

VIRGINIA:

BEFORE THE BOARD OF NURSING

IN RE:

**KATHLEEN WHITE, C.M.T.
Certificate No.: 0019-007316**

CONSENT ORDER

The Virginia Board of Nursing ("Board") and Kathleen White, C.M.T., as evidenced by her signature hereto, enter into the following Consent Order affecting Ms. White's certificate to practice massage therapy in Virginia.

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

FINDINGS OF FACT

1. Kathleen White, C.M.T., was issued Certificate No. 0019-007316 to practice massage therapy by the Virginia Board of Nursing on March 21, 2008. Said certificate expired on December 31, 2012, was renewed on September 5, 2014, and is set to expire on December 31, 2016.
2. Between January 1, 2013, and September 4, 2014, Ms. White practiced massage therapy when she was not certified to do so.

CONCLUSIONS OF LAW

The Board finds that Finding of Fact No. 2 constitutes a violation of § 54.1-3007(2) and (5) of the Code of Virginia (1950), as amended ("Code"), and 18 VAC 90-50-70(D) and 18 VAC-90-50-90(2)(b), (h) and (i) of the Regulations Governing the Certification of Massage Therapists.

CONSENT

Kathleen White, C.M.T., 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 his/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 massage therapy 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. Kathleen White, C.M.T., is hereby REPRIMANDED.
2. Ms. White shall pay a MONETARY PENALTY of \$150.00 to the Board within 90 days of the entry of this Order.
3. Ms. White shall maintain a course of conduct in her capacity as a certified massage therapist commensurate with the requirements of § 54.1-3000 *et seq.* of the Code and the Board of Nursing Regulations.
4. Any violation of the terms and conditions of this Order or of any law or regulation affecting the practice of massage therapy in the Commonwealth of Virginia shall constitute grounds for the suspension or

revocation of the certificate of Kathleen White, C.M.T., and an administrative proceeding shall be convened to determine whether such certificate shall be suspended or revoked.

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

ENTERED: March 3, 2015

SEEN AND AGREED TO:


Kathleen White, C.M.T.

Certified True Copy

By 
Virginia Board of Nursing

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

Subscribed and sworn to before me, Gary W Hughes, a Notary Public, this 24th day of February, 2015.

My commission expires August 31, 2018.

Registration Number 266048.


NOTARY PUBLIC

