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VA BD OF NURSING

VIRGINIA:

BEFORE THE BOARD OF NURSING

IN RE:

BILLIE JO MARTIN, C.N.A. APPLICANT

CONSENT ORDER

The Virginia Board of Nursing ("Board") and Billie Jo Martin, as evidenced by her signature hereto, enter into the following Consent Order affecting Ms. Martin's application for certification by endorsement to practice as a nurse aide in Virginia.

The Board adopts the following Findings of Fact and Conclusions of Law.

FINDINGS OF FACT

1. By application received September 13, 2012, Billie Jo Martin applied for certification by endorsement as a nurse aide in the Commonwealth of Virginia.
2. Ms. Martin holds a certificate to practice as a nurse aide in the State of West Virginia which expires on November 28, 2013.
3. On July 1, 2009, in the Magistrate Court of Raleigh County, West Virginia, Ms. Martin was convicted of embezzlement. She was sentenced to 30 days in jail, suspended, and placed on unsupervised probation for six months. Ms. Martin was ordered to make restitution in the amount of \$900.00 plus court costs, all of which have been paid.

CONCLUSIONS OF LAW

1. Finding of Fact No. 3 constitutes a violation of § 54.1-3007(4) of the Code of Virginia (1950), as amended ("Code").
2. Ms. Martin otherwise meets the requirements of § 54.1-3023 of the Code.

CONSENT

Billie Jo Martin, by affixing her signature hereon, agrees to the following:

1. She has been advised to seek advice of counsel prior to signing this document;
2. She acknowledges that without her consent, no legal action can be taken against her except pursuant to the Virginia Administrative Process Act, § 2.2-4000(A) *et seq.* of the Code;
3. She acknowledges that she has the following rights, among others: the right to an informal fact finding conference before the Board, the right to reasonable notice of said hearing, the right to representation by counsel, and the right to cross-examine witnesses against her;
4. She waives all such right to an informal conference;
5. She admits to the Findings of Fact and Conclusions of Law contained herein and waives her right to contest such Findings of Fact and Conclusions of Law in any subsequent proceeding before the Board;
6. She consents to the entry of the following Order affecting her application for certification by endorsement to practice as a nurse aide in Virginia.

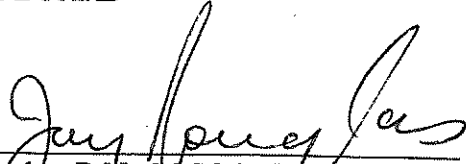
ORDER

WHEREFORE, on the basis of the foregoing, the Virginia Board of Nursing, effective upon entry of this Order, and in lieu of further proceedings, hereby ORDERS as follows:

1. The application of Billie Jo Martin for certification by endorsement as a nurse aide is APPROVED. Ms. Martin shall be issued an unrestricted certificate to practice as a nurse aide in the Commonwealth.
2. Billie Jo Martin is hereby REPRIMANDED.
3. Ms. Martin shall maintain a course of conduct in her capacity as a nurse aide commensurate with the requirements of § 54.1-3000 *et seq.* of the Code and the Regulations Governing Certified Nurse Aides.

Pursuant to §§ 2.2-4023 and 54.1-2400.2 of the Code, the signed original of this Consent 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 upon request.

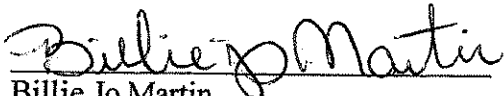
FOR THE BOARD



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

ENTERED: November 7th, 2012

SEEN AND AGREED TO:


Billie Jo Martin

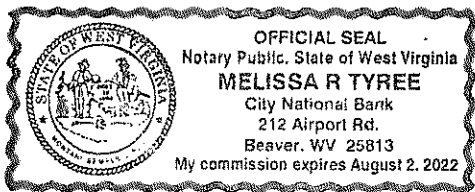
COMMONWEALTH OF VIRGINIA,
COUNTY/CITY OF Raleigh, TO WIT:

Subscribed and sworn to before me, Billie Jo Martin, a Notary Public, this 25 day of October, 2012.

My commission expires August, 2, 2022.

Registration Number Melissa R Tyree.

Melissa R Tyree
NOTARY PUBLIC



Certified True Copy

By [Signature]
Virginia Board of Nursing