


Certified True Copy

By   
Virginia Board of Nursing



COMMONWEALTH of VIRGINIA

David E. Brown, D.C.  
Director

Department of Health Professions

Perimeter Center  
9960 Mayland Drive, Suite 300  
Henrico, Virginia 23233-1463

www.dhp.virginia.gov  
TEL (804) 367-4400  
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RECEIVED

AUG 14 2014

VA BD OF NURSING

August 14, 2014

Dulce Maria Turrubiates  
5930 Marshall Avenue  
Newport News, VA 23605

CERTIFIED MAIL  
DUPLICATE COPY  
VIA FIRST CLASS MAIL

RE: License No.: 0002-090917

DATE 8/14/14

Dear Ms. Turrubiates:

Pursuant to Section 54.1-2409 of the Code of Virginia (1950), as amended, ("Code"), you are hereby given notice that your license to practice nursing in the Commonwealth of Virginia has been mandatorily suspended by the enclosed Order entered August 14, 2014. You are hereby advised that, pursuant to Section 54.1-2409.1 of the Code, any person who practices a profession or occupation after having their license or certificate to do so suspended shall be guilty of a felony. Please return your license to Jay P. Douglas, Executive Director of the Virginia Board of Nursing, at the above address, immediately upon receipt of this letter.

Section 54.1-2409 of the Code further provides that you may apply to the Board of Nursing ("Board") for reinstatement of your license, and shall be entitled to a hearing not later than the next regular meeting of the Board after the expiration of sixty days from the receipt of such reinstatement application. You have the following rights, among others: to be represented by legal counsel, to have witnesses subpoenaed on your behalf, to present documentary evidence and to cross-examine adverse witnesses. The reinstatement of your license shall require the affirmative vote of three-fourths of the members present of the Board of Nursing.

Should you wish to petition the Board of Nursing for reinstatement of your license, contact Jay P. Douglas, Executive Director, at the above address or (804) 367-4599.

Sincerely,



David E. Brown, D.C., Director  
Department of Health Professions

cc: Andrew E. Behrns, Esquire  
Enclosures  
Case # 158353

**VIRGINIA:**

**BEFORE THE DEPARTMENT OF HEALTH PROFESSIONS**

**IN RE: DULCE MARIA TURRUBIATES, L.P.N.**  
**License No.: 0002-090917**

**ORDER**

In accordance with Section 54.1-2409 of the Code of Virginia (1950), as amended, ("Code"), I, David E. Brown, D.C., Director of the Virginia Department of Health Professions, received and acted upon evidence that Dulce Maria Turrubiates, L.P.N., was convicted of a felony charge in the United States District Court for the Eastern District of Virginia, Newport News Division, to wit: One (1) Count of False Statement to Purchase a Firearm. A certified copy of the Judgment in a Criminal Case is attached to this Order and is marked as Commonwealth's Exhibit No. 1.

WHEREFORE, by the authority vested in the Director of the Department of Health Professions pursuant to Section 54.1-2409 of the Code, it is hereby ORDERED that the license of Dulce Maria Turrubiates, L.P.N., to practice nursing in the Commonwealth of Virginia be, and hereby is, suspended.

Upon entry of this Order, the license of Dulce Maria Turrubiates, L.P.N., will be recorded as suspended and no longer current. Should Ms. Turrubiates seek reinstatement of her license pursuant to Section 54.1-2409 of the Code, she shall be responsible for any fees that may be required for the reinstatement and renewal of her license prior to issuance of her license to resume practice.

Pursuant to 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 a public record and shall be made available for public inspection and copying upon request.

  
\_\_\_\_\_  
David E. Brown, D.C., Director  
Department of Health Professions

ENTERED: 8/14/14



# COMMONWEALTH of VIRGINIA

David E. Brown, D.C.  
Director


## Department of Health Professions

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### CERTIFICATION OF DUPLICATE RECORDS

I, David E. Brown, D.C., Director of the Department of Health Professions, hereby certify that the attached Judgment in a Criminal Case dated July 21, 2014, regarding Dulce Maria Turrubiates, L.P.N., is a true copy of the records received from the United States District Court, Eastern District of Virginia, Newport News Division.

