

VIRGINIA:

BEFORE THE BOARD OF NURSING

IN RE: LaSHON L. LASSITER, L.P.N.
License No.: 0002-068277

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 15, 2012, in Henrico County, Virginia. LaShon L. Lassiter, L.P.N., was not present nor was she represented by legal counsel. Jane Elliott, R.N., Ph.D., serving as Agency Subordinate for the Board, submitted a Recommended Decision for consideration.

On May 16, 2012, a quorum of the Board met to receive and act upon the Recommended Decision of the Agency Subordinate. Ms. Lassiter 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. LaShon L. Lassiter, L.P.N., was issued License No. 0002-068277 to practice practical nursing in Virginia on March 22, 2004. The license expired on September 21, 2011, due to the Nurse Licensure Compact. Her declared primary state of residence is North Carolina.
2. By letter dated January 27, 2012, the Board of Nursing sent a Notice of Informal Conference ("Notice") to Ms. Lassiter notifying her that an informal conference would be held on February 15, 2012. The Notice was sent by certified and first class mail to 957 Gas Light Lane, Virginia Beach, Virginia 23462, the address of record on file with the Board of Nursing. According to the U.S. Postal Service website, as of February 15, 2012, the certified mail remained at the post office unclaimed. The first class mail was not returned to the Board office. The Notice was also sent to 510 Williams Street,

Ahoskie, North Carolina 27910, a secondary address. The certified mail was delivered on February 1, 2012. The first class mail was not returned to the Board office. The Agency Subordinate concluded that adequate notice was provided to Ms. Lassiter and the informal conference proceeded in her absence.

3. Ms. Lassiter was employed in North Carolina from 2005 to 2011, and practiced there under her Virginia license with multistate privilege.

4. On August 31, 2011, an investigator with the Department of Health Professions interviewed a licensure specialist at the Virginia Board of Nursing and it was reported that Ms. Lassiter's Virginia license to practice practical nursing expired on November 30, 2006, and was renewed on January 9, 2007, and that it expired on November 30, 2010, and was renewed on April 22, 2011.

5. From December 1, 2006, to January 8, 2007, Ms. Lassiter practiced nursing at Port Human Services, Greenville, North Carolina, without a valid license or multistate privilege.

6. From December 1, 2010, to December 7, 2010, Ms. Lassiter practiced nursing at Metropolitan Community Health Services, Washington, North Carolina, without a valid license or multistate privilege.

7. On January 7, 2011, Ms. Lassiter presented an altered license verification form to Metropolitan Community Health Services, with an expiration date of November 30, 2012. Ms. Lassiter's employment was terminated on January 13, 2011.

8. On April 22, 2011, Ms. Lassiter renewed her license using a Virginia address as her address of record; however, on the applications for licensure by endorsement to North Carolina dated June 20, 2010, and February 11, 2008, Ms. Lassiter provided a North Carolina address as her address of record. Further, on August 12, 2011, Ms. Lassiter presented an investigator with the Department of Health Professions a North Carolina driver's license as a form of identification.

9. On February 7, 2011, the North Carolina Board of Nursing entered a Notice of Apparent

Violation and Demand to Cease and Desist practice against Ms. Lassiter.

CONCLUSIONS OF LAW

1. Findings of Fact Nos. 5 and 6 constitute a violation of §§ 54.1-3007(3), (5) and (8) and 54.1-3008(A)(2) and (4) of the Code.
2. Finding of Fact No. 7 constitutes a violation of § 54.1-3007(2), (3) and (5) of the Code and 18 VAC 90-20-300(A)(2)(e) of the Regulations Governing the Practice of Nursing ("Regulations").
3. Findings of Fact Nos. 7 and 8 constitute a violation of § 54.1-3007(1) of the Code and 18 VAC 90-20-300(A)(1)(b) of the Regulations.

ORDER

WHEREFORE, it is hereby ORDERED as follows:

1. The right of LaShon L. Lassiter, L.P.N., to renew License No. 0002-068277 is INDEFINITELY SUSPENDED.
2. The license will be recorded as suspended and no longer current.
3. At such time as Ms. Lassiter shall petition the Board for reinstatement of her license, an administrative proceeding will be convened to determine whether she is capable of resuming the safe and competent practice of practical nursing. Ms. Lassiter shall be responsible for any fees that may be required for the reinstatement and renewal of the license prior to issuance of the license to resume practice.

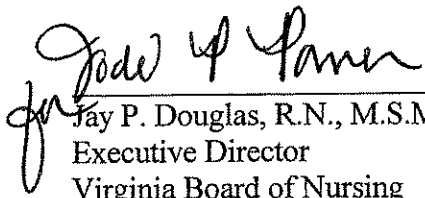
3. This suspension applies to any multistate privilege to practice practical nursing.

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. Lassiter failed to appear at the informal conference, this Order shall be considered final.

Ms. Lassiter 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. Lassiter 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, R.N., M.S.M., C.S.A.C., 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, R.N., M.S.M., C.S.A.C.
Executive Director
Virginia Board of Nursing

Entered: May 29, 2012