

**VIRGINIA:**

**BEFORE THE BOARD OF NURSING**

**IN RE: MARVENNA D. MAXWELL, C.N.A. REINSTATEMENT APPLICANT  
Certificate No.: 1401-029391**

**CONSENT ORDER**

The Virginia Board of Nursing ("Board") and Marvenna D. Maxwell, as evidenced by her signature hereto, enter into the following Consent Order affecting Ms. Maxwell's application for reinstatement of her certificate to practice as a nurse aide in the Commonwealth of Virginia.

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

**FINDINGS OF FACT**

1. Marvenna D. Maxwell was issued Certificate No. 1401-029391 to practice as a nurse aide by the Virginia Board of Nursing on January 18, 1992. Said certificate expired on January 31, 2006.
2. Ms. Maxwell submitted an application for reinstatement of her certificate which was received by the Board on May 30, 2015.
3. When Ms. Maxwell renewed her certificate on March 18, 2004, for the period February 1, 2004, to January 31, 2006, she indicated that she had been performing nursing-related activities for compensation for the past two years when, in fact, she had not worked since 2000.
4. Ms. Maxwell has not performed nursing related activities for compensation in over two years.

**CONCLUSIONS OF LAW**

The Board concludes that:

1. Finding of Fact No. 2 constitutes a violation of § 54.1-3007(1) of the Code of Virginia (1950), as amended ("Code"), and 18 VAC 90-25-100(A)(6) of the Regulations Governing Certified Nurse Aides.
2. Pursuant to Finding of Fact No. 4 and 18 VAC 90-25-80(A)(4) of the Regulations Governing Certified Nurse Aides, Ms. Maxwell is required to retake the National Nurse Aide Assessment Program ("NNAAP") examination.

3. Ms. Maxwell otherwise meets the requirements for reinstatement of her certificate to practice as a nurse aide.

CONSENT

Marvenna D. Maxwell, 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 Consent Order affecting her application for the reinstatement of her certificate to practice as a nurse aide in Virginia.

ORDER

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

1. The application of Marvenna D. Maxwell for reinstatement of her certification to practice as a nurse aide is hereby APPROVED. Upon successful completion of the NNAAP examination, the Board shall issue Ms. Maxwell an unrestricted certificate to practice as a nurse aide in the Commonwealth of Virginia.
2. Ms. Maxwell is hereby REPRIMANDED.
3. Ms. Maxwell shall maintain a course of conduct in her capacity as a nurse aide commensurate with the requirements of § 54.1-3000 *et seq.* of the Code and the Board of Nursing Regulations.

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*  
Jay P. Douglas, R.N., M.S.M., C.S.A.C., F.R.E.  
Executive Director, Virginia Board of Nursing  
ENTERED: October 8, 2015

SEEN AND AGREED TO:

*Marvenna D. Maxwell*  
Marvenna D. Maxwell

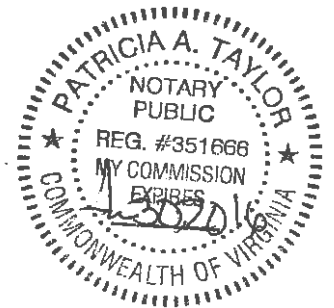
COMMONWEALTH OF VIRGINIA,  
COUNTY/CITY OF Newport News, TO WIT:

Subscribed and sworn to before me, Patricia A. Taylor a Notary Public, this 29 day of September, 2015.

My commission expires June 30, 2016.

Registration Number 351666.

*Patricia A. Taylor*  
NOTARY PUBLIC



Certified True Copy

By *[Signature]*  
Virginia Board Of Nursing