  
\_\_\_\_\_  
David E. Brown, D.C.

Date: 8/14/14

FILED  
JUL 21 2014  
CLERK, US DISTRICT COURT  
NORFOLK, VA

UNITED STATES DISTRICT COURT  
Eastern District of Virginia  
Newport News Division

UNITED STATES OF AMERICA

v.

DULCE MARIA TURRUBIATES

Defendant.

Case Number: 4:13cr00095-003

USM Number: 83229-083

Defendant's Attorney: Andrew Behrns, Esquire

Government's Attorney: Eric Hurt, AUSA

JUDGMENT IN A CRIMINAL CASE

The defendant pleaded guilty to Count 2 of the Superseding Indictment.

Accordingly, the defendant is adjudged guilty of the following count involving the indicated offense:


<u>Title and Section</u>	<u>Nature of Offense</u>	<u>Offense Class</u>	<u>Offense Ended</u>	<u>Count</u>
18 U.S.C. § 924(a)(1)(A) and 2	False Statement to Purchase a Firearm	Felony	January 25, 2013	2

On motion of the United States, the Court dismissed the remaining counts in the superseding indictment as to defendant DULCE MARIA TURRUBIATES.

As pronounced on July 16, 2014, the defendant is sentenced as provided in pages 2 through 5 of this Judgment. The sentence is imposed pursuant to the Sentencing Reform Act of 1984.

It is ORDERED that the defendant shall notify the United States Attorney for this district within 30 days of any change of name, residence, or mailing address until all fines, restitution, costs, and special assessments imposed by this judgment are fully paid. If ordered to pay restitution, the defendant must notify the court and United States Attorney of material changes in economic circumstances.

Signed this 21st day of July, 2014.

  
Raymond A. Jackson  
United States District Judge

A TRUE COPY, TESTE:  
CLERK, U.S. DISTRICT COURT

BY   
DEPUTY CLERK

COMMONWEALTH'S  
EXHIBIT  
1  
PENGAD 800-631-6869

Case Number: 4:13cr00095-003  
Defendant's Name: TURRUBIATES, DULCE MARIA

## PROBATION

The defendant is hereby placed on probation for a term of **THREE (3) YEARS**.

This term shall include a special condition of **ONE HUNDRED TWENTY (120) CONSECUTIVE DAYS** on Home Detention.

The Probation Office shall provide the defendant with a copy of the standard conditions and any special conditions of probation.

The defendant shall report to the probation office in the district to which the defendant is released within 72 hours of release from the custody of the Bureau of Prisons.

The defendant shall not commit another federal, state or local crime.

The defendant shall not unlawfully possess a controlled substance. The defendant shall refrain from any unlawful use of a controlled substance. The defendant shall submit to one drug test within 15 days of release from imprisonment and periodic drug tests thereafter, as determined by the court.

The defendant shall not possess a firearm, ammunition, destructive device, or any other dangerous weapon.

If this judgment imposes a fine or restitution obligation, it is a condition of supervised release that the defendant pay any such fine or restitution in accordance with the Schedule of Payments set forth in the Criminal Monetary Penalties sheet of this judgment.

## STANDARD CONDITIONS OF SUPERVISION

The defendant shall comply with the standard conditions that have been adopted by this court set forth below:

- 1) the defendant shall not leave the judicial district without the permission of the court or probation officer;
- 2) the defendant shall report to the probation officer and shall submit a truthful and complete written report within the first five days of each month;
- 3) the defendant shall answer truthfully all inquiries by the probation officer and follow the instructions of the probation officer;
- 4) the defendant shall support his or her dependents and meet other family responsibilities;
- 5) the defendant shall work regularly at a lawful occupation, unless excused by the probation officer for schooling, training, or other acceptable reasons;
- 6) the defendant shall notify the probation officer at least ten days prior to any change in residence or employment;
- 7) the defendant shall refrain from excessive use of alcohol and shall not purchase, possess, use, distribute, or administer any narcotic or other controlled substance or any paraphernalia related to such substances, except as prescribed by a physician;
- 8) the defendant shall not frequent places where controlled substances are illegally sold, used, distributed, or administered;
- 9) the defendant shall not associate with any persons engaged in criminal activity and shall not associate with any person convicted of a felony, unless granted permission to do so by the probation officer;
- 10) the defendant shall permit a probation officer to visit him or her at any time at home or elsewhere and shall permit confiscation of any contraband observed in plain view of the probation officer;
- 11) the defendant shall notify the probation officer within seventy-two hours of being arrested or questioned by a law enforcement officer;
- 12) the defendant shall not enter into any agreement to act as an informer for a special agent of a law enforcement agency without the permission of the court;
- 13) as directed by the probation officer, the defendant shall notify third parties of risks that may be occasioned by the defendant's criminal record or personal history or characteristics and shall permit the probation officer to make such notifications and to confirm the defendant's compliance with such notification requirement.

