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VA BD OF NURSING

VIRGINIA:

BEFORE THE BOARD OF NURSING

IN RE:

NITISHA FENNEL, C.N.A. APPLICANT

CONSENT ORDER

The Virginia Board of Nursing ("Board") and Nitisha Fennell, as evidenced by her signature hereto, enter into the following Consent Order affecting Ms. Fennell's application for certification by examination 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 July 18, 2014, Nitisha Fennell applied for certification by examination as a nurse aide in the Commonwealth of Virginia.
2. On December 12, 2013, in the General District Court of Suffolk, Virginia, Ms. Fennell was convicted of petty larceny. She was sentenced to 60 days in jail, with 58 days suspended, and ordered to pay \$236.00 in fines and court costs in a deferred payment due December 10, 2014.

CONCLUSIONS OF LAW

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

CONSENT

Nitisha Fennell, 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 examination 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 Nitisha Fennell for certification by examination as a nurse aide is APPROVED. Upon successful completion of the NNAAP examination, Ms. Fennell shall be issued an unrestricted certificate to practice as a nurse aide in the Commonwealth.

2. Ms. Fennell is hereby REPRIMANDED.

3. Ms. Fennell 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


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

ENTERED: September 18, 2014

SEEN AND AGREED TO:

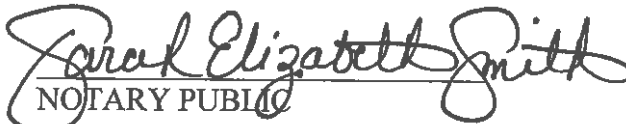

Nitisha Fennell

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

Subscribed and sworn to before me, Sarah Elizabeth Smith a Notary Public, this 12 day of September, 2014.

My commission expires July 31, 2018

Registration Number 7594532


NOTARY PUBLIC