

VIRGINIA:

BEFORE THE BOARD OF NURSING

IN RE:

TABITHA S. NELSON, C.N.A. APPLICANT

CONSENT ORDER

The Virginia Board of Nursing ("Board") and Tabitha S. Nelson, as evidenced by her signature hereto, enter into the following Consent Order affecting Ms. Nelson's application for certification by examination to practice as a nurse aide in Virginia.

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

FINDINGS OF FACT

1. By application received May 11, 2015, Tabitha S. Nelson applied for certification by examination to practice as a nurse aide in the Commonwealth of Virginia.
2. On January 18, 2006, Ms. Nelson was convicted in the United States District Court for the Eastern District of Virginia, Norfolk, Virginia, of one count of conspiracy, one count of bank fraud, and one count of a false declaration before a grand jury, all felonies.
3. Ms. Nelson is currently making payments towards her fines and penalties in a timely manner.

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. Nelson otherwise meets the requirements of § 54.1-3023 of the Code.

CONSENT

Tabitha S. Nelson, 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 Consent Order affecting her application for certification to practice as a nurse aide 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 Tabitha S. Nelson for certification by examination to practice as a nurse aide is hereby APPROVED. Upon successful completion of the National Nurse Aide Assessment Program examination, the Board shall issue Ms. Pritchett an unrestricted certificate to practice as a nurse aide in the Commonwealth of Virginia.
2. Tabitha S. Nelson is hereby REPRIMANDED.
3. Ms. Nelson shall maintain a course of conduct in her capacity as a nurse aide 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 P. Douglas
Jay P. Douglas, M.S.M., R.N., C.S.A.C., F.R.E.
Executive Director, Virginia Board of Nursing

ENTERED: August 5th, 2015

SEEN AND AGREED TO:

Tabitha S. Nelson
Tabitha S. Nelson

Certified True Copy
By [Signature]
Virginia Board of Nursing

COMMONWEALTH OF VIRGINIA,
COUNTY/CITY OF Virginia Beach TO WIT:

Subscribed and sworn to before me, Kourtney Buccafurno, a Notary Public, this 31 day of July, 2015.

My commission expires 08/31/2017.

Registration Number 7555912.

Kourtney Michelle Buccafurno
NOTARY PUBLIC

KOURTNEY MECHELLE BUCCAFURNO
NOTARY PUBLIC
Commonwealth of Virginia
Reg. #7555912
My Commission Expires 08/31/2017