

1401-057879

VIRGINIA:

BEFORE THE BOARD OF NURSING

IN RE: TANIKA HOWARD, C.N.A. REINSTATEMENT APPLICANT

NOTICE OF HEARING

Pursuant to §§ 2.2-4020, 2.2-4024(F), and 54.1-2400(11) of the Code of Virginia (1950), as amended (“Code”), Tanika Howard, C.N.A., who, prior to its mandatory suspension by the Department of Health Professions on November 22, 2010, held Certificate No. 1401-057879, is hereby given notice that a formal administrative hearing will be held in the presence of a panel of the Board of Nursing. The hearing will be held on July 18, 2011, at 10:00 a.m., at the offices of the Department of Health Professions, Board of Nursing, Perimeter Center, 9960 Mayland Drive, Suite 201, Henrico, Virginia 23233, at which time Ms. Howard will be afforded the opportunity to be heard in person or by counsel.

At the hearing, Ms. Howard has the following rights, among others: the right to representation by counsel; the right to have witnesses subpoenaed and to present witnesses on her behalf; the right to present documentary evidence; and the right to cross-examine adverse witnesses. If Ms. Howard desires any witnesses to appear on her behalf, she must notify the Director of Administrative Proceedings, Department of Health Professions, 9960 Mayland Drive, Suite 300, Henrico, Virginia 23233, in accordance with the Instructions for Requesting Subpoenas.

The purpose of the hearing is to receive and act upon Ms. Howard’s application for reinstatement of her certificate to practice as a nurse aide in Virginia, and to inquire into evidence that Ms. Howard may have violated certain laws governing nurse aide practice in Virginia, as more fully set forth in the Statement of Particulars below.

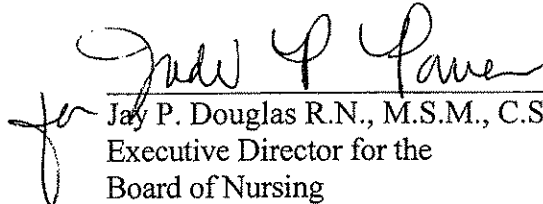
The burden rests upon Ms. Howard, as applicant, to demonstrate she is capable of resuming the safe and competent practice as a nurse aide in Virginia.

Pursuant to § 54.1-2409 of the Code, reinstatement of Ms. Howard's certificate requires the affirmative vote of three-fourths of the members of the Board in attendance at the hearing.

STATEMENT OF PARTICULARS

The Board alleges that Tanika Howard, C.N.A., may have violated § 54.1-3007(4) of the Code in that on or about September 1, 2010, Ms. Howard was convicted of theft of government property in the United States District Court, Eastern District of Virginia, Richmond Division. From approximately February 2003 until February 2008, Ms. Howard falsified her income in order to receive subsidized housing at no cost to her. Further, based on the falsification, Ms. Howard received a monthly stipend from a federal government housing assistance program that she was not entitled to receive.

FOR THE BOARD


for Jay P. Douglas R.N., M.S.M., C.S.A.C.
Executive Director for the
Board of Nursing

ENTERED: July 6, 2011