

VIRGINIA:

BEFORE THE BOARD OF NURSING

**IN RE: MAURI Y. HOPE, C.N.A.
Certificate No.: 1401-136371**

ORDER

In accordance with §§ 2.2-4019, 2.2-4021 and 54.1-2400(10) of the Code of Virginia (1950), as amended ("Code"), an informal conference was conducted on behalf of the Board of Nursing ("Board") on May 7, 2015, in Henrico County, Virginia. Mauri Y. Hope, C.N.A., was not present nor was he represented by legal counsel. Jane Elliott, R.N., Ph.D., serving as Agency Subordinate for the Board, submitted a Recommended Decision for consideration.

On July 15, 2015, a quorum of the Board met to receive and act upon the Recommended Decision of the Agency Subordinate. Mr. Hope was not present nor was he represented by legal counsel.

Based upon its review of the Recommended Decision of the Agency Subordinate, the Board makes the following Findings of Fact and Conclusions of Law and issues the following Order.

FINDINGS OF FACT

1. Mauri Y. Hope, C.N.A., was issued Certificate No. 1401-136371 to practice as a nurse aide in Virginia on April 21, 2010. The certificate is scheduled to expire on April 30, 2016.
2. By letter dated April 8, 2015, the Board of Nursing sent a Notice of Informal Conference ("Notice") to Mr. Hope notifying him that an informal conference would be held on May 7, 2015. The Notice was sent by certified and first class mail to 1584 Wood Duck Court, Woodbridge, Virginia 22191, the address of record on file with the Board of Nursing. The Notice sent by certified mail was accepted on April 10, 2015, by someone whose signature was illegible. As of May 7, 2015, the Notice sent by first class mail had not been returned to the Board. The Agency Subordinate concluded that adequate notice was provided to Mr. Hope and the informal conference proceeded in his absence.
3. Between November 20, 2014, and December 8, 2014, during the course of his employment with

Potomac Place Assisted Living Facility, Woodbridge, Virginia, Mr. Hope stole three checks from Resident A, forged the resident's signature and cashed the checks for a total of \$10,250.00. Resident A lived in the independent living section of the facility, and did not require care to be provided to her by Mr. Hope.

4. The alert and oriented resident confronted Mr. Hope about the stolen checks, and Mr. Hope admitted to the resident that he took the checks because his child and grandmother were ill and he needed the extra money.

5. Mr. Hope was arrested on January 5, 2015, and charged with obtaining money by false pretenses. He is scheduled to enter a plea in the Prince William County, Virginia, Circuit Court on July 2, 2015.

6. On December 8, 2014, Mr. Hope submitted a letter of resignation, effective December 22, 2014, to the facility. Mr. Hope submitted his resignation prior to his interview with the police, and his subsequent arrest.

7. Mr. Hope did not submit to an interview with the investigator for the Department of Health Professions.

CONCLUSIONS OF LAW

1. Finding of Fact No. 3 constitutes a violation of § 54.1-3007(2), (5) and (8) of the Code and 18 VAC 90-25-100(2)(h) of the Regulations Governing Certified Nurse Aides.

2. Finding of Fact No. 3 and Conclusion of Law No. 1 constitute a Finding of Misappropriation of patient property pursuant to 42 CFR § 483.156(b)(2) and (c)(1)(iv)(D) of the Code of Federal Regulations.

ORDER


WHEREFORE, it is hereby ORDERED as follows:

1. Certificate No. 1401-136371 of Mauri Y. Hope to practice as a nurse aide is REVOKED.
2. The certificate will be recorded as revoked.
3. A Finding of Misappropriation of patient property shall be ENTERED against Mr. Hope in the Virginia Nurse Aide Registry pursuant to 42 CFR § 483.13(c)(1)(ii)(B) and 42 CFR § 483.156(b)(2) and (c)(1)(iv)(D). This finding prohibits Mr. Hope's employment as a certified nurse aide in any long-term care facility that receives Medicare or Medicaid reimbursement, according to 42 CFR § 483.13(c)(1)(ii)(B).

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.

Since Mr. Hope failed to appear at the informal conference, this Order shall be considered final. Mr. Hope 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, Mr. Hope has thirty (30) days from the date of service (the date he actually received this decision or the date it was mailed to him, whichever occurred first) within which to appeal this decision by filing a Notice of Appeal with Jay P. Douglas, M.S.M., R.N., C.S.A.C., F.R.E., 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 days are added to that period.

FOR THE BOARD


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

Entered: July 21, 2015

Certified True Copy

By 
Virginia Board Of Nursing