



COMMONWEALTH of VIRGINIA

David E. Brown, D.C.
Director

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

www.dhp.virginia.gov
TEL (804) 367- 4400
FAX (804) 527- 4475

September 14, 2015

Charlsee Colleen Heath
1665 Knight Street
Hampton, VA 23669

CERTIFIED MAIL

**DUPLICATE COPY
VIA FIRST CLASS MAIL**

DATE 9/14/15

RE: Certificate No.: 1401-168302

Dear Ms. Heath:

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 September 14, 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,

David E. Brown, D.C., Director
Department of Health Professions

Enclosures
Case #169574

VIRGINIA:

BEFORE THE DEPARTMENT OF HEALTH PROFESSIONS

IN RE: CHARLSEE COLLEEN HEATH, C.N.A.
Certificate No.: 1401-168302

ORDER

In accordance with Section 54.1-2409 of the Code of Virginia (1950), as amended, ("Code"), I, David E. Brown, D.C., Director of the Virginia Department of Health Professions, received and acted upon evidence that Charlsee Colleen Heath, C.N.A., was convicted of a felony charge in the County Court of the State of New York, Nassau County, to wit: One (1) Count of Criminal Sale of a Controlled Substance 5th Degree (Dangerous Drug) . A certified copy of the Certificate of Disposition (with attachment) 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 Charlsee Colleen Heath, 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 Charlsee Colleen Heath, C.N.A., will be recorded as suspended. Should Ms. Heath 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.



David E. Brown, D.C., Director
Department of Health Professions

ENTERED: 9/14/15



COMMONWEALTH of VIRGINIA

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Director

Department of Health Professions

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CERTIFICATION OF DUPLICATE RECORDS

I, David E. Brown, D.C., Director of the Department of Health Professions, hereby certify that the attached Certificate of Disposition (with attachment) dated June 5, 1996, regarding Charlsee Colleen Heath, C.N.A., are true copies of the records received from the County Court of the State of New York, Nassau County.



David E. Brown, D.C.

Date: 9/24/15

COUNTY COURT OF THE STATE OF NEW YORK
NASSAU COUNTY
COUNTY COURT HOUSE
262 OLD COUNTRY ROAD
MINEOLA, NY 11501

NO FEE

CERTIFICATE OF DISPOSITION - SUPERIOR COURT INFORMATION

DATE: 09/03/2015

CERTIFICATE OF DISPOSITION NUMBER: 17076

PEOPLE OF THE STATE OF NEW YORK
VS.

CASE NUMBER: SCI-94947-96
LOWER COURT NUMBER(S): 36634/95
DATE OF ARREST: 12/13/1995
ARREST #: 306261
DATE OF BIRTH:

HEATH, CHARLSEE D

DEFENDANT

I HEREBY CERTIFY THAT IT APPEARS FROM AN EXAMINATION OF THE RECORDS ON FILE IN THIS OFFICE THAT ON 05/08/1996 BEFORE THE HONORABLE GULOTTA, F THEN A JUDGE OF THIS COURT, THE ABOVE NAMED DEFENDANT ENTERED A PLEA OF GUILTY TO THE CRIME(S) OF

CRIMINAL SALE OF A CONTROLLED SUBSTANCE 5th DEGREE PL 220.31 00 DF (DANGEROUS DRUG)

THAT ON 06/05/1996 THE ABOVE NAMED DEFENDANT WAS SENTENCED BY THE HON. GULOTTA, F , THEN A JUDGE OF THIS COURT TO

CRIMINAL SALE OF A CONTROLLED SUBSTANCE 5th DEGREE PL 220.31 00 DF (DANGEROUS DRUG)
IMPRISONMENT = 2 YEAR(S) TO 4 YEAR(S)
LICENSE SUSPENDED = 6 MONTH(S)

SURCHARGE = \$155 (OTHER AGENCY TO COLLECT)

IN WITNESS WHEREOF, I HAVE HEREUNTO SET MY HAND AND AFFIXED MY OFFICIAL SEAL ON THIS DATE 09/03/2015.


CLERK OF COURT

COUNTY COURT : COUNTY OF NASSAU : STATE OF NEW YORK

THE PEOPLE OF THE STATE OF NEW YORK

-against-

WAIVER OF INDICTMENT

Sup. Court Inf. No.
Docket No(s). F36634/95

CHARLSEE D. HEATH,

Defendant

94947

I, the defendant named above, having been held for the action of a grand jury by the First District Court of Nassau County on the felony complaint specified above, hereby waive indictment and consent to be prosecuted by a Superior Court Information charging the offenses named in the attached copy of that Superior Court Information, that copy being a part of this waiver.

I am aware that:

- (a) Under the Constitution of the State of New York I have the right to be prosecuted by indictment filed by a grand jury;
- (b) I waive such right and consent to be prosecuted by Superior Court Information to be filed by the District Attorney;
- (c) The Superior Court Information to be filed by the District Attorney will charge the offenses named in this waiver, and
- (d) The Superior Court Information to be filed by the District Attorney will have the same force and effect as an indictment filed by a grand jury.

