

VIRGINIA:

BEFORE THE BOARD OF NURSING

IN RE:

KIERRA MADDOX, R.N. APPLICANT

ORDER

Pursuant to §§ 2.2-4019, 2.2-4021, and 54.1-2400(10) of the Code of Virginia (1950), as amended (“Code”), a Special Conference Committee (“Committee”) of the Virginia Board of Nursing (“Board”) met on February 2, 2015 in Henrico County, Virginia, to receive and act upon the application of Kierra Maddox for licensure by examination to practice as a professional nurse and to inquire into allegations that grounds may exist to deny said application. Ms. Maddox was present and was represented by Nathan Mortier, Esquire.

Upon consideration of the evidence, the Committee adopts the following Findings of Fact and Conclusions of Law.

FINDINGS OF FACT

1. On November 4, 2014, Kierra Maddox submitted an application for licensure by examination to practice professional nursing in the Commonwealth of Virginia. Ms. Maddox’s primary state of residence is Virginia.
2. By letter dated December 29, 2014, the Board of Nursing sent a Notice of Informal Conference (“Notice”) to Ms. Maddox notifying her that an informal conference would be held on February 2, 2015. The Notice was sent by certified and first class mail to 7 Keeton Court, Hampton, Virginia, 23666, the address of record on file with the Board of Nursing. The Notice was also sent to Nathan Mortier, counsel for the respondent.
3. As evidenced in an Order of the Board entered September 16, 2014 (“Board’s Order”), during the course of her employment as a certified nurse aide with St. Francis Nursing Center, Newport News,

Virginia, on August 8, 2013, during the 7:00 a.m. to 3:30 p.m. shift, Ms. Maddox failed to provide incontinence care to Resident A and Resident B. Additionally, on August 9, 2013, from approximately 7:00 a.m. to 1:30 p.m., Ms. Maddox failed to provide incontinence care and ADL care to Resident B and failed to provide ADL care to Resident C. At the informal conference Ms. Maddox indicated that she regretted that she did not ask for help and she admitted to her wrongdoing.

4. By the Board's Order, Ms. Maddox's certificate to practice as a nurse aide in Virginia was indefinitely suspended for a period of not less than one year with a finding of Neglect to be entered against Ms. Maddox in the Virginia Nurse Aide Registry. Ms. Maddox may apply for reinstatement of her nurse aide certificate and is eligible to petition for removal of the finding of Neglect after a period of one year for the date of entry of the Board's Order. At the informal hearing Ms. Maddox indicated that she will request that her certificate be reinstated at the end of the one-year suspension.

5. Ms. Maddox's employment with St. Francis Nursing Center was terminated on August 9, 2013.

6. Ms. Maddox successfully completed the Registered Nurse Program at Norfolk State University, Norfolk, Virginia, in May, 2014.

7. Ms. Maddox is currently working as a personal care assistant with Stay at Home Personal Care, Hampton, Virginia.

CONCLUSIONS OF LAW

1. Finding of Fact No. 3 constitutes a violation of 54.1-3007(2), (3), (5) and (8) of the Code and 18 VAC 90-20-300(A)(2)(f) of the Regulations Governing the Practice of Nursing.

2. The Committee concludes that Ms. Maddox otherwise meets the requirements of § 54.1-3017 of the Code.

ORDER

On the basis of the foregoing, the Committee hereby ORDERS as follows:


1 The application of Kierra Maddox for licensure to practice professional nursing in Virginia is APPROVED. Upon successful completion of the NCLEX-RN examination, Ms. Maddox shall be issued an unrestricted license to practice as a professional nurse.

2. Ms. Maddox shall maintain a course of conduct in her capacity as a professional nurse 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 on request.

Pursuant to Section 54.1-2400(10) of the Code, Ms. Maddox may, not later than 5:00 p.m., on April 3, 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 COMMITTEE:


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

ENTERED: March 2, 2015

This Order shall become final on April 3, 2015, unless a request for a formal administrative hearing is received as described above.

Certified True Copy
By 
Virginia Board of Nursing