSHAL

By

DEPUTY UNITED STATES MARSHAL

Case Number: 4:08CR00028-001
Defendant's Name: WILLIE A. BROWN

SUPERVISED RELEASE

Upon release from imprisonment, the defendant shall be on supervised release for a term of THREE (3) YEARS.

The Probation Office shall provide the defendant with a copy of the standard conditions and any special conditions of supervised release.

The defendant shall report to the probation office in the district to which the defendant is released within 72 hours of release from the custody of the Bureau of Prisons.

The defendant shall not commit another federal, state or local crime.

The defendant shall not unlawfully possess a controlled substance. The defendant shall refrain from any unlawful use of a controlled substance. The defendant shall submit to one drug test within 15 days of release from imprisonment and periodic drug tests thereafter, as determined by the court.

The defendant shall not possess a firearm, ammunition, destructive device, or any other dangerous weapon.

If this judgment imposes a fine or restitution obligation, it is a condition of supervised release that the defendant pay any such fine or restitution in accordance with the Schedule of Payments set forth in the Criminal Monetary Penalties sheet of this judgment.

STANDARD CONDITIONS OF SUPERVISION

The defendant shall comply with the standard conditions that have been adopted by this court set forth below:

- 1) the defendant shall not leave the judicial district without the permission of the court or probation officer;
- 2) the defendant shall report to the probation officer and shall submit a truthful and complete written report within the first five days of each month;
- 3) the defendant shall answer truthfully all inquiries by the probation officer and follow the instructions of the probation officer;
- 4) the defendant shall support his or her dependants and meet other family responsibilities;
- 5) the defendant shall work regularly at a lawful occupation, unless excused by the probation officer for schooling, training, or other acceptable reasons;
- 6) the defendant shall notify the probation officer at least ten days prior to any change in residence or employment;
- 7) the defendant shall refrain from excessive use of alcohol and shall not purchase, possess, use, distribute, or administer any narcotic or other controlled substance or any paraphernalia related to such substances, except as prescribed by a physician;
- 8) the defendant shall not frequent places where controlled substances are illegally sold, used, distributed, or administered;
- 9) the defendant shall not associate with any persons engaged in criminal activity and shall not associate with any person convicted of a felony, unless granted permission to do so by the probation officer;
- 10) the defendant shall permit a probation officer to visit him or her at any time at home or elsewhere and shall permit confiscation of any contraband observed in plain view of the probation officer;
- 11) the defendant shall notify the probation officer within seventy-two hours of being arrested or questioned by a law enforcement officer;
- 12) the defendant shall not enter into any agreement to act as an informer for a special agent of a law enforcement agency without the permission of the court;
- 13) as directed by the probation officer, the defendant shall notify third parties of risks that may be occasioned by the defendant's criminal record or personal history or characteristics and shall permit the probation officer to make such notifications and to confirm the defendant's compliance with such notification requirement.

Case Number: 4:08CR00028-001
Defendant's Name: WILLIE A. BROWN

SPECIAL CONDITIONS OF SUPERVISION

While on supervised release, pursuant to this Judgment, the defendant shall also comply with the following additional special conditions:

