



COMMONWEALTH of VIRGINIA

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

David E. Brown, D.C.
Director

August 24, 2015

Kimberly Dawn Hatcher
P.O. Box 151
Christiansburg, VA 24068

CERTIFIED MAIL

**DUPLICATE COPY
VIA FIRST CLASS MAIL**

RE: Certificate No.: 1401-104842

DATE 8/24/15

Dear Ms. Hatcher:

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 August 24, 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,

RECEIVED

AUG 25 2015

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

Enclosures
Case #168812

VA BD OF NURSING

VIRGINIA:

BEFORE THE DEPARTMENT OF HEALTH PROFESSIONS

IN RE: KIMBERLY DAWN HATCHER, C.N.A.
Certificate No.: 1401-104842

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 Kimberly Dawn Hatcher, C.N.A., was convicted of a felony charge in the Circuit Court for the County of Montgomery, Virginia, to wit: One (1) Count of Possess Schedule II Controlled Substance. 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 certificate of Kimberly Dawn Hatcher, 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 Kimberly Dawn Hatcher, C.N.A., will be recorded as suspended. Should Ms. Hatcher 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: 9/24/15



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

CERTIFICATION OF DUPLICATE RECORDS

I, David E. Brown, D.C., Director of the Department of Health Professions, hereby certify that the attached Conviction and Sentencing Order entered April 28, 2010, regarding Kimberly Dawn Hatcher, C.N.A., are true copies of the records received from the Circuit Court for the County of Montgomery, Virginia.



David E. Brown, D.C.

Date: 8/24/15

CONVICTION AND SENTENCING ORDER

VIRGINIA: IN THE CIRCUIT COURT OF THE COUNTY OF MONTGOMERY

FEDERAL INFORMATION
PROCESSING STANDARDS
CODE 121C

HEARING DATE: March 5, 2010

NO: CR09001167-00

JUDGE DESIGNATE: Charles M. Stone

COMMONWEALTH OF VIRGINIA

V.

ORDER

KIMBERLY DAWN HATCHER, DEFENDANT

This day came the defendant, Kimberly Dawn Hatcher, who appeared in person with her attorney, Joseph Graham Painter, Jr. The Commonwealth was represented by Erin Little.

Whereupon the defendant waived arraignment as charged in the indictment, and after being advised by her counsel pled 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 offense:

CASE NUMBER	OFFENSE DESCRIPTION & INDICATOR (F/M)	OFFENSE DATE	VA CODE SECTION
CR09001167-00	POSSESS SCHEDULE II CONTROLLED SUBSTANCE (F)	02/16/2009	18.2-250 (A) (a)

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: 3 years. The total sentence imposed is 3 years.

A fine of \$1,000, which \$750 is suspended.

The Court SUSPENDS 3 years of the sentence, for a period of 3 years, for a total suspension of 3 years, upon the following conditions:

Good behavior: The defendant shall be of good behavior.

IF APPLICABLE:

The defendant shall complete any substance abuse screening, assessment, testing, and treatment as directed by the Department of Corrections.

The defendant is subject to payment of any fees associated with the substance abuse treatment or intervention as required by the treatment or intervention program on an ability to pay basis.

Supervised probation: The defendant is placed on probation, under the supervision of a probation officer for 3 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 abuse counseling and/or testing as prescribed by the probation officer.

Costs: The defendant shall pay costs.

It is ordered by the court that the defendants Operators License shall be suspended for 6 months. The defendant made a motion for restricted license. The Court hereby grants said motion and the defendant is allowed to drive to and from VASAP and work.

Credit for time served: The defendant shall be given credit for time spent in confinement while awaiting trial pursuant to Code § 53.1-187.

Date: 4/28/10

Enter: Charles M. Stone
Charles M. Stone, Judge Designate

A Copy - Teste:
ERICA W. WILLIAMS
Circuit Court Montgomery County, Virginia

By: [Signature] Deputy Clerk

DEFENDANT IDENTIFICATION:

NAME: KIMBERLY DAWN HATCHER

SSN:

DOB: 09/09/1981

SEX: FEMALE

SENTENCING SUMMARY:

TOTAL SENTENCE IMPOSED: 3 years

TOTAL SENTENCE SUSPENDED: 3 years