

VIRGINIA:

BEFORE THE BOARD OF NURSING

**IN RE: GLORIA SOLOMON, C.N.A.
Certificate No.: 1401-110191**

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 January 21, 2015, in Henrico County, Virginia. Gloria Solomon, C.N.A., was present and was not represented by legal counsel. Jane Elliott, R.N., Ph.D., serving as Agency Subordinate for the Board, submitted a Recommended Decision for consideration.

On March 25, 2015, a quorum of the Board met to receive and act upon the Recommended Decision of the Agency Subordinate. Ms. Solomon was not present nor was she 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. Gloria Solomon, C.N.A., was issued Certificate No. 1401-110191 to practice as a nurse aide in Virginia on August 23, 2005. The certificate is scheduled to expire on August 31, 2015.
2. By letter dated December 16, 2014, the Board of Nursing sent a Notice of Informal Conference ("Notice") to Ms. Solomon notifying her that an informal conference would be held on January 21, 2015. The Notice was sent by certified and first class mail to 4907 Sulky Drive, Henrico, Virginia 23228, the address of record on file with the Board of Nursing.
3. Between April 3, 2014 and June 1, 2014, during the course of her employment with Homewatch Caregivers, Richmond, Virginia, providing in-home care to Client A, Ms. Solomon borrowed money from the client in the amount of approximately \$1,390.00. Further, Ms. Solomon continued to go to Client A's home unannounced after her assignment ended asking for her job back.

4. Ms. Solomon admitted that she asked to borrow money from Client A, but insisted that she asked to borrow only \$100.00.

5. After two months of employment with Homewatch Caregivers, Ms. Solomon resigned her position with Homewatch Caregivers on July 1, 2014.

6. Ms. Solomon appeared at the informal conference walking with a cane. When the agency subordinate inquired about her health, Ms. Solomon stated that she had recently been released from the hospital. She stated that she had had several strokes and that her short term memory was not good. Ms. Solomon stated that despite her health issues, she felt that she could still practice as a nurse aide.

7. Ms. Solomon's witness stated that she did not believe that Ms. Solomon could safely practice as a nurse aide. The witness stated that she and Ms. Solomon have been friends for several years, and she has seen the changes in Ms. Solomon's health.

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)(e) and (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. 1401-110191 of Gloria Solomon to practice as a nurse aide is REVOKED.

2. The certificate will be recorded as revoked.

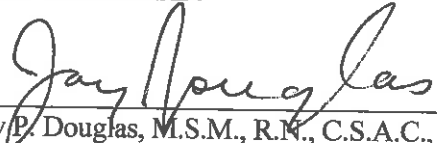
3. A Finding of Misappropriation of patient property shall be ENTERED against Ms. Solomon in the Virginia Nurse Aide Registry pursuant to 42 CFR § 483.13(c)(1)(ii)(B) and 42 CFR § 483.156(b)(2) and (c)(1)(iv)(D). This finding prohibits Ms. Solomon's employment as a certified nurse aide in any long-term 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.

Pursuant to Section 54.1-2400(10) of the Code, Ms. Solomon may, not later than 5:00 p.m., on **May 4, 2015**, notify Jay P. Douglas, M.S.M., R.N., C.S.A.C., F.R.E., Executive Director, Board of Nursing, 9960 Mayland Drive, Suite 300, Henrico, Virginia 23233, in writing that she desires a formal administrative hearing before the Board. Upon the filing with the Executive Director of a request for the hearing, this Order shall be vacated.

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: March 30th, 2015

This Order shall become final on May 4, 2015; unless a request for a formal administrative hearing is received as described above.

Certified True Copy

By 
Virginia Board Of Nursing