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VA BD OF NURSING

VIRGINIA:

1401-170764  
BEFORE THE BOARD OF NURSING

IN RE:

CUNERIA S. FRACTION, C.N.A. APPLICANT

**CONSENT ORDER**

The Virginia Board of Nursing ("Board") and Cuneria S. Fraction, as evidenced by her signature hereto, enter into the following Consent Order affecting Ms. Fraction's application for certification as a nurse aide by examination in Virginia.

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

**FINDINGS OF FACT**

1. By application received May 23, 2014, Cuneria S. Fraction applied for certification by examination as a nurse aide in the Commonwealth of Virginia.
2. On June 25, 2013, Ms. Fraction was convicted in the General District Court for the City of Roanoke, Virginia, of one count of petit larceny, a misdemeanor involving moral turpitude. She was sentenced to 30 days incarceration with 26 days suspended and she was ordered to pay \$229.00 in fines and costs.
3. Ms. Fraction provided evidence that all fines and costs were paid on August 5, 2013.

**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. Fraction otherwise meets the requirements of § 54.1-3023 of the Code.

**CONSENT**

Cuneria S. Fraction, 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 Consent Order affecting her application for certification 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 Consent Order, and in lieu of further proceedings, hereby ORDERS as follows:

1. The application of Cuneria S. Fraction for certification as a nurse aide by examination is hereby APPROVED. Upon successful completion of the National Nurse Aide Assessment Program examination, the Board shall issue Ms. Fraction an unrestricted certificate to practice as a nurse aide in the Commonwealth of Virginia.
2. Ms. Fraction is hereby REPRIMANDED.
3. Ms. Fraction 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 Board of Nursing Regulations.

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.

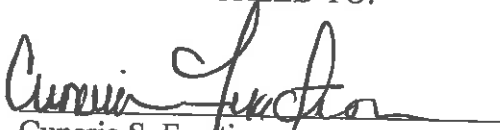
FOR THE BOARD



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

ENTERED: August 18, 2014

SEEN AND AGREED TO:

  
Cuneria S. Fraction

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

Subscribed and sworn to before me, Claudia A. Whitworth a Notary Public, this 8<sup>th</sup> day of Aug, 2014.

My commission expires Nov/30/2014.

Registration Number 227692.

  
NOTARY PUBLIC

Certified True Copy

By [Signature]  
Virginia Board Of Nursing