

VIRGINIA:

BEFORE THE BOARD OF NURSING

IN RE: LINDSEY N. FRY, C.N.A. APPLICANT

CONSENT ORDER

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

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

FINDINGS OF FACT

1. Lindsey N. Fry submitted an application for certification by examination to practice as a nurse aide in the Commonwealth of Virginia, which was received by the Board on September 16, 2014.
2. Ms. Fry was convicted of one count of misdemeanor shoplifting in the Circuit Court of Smyth County, Virginia on July 16, 2014. She was sentenced to 15 days incarceration, suspended, and ordered to pay fines and costs.
3. Ms. Fry provided evidence that all fines and costs had been paid in full.

CONCLUSIONS OF LAW

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

CONSENT

Lindsey N. Fry, 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 as a certified 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 Lindsey N. Fry for certification to practice as a nurse aide in Virginia is APPROVED. Upon successful completion of the NNAAP Examination, Ms. Fry shall be issued an unrestricted certificate to practice as a nurse aide.
2. Ms. Fry is hereby REPRIMANDED.
3. Ms. Fry shall maintain a course of conduct in her capacity as a certified 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, MS
So Jay P. Douglas, M.S.M., R.N., C.S.A.C., F.R.E.
Executive Director, Virginia Board of Nursing

ENTERED: June 1, 2015

SEEN AND AGREED TO:

Lindsey Fry
Lindsey N. Fry, C.N.A. Applicant

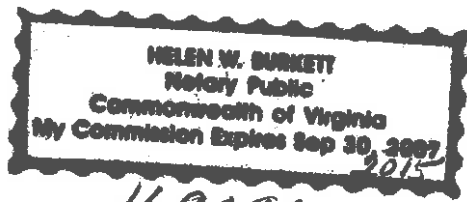
COMMONWEALTH OF VIRGINIA,
COUNTY/CITY OF Smyth, TO WIT:

Subscribed and sworn to before me, *Helen W. Burkett*, a Notary Public, this 21 day of May, 2015

My commission expires September 30, 2015

Registration Number 169892

Helen W. Burkett
NOTARY PUBLIC



169892