

VIRGINIA:

BEFORE THE BOARD OF NURSING

IN RE: NILEKETA L. GRAY, C.N.A. APPLICANT

ORDER

Pursuant to §§ 2.2-4019, 2.2-4021, and 54.1-2400(10) of the Code of Virginia (1950), as amended (“Code”), a Special Conference Committee (“Committee”) of the Virginia Board of Nursing (“Board”) met on August 5, 2015, in Henrico County, Virginia, to receive and act upon the application of Nileketa L. Gray for certification by examination to practice as a nurse aide and to inquire into evidence that she may have violated certain laws governing nurse aide practice in Virginia. Ms. Gray was present and was not represented by legal counsel.

Upon consideration of the evidence, the Committee adopts the following Findings of Fact and Conclusions of Law.

FINDINGS OF FACT

1. On March 9, 2015, Nileketa L. Gray submitted an application for certification by examination to practice as a nurse aide in the Commonwealth of Virginia.
2. By letter dated July 7, 2015, the Board of Nursing sent a Notice of Informal Conference (“Notice”) to Ms. Gray notifying her that an informal conference would be held on August 5, 2015. The Notice was sent by certified and first class mail to 1006 Burnside Street, Apt. 3-B, Hopewell, Virginia, the address of record on file with the Board of Nursing.
3. On January 30, 2006, in the General District Court of Colonial Heights, Virginia, Ms. Gray was convicted of petit larceny. She was sentenced to 90 days in jail with 86 days suspended, placed on probation for three years, and ordered to complete 40 hours of community service and pay court costs.

4. On November 18, 2009, in the General District Court of Colonial Heights, Virginia, Ms. Gray was convicted of failing to return rental property, a misdemeanor. She was sentenced to 12 months in jail, suspended, and ordered to pay restitution in the amount of \$1,440.00, pay court costs and fines totaling \$747.00 and perform 100 hours of community services work. Ms. Gray provided documentation of completion of community service and payment of restitution and fines.

5. Ms. Gray showed significant remorse for her actions and stated that she has satisfied all court requirements.

CONCLUSIONS OF LAW

1. Findings of Fact Nos. 3 and 4 constitute a violation of § 54.1-3007(4) of the Code.
2. The Committee concludes that Ms. Gray otherwise meets the requirements of § 54.1-3023 of the Code.

ORDER

On the basis of the foregoing, the Committee hereby ORDERS as follows:


1. The application of Nileketa L. Gray for certification to practice as a nurse aide in Virginia is APPROVED. Upon successful completion of the NNAAP examination, Ms. Gray shall be issued an unrestricted certificate to practice as a nurse aide in Virginia.

2. Ms. Gray shall maintain a course of conduct in her capacity as a certified nurse aide commensurate with the requirements of § 54.1-3000 *et seq.* of the Code and the Regulations Governing Certified Nurse Aides.

Pursuant to §§ 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 public record and shall be made available for public inspection or copying on request.

Pursuant to Section 54.1-2400(10) of the Code, Ms. Gray may, not later than 5:00 p.m., on **September 30, 2015**, notify Jay P. Douglas, M.S.M., R.N., C.S.A.C., F.R.E., Executive Director, Board of Nursing, 9960 Mayland Drive, Suite 300, Henrico, Virginia 23233, in writing that she desires a formal administrative hearing before the Board. Upon the filing with the Executive Director of a request for the hearing, this Order shall be vacated.

FOR THE COMMITTEE:



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

ENTERED: August 28th, 2015

This Order shall become final on **September 30, 2015**, unless a request for a formal administrative hearing is received as described above.