

VIRGINIA:

BEFORE THE BOARD OF NURSING

IN RE:

HEATHER A. HESS, L.P.N. APPLICANT

CONSENT ORDER

The Virginia Board of Nursing ("Board") and Heather A. Hess, as evidenced by her signature hereto, enter into the following Consent Order affecting Ms. Hess's application for licensure by examination to practice as a practical nurse in Virginia.

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

FINDINGS OF FACT

1. By application received June 23, 2015, Heather A. Hess applied for licensure by examination to practice as a practical nurse in the Commonwealth of Virginia. Her primary state of residence is Virginia.
2. On June 6, 2011, Ms. Hess was convicted in the General District Court of Albemarle County, Virginia, of one count of petit larceny, a misdemeanor involving moral turpitude.
3. Ms. Hess has paid all fines and costs associated with this matter.

CONCLUSIONS OF LAW

The Board concludes that:

1. Finding of Fact No. 2 constitutes a violation of § 54.1-3007(4) of the Code of Virginia (1950), as amended ("Code").
2. Ms. Hess otherwise meets the requirements of § 54.1-3020 of the Code.

CONSENT

Heather A. Hess, 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 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 application for licensure to practice as a practical nurse 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. The application of Heather A. Hess for licensure by examination as a practical nurse is hereby APPROVED. Upon successful completion of the NCLEX-PN, Ms. Hess shall be issued an unrestricted license to practice as a practical nurse in Virginia.

2. Heather A. Hess is hereby REPRIMANDED.

3. Ms. Hess shall maintain a course of conduct in her capacity as a practical nurse 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 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 Douglas

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

ENTERED: August 19th, 2015

SEEN AND AGREED TO:

Heather Hess
Heather A. Hess

COMMONWEALTH OF VIRGINIA,
COUNTY/CITY OF Staunton, TO WIT:

Subscribed and sworn to before me, Jennifer L. Lucas, a Notary Public, this 10 day of August, 2015.

My commission expires June 30, 2017.

Registration Number 360324.

JENNIFER L. LUCAS
NOTARY ID # 360324
NOTARY PUBLIC
COMMONWEALTH OF VIRGINIA
MY COMMISSION EXPIRES 6/30/2017

Jennifer L. Lucas
NOTARY PUBLIC