

VIRGINIA:

BEFORE THE BOARD OF NURSING

**IN RE: CRYSTAL SPINNER, C.N.A.
Certificate No.: 1401-126968**

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 February 10, 2015, in Henrico County, Virginia. Crystal Spinner, C.N.A., was not present nor was she represented by legal counsel. Judith E. Piersall, R.N., B.S.N., 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. Spinner 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. Crystal Spinner, C.N.A., was issued Certificate No. 1401-126968 to practice as a nurse aide in Virginia on October 25, 2008. The certificate is scheduled to expire on October 31, 2015.
2. By letter dated January 7, 2015, the Board of Nursing sent a Notice of Informal Conference ("Notice") to Ms. Spinner notifying her that an informal conference would be held on February 10, 2015. The Notice was sent by certified and first class mail to 8108 Timberlake Road, #119, Lynchburg, Virginia 24502, the address of record on file with the Board of Nursing. The certified mail receipt was signed on January 9, 2015. The Notice sent by first class mail was not returned to the Board office. The Agency Subordinate concluded that adequate notice was provided to Ms. Spinner and the

informal conference proceeded in her absence.

3. During the course of her employment at Liberty Ridge Health and Rehabilitation, Lynchburg, Virginia, on January 24, 2014, Ms. Spinner was impatient with a resident while feeding her breakfast. Ms. Spinner rushed the resident through the meal. Furthermore, Ms. Spinner refused to get the resident up into a chair, stating to the resident that she “goes to the bathroom too much.” The resident is alert and oriented and identified Ms. Spinner by name.

4. Ms. Spinner’s employment was terminated on January 28, 2014.

5. Ms. Spinner falsified the employment application for Liberty Ridge Healthcare Group, LLC, dated February 20, 2013, in that she failed to reveal her previous employment with Lynchburg Health and Rehabilitation.

6. Ms. Spinner falsified the employment application for Centra Health Care – Guggenheimer Nursing Home, dated May 19, 2014, in that she failed to reveal any of her previous employers.

7. Ms. Spinner was terminated for “violation of rules” from Medical Care Center in Lynchburg, Virginia after four months of employment. She was employed from June 24, 2010 until October 18, 2010. No further information was available from this employer.

8. In 2008, Ms. Spinner’s employment was terminated from Lynchburg Health and Rehab. The facility was unable to provide further information.

CONCLUSIONS OF LAW

1. Finding of Fact No. 3 constitutes a violation of § 54.1-3007(5) of the Code.

2. Findings of Fact Nos. 5 and 6 constitute a violation of § 54.1-3007(2) of the Code and 18 VAC 90-25-100(2)(d) of the Regulations Governing Certified Nurse Aides.

ORDER

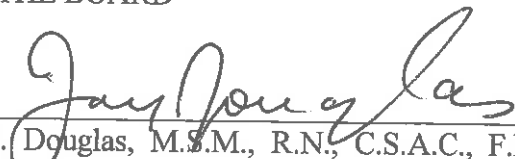
WHEREFORE, it is hereby ORDERED as follows:

1. Crystal Spinner, C.N.A., is hereby REPRIMANDED.
2. Ms. Spinner 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 Regulations Governing Certified Nurse Aides.

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 Ms. Spinner failed to appear at the informal conference, this Order shall be considered final. Ms. Spinner 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. Spinner 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, 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 (3) days are added to that period.

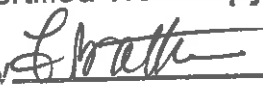
FOR THE BOARD



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

Entered: March 30TH, 2015

Certified True Copy

By 

Virginia Board Of Nursing