

VIRGINIA:

BEFORE THE BOARD OF NURSING

**IN RE: NOEMI HERNANDEZ ESTRADA, C.N.A., R.M.A. APPLICANT
Certificate No.: 1401-139068**

CONSENT ORDER

The Virginia Board of Nursing ("Board") and Noemi H. Estrada, C.N.A., as evidenced by her signature hereto, enter into the following Consent Order affecting Ms. Estrada's certification to practice as a nurse aide and her application for registration by examination as a medication aide in Virginia.

The Board adopts the following Findings of Fact and Conclusions of Law.

FINDINGS OF FACT

1. Noemi H. Estrada, C.N.A., was issued Certificate No. 1401-139068 to practice as a nurse aide by the Virginia Board of Nursing on August 4, 2010. Said certificate is set to expire on August 31, 2015.
2. By application received July 28, 2014, Ms. Estrada applied for registration by examination as a medication aide in the Commonwealth of Virginia.
3. Ms. Estrada failed to reveal a 2007 conviction for assault and batter which she revealed on a previous application for registration by examination as a medication aide received by the Board on May 3, 2013. She also failed to reveal the conviction on the application for certification by examination as a nurse aide received by the Board in 2010.

CONCLUSIONS OF LAW

1. Finding of Fact No. 3 constitutes a violation of § 54.1-3007(1) of the Code of Virginia (1950), as amended ("Code"), 18 VAC 90-60-120(1)(b) of the Regulations Governing the Registration of Medication Aides and 18 VAC 90-25-100(1)(b) of the Regulations Governing Certified Nurse Aides.
2. Ms. Estrada otherwise meets the requirements of § 54.1-3042 of the Code.

CONSENT

Noemi H. Estrada, C.N.A., by affixing her signature hereon, agrees to the following:

1. She has been advised to seek advice of counsel prior to signing this document;
2. She acknowledges that without her consent, no legal action can be taken against her except pursuant to the Virginia Administrative Process Act, § 2.2-4000(A) *et seq.* of the Code;
3. She acknowledges that she has the following rights, among others: the right to an informal fact finding conference before the Board, the right to reasonable notice of said hearing, the right to representation by counsel, and the right to cross-examine witnesses against her;
4. She waives all such right to an informal conference;
5. She admits to the Findings of Fact and Conclusions of Law contained herein and waives her right to contest such Findings of Fact and Conclusions of Law in any subsequent proceeding before the Board;
6. She consents to the entry of the following Order affecting her right to practice as a nurse aide and her application for registration by examination to practice as a medication aide in Virginia.

ORDER

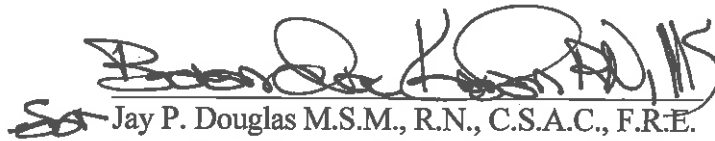
WHEREFORE, on the basis of the foregoing, the Virginia Board of Nursing, effective upon entry of this Order, and in lieu of further proceedings, hereby ORDERS as follows:

1. The application of Noemi H. Estrada, C.N.A., for registration by examination as a nurse aide is APPROVED. Upon successful completion of the medication aide examination, Ms. Estrada shall be issued an unrestricted registration to practice as a medication aide in the Commonwealth.
2. Ms. Estrada is hereby REPRIMANDED.

3. Ms. Estrada shall maintain a course of conduct in her capacity as a nurse aide and as a medication aide commensurate with the requirements of § 54.1-3000 *et seq.* of the Code, the Regulations Governing Certified Nurse Aides and the Regulations Governing the Registration of Medication Aides.

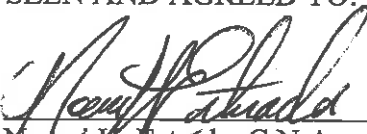
Pursuant to §§ 2.2-4023 and 54.1-2400.2 of the Code, the signed original of this Consent Order shall remain in the custody of the Department of Health Professions as public record and shall be made available for public inspection or copying upon request.

FOR THE BOARD


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

ENTERED: December 18, 2014

SEEN AND AGREED TO:


Noemi H. Estrada, C.N.A.

COMMONWEALTH OF VIRGINIA,
COUNTY/CITY OF Danville, TO WIT:


Subscribed and sworn to before me, Stacey Moss, a Notary Public, this 10th day of December, 2014.

My commission expires 9/30/17.

Registration Number 356853.


NOTARY PUBLIC



Certified True Copy
By 
Virginia Board Of Nursing