- 1) The defendant shall undergo a mental health evaluation for any fraud mentality and receive any counseling or treatment deemed appropriate as a result of the evaluation, at the direction and discretion of the probation officer. Defendant will bear partial cost of the mental health treatment, depending on his financial circumstances at the time of his supervised release.
- 2) The defendant shall not incur new credit charges or open additional lines of credit without the approval of the probation officer.
- 3) The defendant shall provide the probation officer access to any requested financial information.
- 4) The defendant shall apply all monies received from income tax refunds, lottery winnings, inheritances, judgments, and any anticipated or unexpected financial gains to the outstanding court-ordered financial obligation.
- 5) The defendant shall be on Home Detention, which shall include electronic monitoring at the defendant's expense, for a period of ONE HUNDRED TWENTY (120) CONSECUTIVE DAYS. During this time, he shall remain at his place of residence except for the activities described in this paragraph. The defendant must seek and maintain employment, and he shall provide his employment hours to the probation officer in advance. He may attend one religious service per week, and may have the requisite amount of time to run errands to take care of his personal needs, all with the prior approval of the probation officer. Additionally, the defendant must notify the probation officer of, and receive prior approval for, all scheduled medical appointments. Should the defendant or a member of his immediate family require emergency medical care, he shall, within twenty-four (24) hours of receiving said care, notify the probation officer and provide medical paperwork indicating the nature of the emergency and where treatment was received.
- 6) While on home detention, the defendant shall maintain a telephone at his place of residence without party lines, telephone answering machines, a modem, call forwarding, caller ID, call waiting, portable cordless telephones or any other devices or services that may interfere with the proper functioning of the electronic monitoring equipment for the above period. The defendant shall wear an electronic monitoring device, follow electronic monitoring procedures, and pay the cost of electronic monitoring, all as directed by the probation officer.
- 7) The court does not deny federal benefits because it is not applicable.
- 8) The defendant may not engage in any future activities regarding the mortgage business or making loans of any kind to any individual or business.
- 9) With respect to the transactions that the defendant is currently engaged in as set forth in paragraphs 70 through 72 of the presentence report, defendant is prohibited from proceeding with those transactions in any regard without first submitting all of the financial documents to the probation officer for his or her review and receiving approval from the court through the probation officer.

Case Number: 4:08CR00028-001
Defendant's Name: WILLIE A. BROWN

CRIMINAL MONETARY PENALTIES

The defendant must pay the total criminal monetary penalties under the Schedule of Payments on Sheet 6.

<u>Count</u>	<u>Assessment</u>	<u>Fine</u>	<u>Restitution</u>
1	\$100.00	\$0.00	\$69,047.94
TOTALS:	\$100.00	\$0.00	\$69,047.94

FINE

No fines have been imposed in this case.

COSTS

The court waives the cost of prosecution, incarceration, and supervised release, except the defendant will have to pay the cost of his electronic monitoring and pay the partial cost of his mental health treatment while he is on supervised release, depending on his financial circumstances at the time of his supervised release.

RESTITUTION

SEE ATTACHED RESTITUTION JUDGMENT.

Defendant's Name: **WILLIE A. BROWN**
Case Number: **4:08CR00028-001**

SCHEDULE OF PAYMENTS

Having assessed the defendant's ability to pay, payment of the total criminal monetary penalties are due as follows:

Unless the court has expressly ordered otherwise, if this judgment imposes imprisonment, payment of criminal monetary penalties is due during imprisonment. All criminal monetary penalties, except those payments made through the Federal Bureau of Prisons' Inmate Financial Responsibility Program, are made to the Clerk of the Court.

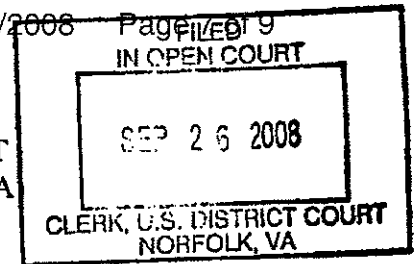
The defendant shall receive credit for all payments previously made toward any criminal monetary penalties imposed.

Payments shall be applied in the following order: (1) assessment (2) restitution principal (3) restitution interest (4) fine principal (5) fine interest (6) community restitution (7) penalties and (8) costs, including cost of prosecution and court costs.

Nothing in the court's order shall prohibit the collection of any judgment, fine, or special assessment by the United States.

The special assessment and restitution shall be due in full immediately. The defendant shall pay to the Clerk at least \$200.00 per month beginning 60 days from the inception of supervised release. The court reserves the option to alter this amount, depending upon defendant's financial circumstances at the time of supervised release.

Interest on the restitution has been waived.



IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF VIRGINIA
NEWPORT NEWS DIVISION

UNITED STATES OF AMERICA

v.

No. 4:08cr00028

WILLIE A. BROWN.

RESTITUTION JUDGMENT

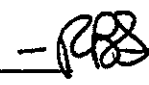
1. The defendant is sentenced to pay, as restitution, \$69,047.94.
2. The amount of restitution paid to a victim shall not exceed the victim's total loss from the offense of conviction.
3. The victim's name, address, and the victim's total loss, is listed in Attachment A to this Restitution Judgment.
4. Interest:
 - is waived.
 - accrues as provided in 18 U.S.C. § 3612(f).
5. Restitution is due immediately, and notwithstanding any other provision of this Restitution Judgment, the Government may enforce restitution at any time. The defendant shall make a bona fide effort to pay restitution in full as soon as practical.
6. If incarcerated, the defendant shall participate in the Bureau of Prisons' Inmate Financial Responsibility Program at a rate of at least \$25 per quarter, or if assigned as a UNICOR grade 1 through 4 employee, at least 50% of the prisoner's monthly pay.
7. The defendant shall pay to the Clerk at least ~~\$200.00~~ ^{RBS} per month beginning 60 days from the inception of supervised release. The court reserves the option to alter this amount, depending upon defendant's financial circumstances at the time of supervised release.
8. All payments shall be made to the Clerk of Court, United States District Court, 600 Granby Street, Norfolk, VA 23510.
9. The defendant shall notify, within 30 days, the Clerk of Court and the United States Attorney's Office, Financial Litigation Unit, 8000 World Trade Center, Norfolk, VA 23510 of: (a) Any change of name, residence, or mailing address; and (b) Any material change in economic circumstances that affects the ability to pay restitution.

RBS

United States of America v. Willie A. Brown, No. 4:08cr00028
Restitution Judgment, page 2

10. No delinquent or default penalties will be imposed except upon Order of the Court.

ts/

Rebecca Beach Smith
United States District Judge 

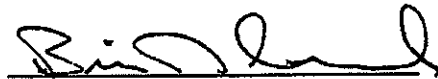
REBECCA BEACH SMITH
UNITED STATES DISTRICT JUDGE

ENTERED this 26th day of September, 2008.

at Norfolk, Virginia

WE ASK FOR THIS:

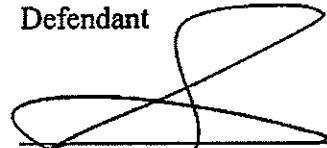
Chuck Rosenberg
United States Attorney



Brian J. Samuels
Assistant United States Attorney
Virginia State Bar No. 65898
Attorney for the United States
United States Attorney's Office
Fountain Plaza Three, Suite 300
721 Lakefront Commons
Newport News, VA 23606
757-591-4000
Fax: 591-0866
E-Mail: Brian.Samuels@usdoj.gov

SEEN AND AGREED:

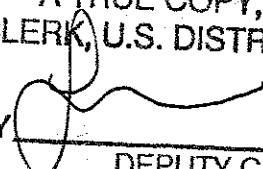
Willie A. Brown
Defendant



Stephen A. Hudgins
Counsel for Defendant
11836 Canon Boulevard, Suite 100
Newport News, VA 23606
707-596-0316
Fax: 757-596-5320
E-Mail: shudgins@com.hrcoxmail.com



Willie A. Brown
Defendant

A TRUE COPY, TESTE:
CLERK, U.S. DISTRICT COURT
BY 

DEPUTY CLERK

United States of America v. Willie A. Brown, No. 4:08cr00028
Restitution Judgment, page 3

ATTACHMENT A TO RESTITUTION JUDGMENT

	Total Due by Willie A. Brown to Victim:
United States Housing and Urban Development (HUD) RE: Willie A. Brown, Docket #4:08cr28 Post Office Box 277303 Atlanta, Georgia 30384-7303	\$69,047.94
Total Due from Defendant:	\$69,047.94