

RECEIVED

JUN 15 2015

VA BD OF NURSING

**VIRGINIA:**

**BEFORE THE BOARD OF NURSING**

**IN RE: TENNILE M. ELY, C.N.A. REINSTATEMENT APPLICANT**  
**Certification No.: 1401-134275**

**CONSENT ORDER**

The Virginia Board of Nursing ("Board") and Tennille M. Ely, as evidenced by her signature hereto, enter into the following Consent Order affecting Ms. Ely's application for reinstatement of her certificate to practice as a nurse aide in the Commonwealth of Virginia.

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

**FINDINGS OF FACT**

1. Tennille M. Ely was issued Certificate No. 1401-134275 to practice as a nurse aide by the Virginia Board of Nursing on December 17, 2009. Said certificate expired on December 31, 2011.
2. Ms. Ely submitted an application for reinstatement of her certificate which was received by the Board on April 30, 2015.
3. On August 20, 2014, Ms. Ely was convicted in the Circuit Court for Louisa County, Virginia, of one count of petit larceny, a misdemeanor involving moral turpitude. She was sentenced to 12 months incarceration with 12 months suspended on the condition that she remain of good behavior for 24 months. She was also ordered to pay fines and restitution.
3. Ms. Ely paid all fines and restitution on December 19, 2014.
4. Ms. Ely has not performed nursing related activities for compensation in over two years.

**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. Pursuant to Finding of Fact No. 4 and 18 VAC 90-25-80(A)(4) of the Regulations Governing Certified Nurse Aides, Ms. Ely is required to retake the National Nurse Aide Assessment Program ("NNAAP") examination.

3. Ms. Ely otherwise meets the requirements for reinstatement of her certificate to practice as a nurse aide.

### CONSENT

Tennille M. Ely, 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 the reinstatement of her certificate 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 Consent Order, and in lieu of further proceedings, hereby ORDERS as follows:

1. The application of Tennille M. Ely for reinstatement of her certification to practice as a nurse aide is hereby APPROVED. Upon successful completion of the NNAAP examination, the Board shall issue Ms. Ely an unrestricted certificate to practice as a nurse aide in the Commonwealth of Virginia.
2. Ms. Ely is hereby REPRIMANDED.
3. Ms. Ely 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 Consent 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, R.N., M.S.M., C.S.A.C., F.R.E.  
Executive Director, Virginia Board of Nursing

ENTERED: June 18<sup>th</sup>, 2015

SEEN AND AGREED TO:

Tennille M. Ely  
Tennille M. Ely

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

Subscribed and sworn to before me, DANIELLE CHRISTINA SITES a Notary Public, this 11<sup>th</sup> day of JUNE, 2015.

My commission expires JUNE 30, 2018.

Registration Number 316839.

Danielle Christina Sites  
NOTARY PUBLIC

Certified True Copy

By [Signature]  
Virginia Board Of Nursing