Case Number: 4:13cr00095-003  
Defendant's Name: TURRUBIATES, DULCE MARIA

### **SPECIAL CONDITIONS OF SUPERVISION**

While on probation pursuant to this Judgment, the defendant shall also comply with the following additional special conditions:

- 1) The defendant shall refrain from any unlawful use of a controlled substance and submit to one drug test within 15 days of release on supervised release and at least two periodic drug tests thereafter, as directed by the probation officer.
- 2) The defendant shall be on Home Detention, which shall include electronic monitoring at the defendant's expense, for a period of one hundred twenty (120) consecutive days. During this time, she shall remain at her place of residence except for employment and other activities approved in advance by the probation officer.
- 3) While on home detention, the defendant shall maintain a telephone at her place of residence without party lines, telephone answering machines, a modem, call forwarding, caller ID, call waiting, portable cordless telephones or any other devices or services that may interfere with the proper functioning of the electronic monitoring equipment for the above period. The defendant shall wear an electronic monitoring device, follow electronic monitoring procedures, and pay the cost of electronic monitoring, all as directed by the probation officer.
- 4) The defendant shall provide the probation officer access to any requested financial information.
- 5) The defendant shall participate in a program approved by the United States Probation Office for substance abuse, which program may include residential treatment and testing to determine whether the defendant has reverted to the use of drugs or alcohol, with partial costs to be paid by the defendant, all as directed by the probation officer.
- 6) The defendant shall waive all rights of confidentiality regarding substance abuse treatment in order to allow the release of information to the United States Probation Office and authorize communication between the probation officer and treatment provider.

Case Number: 4:13cr00095-003  
Defendant's Name: TURRUBIATES, DULCE MARIA

### CRIMINAL MONETARY PENALTIES

The defendant must pay the total criminal monetary penalties under the Schedule of Payments on Sheet 6.

	<u>Count</u>	<u>Assessment</u>	<u>Fine</u>	<u>Restitution</u>
	2	\$100.00	\$0.00	\$0.00
		\$0.00	\$0.00	\$0.00
<b>TOTALS:</b>		<b>\$100.00*</b>	<b>\$0.00</b>	<b>\$0.00</b>

\*The special assessment was paid in full on July 10, 2014

### FINES

No fines have been imposed in this case.

Case Number: 4:13cr00095-003  
Defendant's Name: TURRUBIATES, DULCE MARIA

## **SCHEDULE OF PAYMENTS**

Having assessed the defendant's ability to pay, payment of the total criminal monetary penalties is due as follows:

The special assessment is due and payable immediately.

Any balance remaining unpaid on the special assessment at the inception of supervision, shall be paid by the defendant in installments of not less than \$50.00 per month, until paid in full. Said payments shall commence 60 days after defendant's supervision begins.

Unless the court has expressly ordered otherwise, if this judgment imposes imprisonment, payment of criminal monetary penalties is due during imprisonment. All criminal monetary penalties, except those payments made through the Federal Bureau of Prisons' Inmate Financial Responsibility Program, are made to the Clerk of the Court.

The defendant shall receive credit for all payments previously made toward any criminal monetary penalties imposed.

Payments shall be applied in the following order: (1) assessment (2) restitution principal (3) restitution interest (4) fine principal (5) fine interest (6) community restitution (7) penalties and (8) costs, including cost of prosecution and court costs.

Nothing in the court's order shall prohibit the collection of any judgment, fine, or special assessment by the United States.