

VIRGINIA:

BEFORE THE BOARD OF NURSING

**IN RE: AVANTE V. CARTER, L.P.N.
License No.: 0002-082921**

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 July 7, 2015, in Henrico County, Virginia. Avante V. Carter, L.P.N., was present and was not represented legal counsel. Judith Piersall, R.N., B.S.N., serving as Agency Subordinate for the Board, submitted a Recommended Decision for consideration.

On September 16, 2015, a quorum of the Board met to receive and act upon the Recommended Decision of the Agency Subordinate. Ms. Carter 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. Avante V. Carter, L.P.N., was issued License No. 0002-082921 to practice practical nursing in Virginia on July 22, 2010. The license expired on February 28, 2015. Ms. Carter's primary state of residence is Virginia.

2. By letter dated June 12, 2015, the Board of Nursing sent a Notice of Informal Conference ("Notice") to Ms. Carter notifying her that an informal conference would be held on July 7, 2015. The Notice was sent by certified and first class mail to P. O. Box 399, Gordonsville, Virginia 22942, the address of record on file with the Board of Nursing.

3. By Order entered October 3, 2014 (“Board’s Order”), the Board required Ms. Carter to complete the following NCSBN online courses by December 3, 2014: “*Professional Accountability and Legal Liability*”; “*Righting a Wrong: Ethics and Professionalism in Nursing*”; and “*Sharpening Critical Thinking Skills*”. This Order was based on findings that Ms. Carter failed to provide adequate care to her residents while employed with Trinity Mission of Charlottesville, Charlottesville, Virginia and Golden Living Assisted Living Facility, Charlottesville, Virginia.

4. Ms. Carter failed to complete the courses.

5. Ms. Carter stated to the Agency Subordinate that she did not take the courses because she did not have the money to do so. She stated that she was currently living in a shelter and was unemployed.

CONCLUSIONS OF LAW

Finding of Fact No. 4 constitutes a violation of Term 2 of the Board’s Order entered October 3, 2014.

ORDER

WHEREFORE, it is hereby ORDERED as follows:

1. The right of Avante V. Carter to renew License No. 0002-082921 to practice practical nursing is INDEFINITELY SUSPENDED.

2. The license will be recorded as suspended.

3. The suspension shall end upon Ms. Carter providing the Board with evidence that she has completed the following NCSBN online courses: “*Professional Accountability and Legal Liability*”; “*Righting a Wrong: Ethics and Professionalism in Nursing*”; and “*Sharpening Critical Thinking Skills*”. At such time, the indefinite suspension shall end, and Ms. Carter shall be issued an unrestricted license to practice as a practical nurse. These courses shall not be credited toward the

continued competency requirements for the next renewal or reinstatement of her license.

4. Ms. Carter shall be responsible for any fees required for the renewal or reinstatement of her license.


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

6. Ms. Carter is hereby REPRIMANDED.

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.

Pursuant to Section 54.1-2400(10) of the Code, Ms. Carter may, not later than 5:00 p.m., on November 8, 2015, notify Jay P. Douglas, M.S.M., R.N., C.S.A.C., F.R.E., Executive Director, Board of Nursing, 9960 Mayland Drive, Suite 300, Henrico, Virginia 23233, in writing that he/she desires a formal administrative hearing before the Board. Upon the filing with the Executive Director of a request for the hearing, this Order shall be vacated.

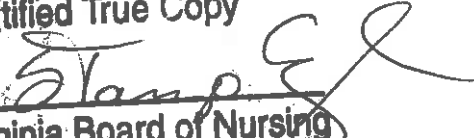
FOR THE BOARD:


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

ENTERED: October 6, 2015

This Order shall become final on November 8, 2015, unless a request for a formal administrative hearing is received as described above.

Certified True Copy

By: 
Virginia Board of Nursing