

informal conference proceeded in her absence.

3. On September 27, 2007, and between October 8, 2007, and October 14, 2007, during the course of her employment with Team Nurse, Inc., South Boston, Virginia, while assigned to provide home health care to Client A, Ms. McClary submitted time sheets for hours she had not actually worked. Client A's husband reported that Ms. McClary would arrive several hours late and only stayed one to two hours on each of these days. As a result, her employment was terminated on October 23, 2007.

CONCLUSIONS OF LAW

Finding of Fact #3 constitutes a violation of § 54.1-3007(2), (3) and (5) of the Code and 18 VAC 90-25-100(2)(d) of the Regulations Governing Certified Nurse Aides.

ORDER

WHEREFORE, it is hereby ORDERED as follows:


1. Renee D. McClary, C.N.A., is hereby REPRIMANDED.
2. Ms. McClary 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.

Since Ms. McClary failed to appear at the informal conference, this Order shall be considered final. Ms. McClary has the right to appeal this Order directly to the appropriate Virginia circuit court. As provided by Rule 2A:2 of the Supreme Court of Virginia, Ms. McClary has thirty (30) days from the date of service (the date she actually received this decision or the date it was mailed to her, whichever occurred first) within which to appeal this decision by filing a Notice of Appeal with Jay P. Douglas, R.N., M.S.M., C.S.A.C., Executive Director, Board of Nursing, at Perimeter Center, 9960 Mayland Drive, Suite 300, Richmond, Virginia 23233. In the event that this decision is served by mail, three (3) days are added

to that period.

Pursuant to § 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.

FOR THE BOARD




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

Entered: February 9th, 2009

Certificate of Service

I hereby certify that a true copy of the foregoing Order was mailed this day to Renee D. McClary, C.N.A., at 531 First Street, Danville, Virginia 24540.



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

February 9th, 2009
DATE