

VIRGINIA:

BEFORE THE BOARD OF NURSING

IN RE: TRACEY L. PETTUS

ORDER

Pursuant to § 2.2-4019, § 2.2-4021 and § 54.1-2400(10) of the Code of Virginia (1950), as amended (the "Code"), an informal conference was held before a Special Conference Committee of the Board of Nursing (the "Committee") on February 22, 2005, in Henrico County, Virginia, to receive and act upon evidence that Tracey L. Pettus may have violated certain laws and regulations governing the practice of a certified nurse aide in Virginia. Ms. Pettus was not present and was not represented by counsel.

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

FINDINGS OF FACT AND CONCLUSIONS OF LAW

1. Tracey L. Pettus previously held Certificate No. 1401-095852 issued by the Virginia Board of Nursing, which expired on December 31, 2004 due to non renewal.
2. Ms. Pettus violated § 54.1-3007(5) of the Code, in that, during the course of her employment at Onyx Assisted Living, Fredericksburg, Virginia, on or about October 2, 2003, she began swearing loudly at other staff and cursing the facility in general in a public hallway where residents and their family members could clearly hear her. Ms. Pettus was escorted from the premises, and her employment was terminated as a result of this incident.


ORDER

WHEREFORE, the Virginia Board of Nursing, effective upon entry of this Order, hereby ORDERS that Tracey L. Pettus be and hereby is REPRIMANDED.

Pursuant of Sections 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.

If Ms. Pettus does not consent to the Committee's decision and desires a hearing before the Board or a panel thereof, she shall notify Jay P. Douglas, R.N., M.S.M., C.S.A.C., Executive Director, Board of Nursing, in writing at 6603 West Broad Street, Fifth Floor, Richmond, Virginia 23230-1712 within thirty-three (33) days from the date of entry of this Order. This Order shall become final upon the expiration of the thirty-three day period unless a request for a formal hearing is received within such time. Upon receiving timely request for a hearing, the Board or a panel thereof shall then proceed with a hearing as provided in § 2.2-4020 and § 2.2-4021 of the Code.

FOR THE BOARD


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

Entered: March 2nd, 2005

CERTIFICATE OF SERVICE

I hereby certify that a certified copy of the foregoing Order was mailed on this day to Tracey L. Pettus, at P.O. Box 8558, Fredericksburg, Virginia 22404.

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

March 2nd, 2005
Date

Certified True Copy

By [Signature]
Virginia Board of Nursing