



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
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October 27, 2015

Melinda Ann Pugh
180 W. Ridge Road
Wytheville, VA 24382

CERTIFIED MAIL

**DUPLICATE COPY
VIA FIRST CLASS MAIL**

RE: Certificate No.: 1401-104208

DATE 10/27/15

Dear Ms. Pugh:

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 October 27, 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 certificate 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 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,

Jason Brown, Deputy Director for Administration
Department of Health Professions

Enclosures
Case #169909

VIRGINIA:

BEFORE THE DEPARTMENT OF HEALTH PROFESSIONS

IN RE: MELINDA ANN PUGH, C.N.A.
Certificate No.: 1401-104208

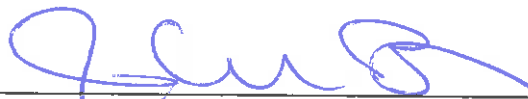
ORDER

In accordance with Section 54.1-2409 of the Code of Virginia (1950), as amended, ("Code"), I, Jason Brown, Deputy Director for Administration, of the Virginia Department of Health Professions, received and acted upon evidence that Melinda Ann Pugh, C.N.A., was convicted of a felony charge in the Circuit Court for the County of Wythe, Virginia, to wit: One (1) Count of Grand Larceny. A certified copy of the Conviction and Sentencing Order 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 privilege of Melinda Ann Pugh, C.N.A., to renew her certificate 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 Melinda Ann Pugh, C.N.A., will be recorded as suspended. Should Ms. Pugh seek reinstatement of her certificate 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 certificate prior to issuance of her 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.



Jason Brown, Deputy Director for Administration
Department of Health Professions

ENTERED: _____

10/27/2015



COMMONWEALTH of VIRGINIA

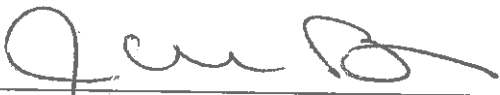
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CERTIFICATION OF DUPLICATE RECORDS

I, Jason Brown, Deputy Director for Administration, of the Department of Health Professions, hereby certify that the attached Conviction and Sentencing Order entered September 4, 2009, regarding Melinda Ann Pugh, C.N.A., are true copies of the records received from the Circuit Court for the County of Wythe, Virginia.



Jason Brown

Date: 10/27/2015

CONVICTION AND SENTENCING ORDER

VIRGINIA: IN THE CIRCUIT COURT OF WYTHE COUNTY

FEDERAL INFORMATION PROCESSING
STANDARDS CODE: 197

Hearing Date: **SEPTEMBER 2, 2009**
Judge: **JOSIAH T. SHOWALTER, JR.**

COMMONWEALTH OF VIRGINIA

v.

MELINDA ANN PUGH, DEFENDANT

This day came the defendant, who appeared in person with her attorney, **Andrew Harmon**. The Commonwealth was represented by **H. Lee Harrell**.

Whereupon the defendant was arraigned on the charge of **Grand Larceny** and after being advised by her counsel pleaded **GUILTY** to the indictment, which plea was tendered by the defendant in person, and after being first advised by her counsel and by the Court of her right to trial by jury, the defendant in person, knowingly and voluntarily waived trial by jury, and with the concurrence of the Attorney for the Commonwealth and of the Court, the Court proceeded to try the case without the intervention of a jury as provided by law.

Having heard the evidence and the argument of counsel, the Court finds the defendant guilty of the following offenses:

CASE NUMBER	OFFENSE DESCRIPTION AND INDICATOR (F/M)	OFFENSE DATE	VA. CODE SECTION
CR09000327-00	GRAND LARCENY (F) LAR-2359-F9 OTN: 197GM3500900186	01/20/2009 to 01/21/2009	18.2-95

Pursuant to the provisions of Code 19.2-298.01, the Court has considered and reviewed the applicable discretionary sentencing guidelines and the guidelines worksheets. The sentencing guidelines worksheets and the written explanation of any departure from the guidelines are ordered filed as a part of the record in this case.

Before pronouncing the sentence, the Court inquired if the defendant desired to make a statement and if the defendant desired to advance any reason why judgment should not be pronounced.



The Court **SENTENCES** the defendant to:

Incarceration with the **Virginia Department of Corrections** for the term of: **5 YEARS.**

The Court **SUSPENDS THE ENTIRE** aforesaid penitentiary sentence upon the following condition(s):

Good behavior. The defendant shall be of good behavior for **5 YEARS.**

Supervised Probation. The defendant is placed on probation under the supervision of a Probation Officer for **5 YEARS**, or unless sooner released by the court or by the Probation Officer. The defendant shall comply with all the rules and requirements set by the Probation Officer. Probation shall include substance counseling and/or testing as prescribed by the Probation Officer. The defendant's probation may be transferred to the City of Roanoke.

Costs. The defendant shall pay costs totaling \$ 615.⁰⁰ on a schedule as determined by the Probation Officer.

Restitution. The defendant shall make restitution in the amount of \$1,000.00 to Frances Moore, 132 Underpass Drive, Wytheville, VA 24382, to be paid on a schedule as determined by the Probation Officer.

9.4.09
DATE

ENTER: Josiah T. Shackelford, Jr.
JUDGE

DEFENDANT IDENTIFICATION:

SSN: *

DOB: 02/09/1984

Sex: FEMALE

SENTENCING SUMMARY:

TOTAL SENTENCE IMPOSED: **5 YEARS**

TOTAL SENTENCE SUSPENDED: **5 YEARS**

A COPY TESTE:
2 HAYDEN H. HORNEY, CLERK
CIRCUIT COURT OF WYTHE COUNTY, VA
Hayden H. Horney DEP. CLERK