Signed in open court and in the presence of my attorney.

Charlsee Heath
Defendant (signature)

This waiver was signed by the defendant in open court and in my presence.

Dave [Signature]
Defense Attorney (signature)

I, the District Attorney of the county specified above, hereby consent to this waiver.

Ken [Signature]
Assistant District Attorney

This court being satisfied that this waiver complies with the provisions of Sections 195.10 and 195.20 of the Criminal Procedure Law, it is ORDERED that this waiver is approved.

Enter,

Paul Salotto Jr
County Court Judge

DATED: May 8, 1996

SCI NO.

=====
COUNTY COURT : COUNTY OF NASSAU : STATE OF NEW YORK
=====
THE PEOPLE OF THE STATE OF NEW YORK

-against-

CHARLSEE D. HEATH,

Defendant

=====
DENIS DILLON
District Attorney

=====
SUPERIOR COURT INFORMATION
for

CRIMINAL SALE OF A CONTROLLED
SUBSTANCE IN THE THIRD DEGREE,

CRIMINAL POSSESSION OF A CONTROLLED
SUBSTANCE IN THE THIRD DEGREE.

=====

COUNTY COURT : COUNTY OF NASSAU : STATE OF NEW YORK

THE PEOPLE OF THE STATE OF NEW YORK

-against-

Sup. Court Inf. No.
Docket No(s). F36634/95

CHARLSEE D. HEATH,

Defendant

94947

THE DISTRICT ATTORNEY OF THE COUNTY OF NASSAU, by this superior court information, accuses the defendant of the crime of CRIMINAL SALE OF A CONTROLLED SUBSTANCE IN THE THIRD DEGREE, in violation of Section 220.39 Subdivision 1 of the Penal Law of the State of New York committed as follows:

The defendant, CHARLSEE D. HEATH, on or about the 13th day of December, 1995, in the County of Nassau, State of New York, did knowingly and unlawfully sell a narcotic drug to John Doe, to wit: cocaine.

SECOND COUNT

AND THE DISTRICT ATTORNEY OF THE COUNTY OF NASSAU, by this superior court information, further accuses the defendant of the crime of CRIMINAL POSSESSION OF A CONTROLLED SUBSTANCE IN THE THIRD DEGREE, in violation of Section 220.16 Subdivision 1 of the Penal Law of the State of New York committed as follows:

The defendant, CHARLSEE D. HEATH, on or about the 13th day of December, 1995, in the County of Nassau, State of New York, did knowingly and unlawfully possess a narcotic drug with the intent to sell it, to wit: cocaine.

All of the acts and transactions alleged in each of the several counts of this Superior Court Information are connected together and form part of a common scheme and plan.

Dated: 5/8/96


DENIS DILLON
District Attorney

PLEASE TAKE NOTICE that in accordance with the provisions of Section 240.30 of the Criminal Procedure Law, the People hereby demand that within fifteen days of the date of service of this Demand, you disclose and make available to the District Attorney of Nassau County for inspection, photographing, copying or testing: (a) any written report of document or portion thereof, concerning a physical or mental examination, or scientific test, experiment, or comparisons, made by or at the request or direction of the defendant, if the defendant intends to introduce same at trial of this action, or if the defendant has filed a notice of intent to proffer psychiatric evidence and such report or document relates thereto, or if same was made by a person, other than the defendant, whom the defendant intends to call as a witness at trial; and (b) any photograph, drawing, tape, or other electronic recording which the defendant intends to introduce at trial.

PLEASE TAKE FURTHER NOTICE that in accordance with the provisions of Section 250.20 of the Criminal Procedure Law, I hereby demand from you and each of you that if you intend upon the trial of this Superior Court Information to offer, for any purpose whatever, testimony which may tend to establish your presence elsewhere than at the scene of the crime or crimes with which you are charged, at the time of their commission, you must, within eight days from the date of service of this Demand, serve upon the District Attorney of Nassau County, and file with this court, a copy thereof, a "notice of alibi" which shall set forth in detail the place or places where you claim to have been together with the names, post office addresses, residences and places of employment and the address thereof of the witnesses upon whom you intend to rely to establish your presence elsewhere that at the scene of the crime or crimes at the time of their commission.

If at the trial of this action the defendant calls such an alibi witness without having served a notice of alibi pursuant to the demand, or, if having served such a notice he calls a witness not specified therein, a motion will be made pursuant to the provisions of Section 250.20 of the Criminal Procedure Law to exclude any testimony of such witness relating to the alibi defense.

PLEASE TAKE FURTHER NOTICE that pursuant to Section 710.30 of the Criminal Procedure Law, the People intend to offer at the trial of this Superior Court Information evidence of oral and/or written statement(s) made to a public servant pertaining to the charge set forth in this Superior Court Information.

