

VIRGINIA:

BEFORE THE BOARD OF NURSING

IN RE: MICHELLE R. DEMPSEY-EVANS, R.N.
License No.: 0001-163239

CONSENT ORDER

The Virginia Board of Nursing ("Board") and Michelle R. Dempsey-Evans, R.N., as evidenced by her signature hereto, enter into the following Consent Order affecting Ms. Dempsey-Evans's license to practice professional nursing in Virginia.

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

FINDINGS OF FACT

1. Michelle R. Dempsey-Evans, R.N., was issued License No. 0001-163239 to practice professional nursing by the Virginia Board of Nursing on March 22, 1999. Said license expired on August 31, 2014, was renewed on September 11, 2014, and currently expires on August 31, 2016. Her primary state of residence is Virginia.
2. From September 1, 2014 to September 10, 2014, Ms. Dempsey-Evans practiced nursing on an expired license at Mary Immaculate Hospital, Newport News, Virginia.
3. Ms. Dempsey-Evans is a quality control nurse, and there was no patient harm.

CONCLUSIONS OF LAW

Finding of Fact No. 2 constitutes a violation of §§ 54.1-3007(3), 54.1-3008(A)(2) and 54.1-3011(C) of the Code of Virginia (1950), as amended ("Code").

CONSENT

Michelle R. Dempsey-Evans, R.N., 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 Order affecting her right to practice professional nursing in Virginia.

ORDER

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

1. Michelle R. Dempsey-Evans, R.N., shall pay a MONETARY PENALTY of \$100.00 to the Board within 90 days of the entry of this Order.
2. Ms. Dempsey-Evans shall maintain a course of conduct in her capacity as a professional nurse commensurate with the requirements of § 54.1-3000 *et seq.* of the Code and the Board of Nursing Regulations.
3. Any violation of the terms and conditions of this Order or of any law or regulation affecting the practice of nursing in the Commonwealth of Virginia shall constitute grounds for the suspension or revocation of the license of Michelle R. Dempsey-Evans, R.N., and an administrative proceeding shall be convened to determine whether such license shall be suspended or revoked.

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 upon request.

FOR THE BOARD

for Glenn Mitchell-Sively
Jay P. Douglas, M.S.M., R.N., C.S.A.C., F.R.E.
Executive Director, Virginia Board of Nursing

ENTERED: August 21, 2015

SEEN AND AGREED TO:

Michelle R. Dempsey-Evans
Michelle R. Dempsey-Evans, R.N. Aug 13, 2015

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

Subscribed and sworn to before me, Tiffany Lorraine Lewis Ph.D. Notary Public, this 13th day of August, 2015.

My commission expires May 31st, 2016.

Registration Number # 7530115

Tiffany Lorraine Lewis Ph.D.
NOTARY PUBLIC

Certified True Copy

By *[Signature]*
Virginia Board of Nursing

Tiffany Lorraine Lewis Ph.D.
NOTARY PUBLIC
REG. #7530115
COMMONWEALTH OF VIRGINIA
MY COMMISSION EXPIRES MAY. 31, 2016