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VIRGINIA:

BEFORE THE BOARD OF NURSING VA BD OF NURSING

IN RE: SARA L. BERRY, L.P.N.
License No.: 0002-082054

CONSENT ORDER

The Virginia Board of Nursing ("Board") and Sara L. Berry, L.P.N., as evidenced by her signature hereto, enter into the following Consent Order affecting Ms. Berry's license to practice practical nursing in Virginia.

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

FINDINGS OF FACT

1. Sara L. Berry, L.P.N. was issued License No. 0002-082054 to practice practical nursing by the Virginia Board of Nursing on March 10, 2010. Said license is set to expire December 31, 2015. Ms. Berry's primary state of residence is Virginia.
2. In the course of her employment with Trinity Mission of Farmville, Farmville, Virginia, on September 28, 2014, Ms. Berry improperly transferred Resident A from her wheel chair to her bed unassisted, contrary to the resident's care plan. The care plan stated that Resident A required a two-person lift or a Hoyer lift to transfer her. When Ms. Berry attempted to move Resident A without assistance, Resident A fell and fractured her leg.
3. Ms. Berry's employment with Trinity Mission of Farmville was terminated as a result of this incident.

CONCLUSIONS OF LAW

Finding of Fact No. 2 constitutes a violation of §54.1-3007(2), (5), and (8) of the Code of Virginia (1950), as amended (“Code”), and 18 VAC 90-20-300(A)(2)(f) of the Regulations Governing the Practice of Nursing.

CONSENT

Sara L. Berry, L.P.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 practical nursing in Virginia.

ORDER

WHEREFORE, on the basis of the foregoing, the Virginia Board of Nursing, effective upon entry of

1. Sara L. Berry, L.P.N. is hereby REPRIMANDED.

2. Ms. Berry 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

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

ENTERED: *August 14, 2015*

SEEN AND AGREED TO:

Sara L. Berry
Sara L. Berry, L.P.N.

COMMONWEALTH OF VIRGINIA,
COUNTY/CITY OF *ALBEMARLE* TO WIT:

Subscribed and sworn to before me, *SUSAN ELLEN MANTELL*, a Notary Public, this *6* day of *AUGUST, 2015*.

My commission expires *11-30-2017*.

Registration Number *309504*

Susan Ellen Mantell
NOTARY PUBLIC



Certified True Copy
By *[Signature]*
Virginia Board of Nursing