PLEASE TAKE FURTHER NOTICE that pursuant to Section 710.30 of the Criminal Procedure Law, during the trial of this matter, the People expect to introduce testimony identifying the defendant as a person who committed the offenses charged as set forth in this Superior Court Information, which testimony will be given by a witness (witnesses) who has (have) previously identified the defendant.

DENIS DILLON
District Attorney
Nassau County, New York

3-5197-95

NB- 3216-95
HE- 4998-95

DISTRICT COURT INFORMATION

Blotter/CC No. HE- 30492-95

Appearance Ticket No. _____ Police Serial No. _____ Return Date 12/14/95

Case No. HE- 2717-95 Court Docket No. _____

Defendant in Custody : From 10:38 PM December 13, 1995 To _____

DISTRICT COURT OF NASSAU COUNTY

FIRST DISTRICT ARRAIGNMENT PART

THE PEOPLE OF THE STATE OF NEW YORK
against

ORIGINAL

D.O.B.
(1)

(1) CHARLSEE D HEATH (31)
830 DAVID COURT
ROOSEVELT, NY 11553

36634

U1

STATE OF NEW YORK ss
COUNTY OF NASSAU

Detective FRANK PUMA, Shield 13, being duly sworn, deposes and says that he is a member of the HEMPSTEAD POLICE DEPARTMENT, County of NASSAU, New York and that on the 13 day of December, 1995, at about 2:45 PM at 67 TERRACE AVENUE HEMPSTEAD NY in the County of NASSAU, New York.

OFFENSE
SALE CONT SUBST 3
CLASS B
FELONY

CHARLSEE D HEATH
THE DEFENDANT(S) DID VIOLATE SECTION 220.39 SUBDIVISION 1 OF THE PENAL LAW OF THE STATE OF NEW YORK, IN THAT AT THE TIME AND PLACE AFORESAID, THE SAID DEFENDANT(S) DID KNOWINGLY AND UNLAWFULLY SELL A NARCOTIC DRUG, TO WIT; THE DEFENDANT DID SELL A QUANTITY OF A WHITE ROCK LIKE SUBSTANCE TO ANOTHER FOR \$20.00. THE SUBSTANCE WAS RECOVERED AND BASED ON YOUR DEPONENTS TRAINING AND EXPERIENCE HE RECOGNIZED THE SUBSTANCE TO BE FREEBASE COCAINE. THE SUBSTANCE ALSO TESTED POSITIVE FOR COCAINE USING A SCOTT REAGENT TEST KIT G.

Prepared By
DET PUMA

Subscribed and sworn to before me
this 13 day of December, 1995

Michael McGowan
MICHAEL MCGOWAN
Lieutenant

Frank Puma

FRANK PUMA
Detective

83

3-5197-95

NO. NB- 3216-95
O. HE- 4998-95

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DISTRICT COURT OF NASSAU COUNTY

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THE PEOPLE OF THE STATE OF NEW YORK
against

D.O.B.
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(1) CHARLSEE D HEATH (31)
830 DAVID COURT
ROOSEVELT, NY 11553

ORIGINAL 36634
CJD

STATE OF NEW YORK SS
COUNTY OF NASSAU

Detective FRANK PUMA, Shield 13, being duly sworn, deposes and says that he is a member of the HEMPSTEAD POLICE DEPARTMENT, County of NASSAU, New York and that on the 13 day of December, 1995, at about 2:45 PM, at 67 TERRACE AVENUE HEMPSTEAD NY in the County of NASSAU, New York.

OFFENSE
POSS CONT SUBST 3
CLASS B
FELONY

CHARLSEE D HEATH
THE DEFENDANT(S) DID VIOLATE SECTION 220.16 SUBDIVISION 1 OF THE PENAL LAW OF THE STATE OF NEW YORK, IN THAT AT THE TIME AND PLACE AFORESAID, THE SAID DEFENDANT(S) DID KNOWINGLY AND UNLAWFULLY POSSESS A NARCOTIC DRUG WITH INTENT TO SELL SAME, TO WIT:
THE DEFENDANT DID POSSESS AND IN FACT SELL A QUANTITY OF A WHITE ROCK LIKE SUBSTANCE TO ANOTHER FOR \$20.00. THE SUBSTANCE WAS RECOVERED AND BASED ON YOUR DEPONENTS TRAINING AND EXPERIENCE HE RECOGNIZED THE SUBSTANCE TO BE FREEBASE COCAINE. THE SUBSTANCE ALSO TESTED POSITIVE FOR COCAINE USING A SCOTT REAGENT TEST KIT G.

Prepared By
DET PUMA

Subscribed and sworn to before me
this 13 day of December, 1995

Michael McGowan
MICHAEL MCGOWAN
Lieutenant

Frank Puma
FRANK PUMA
Detective

12 14 1995
10:38 AM