

**VIRGINIA:**

**BEFORE THE BOARD OF NURSING**

**IN RE:       VICKEARA L. GREEN, L.P.N. REINSTATEMENT APPLICANT**  
**License No.: 0002-085517**

**NOTICE OF HEARING**

Pursuant to §§ 2.2-4020, 2.2-4024(F), and 54.1-2400(11) of the Code of Virginia (1950), as amended (“Code”), Vickeara L. Green, who, prior to its mandatory suspension by the Department of Health Professions on December 19, 2013, held License No. 0002-085517 to practice practical nursing in Virginia, is hereby given notice that a formal administrative hearing will be held in the presence of a panel of the Board of Nursing. The hearing will be held on July 16, 2014, at 1:00 p.m., at the offices of the Department of Health Professions, Board of Nursing, Perimeter Center, 9960 Mayland Drive, Suite 201, Henrico, Virginia 23233, at which time Ms. Green will be afforded the opportunity to be heard in person or by counsel.

At the hearing, Ms. Green has the following rights, among others: the right to representation by counsel; the right to have witnesses subpoenaed and to present witnesses on her behalf; the right to present documentary evidence; and the right to cross-examine adverse witnesses. If Ms. Green desires any witnesses to appear on her behalf, she must notify the Director of Administrative Proceedings, Department of Health Professions, 9960 Mayland Drive, Suite 300, Henrico, Virginia 23233, in accordance with the Instructions for Requesting Subpoenas.

The purpose of the hearing is to receive and act upon the application of Vickeara L. Green for reinstatement of her license to practice practical nursing in Virginia, which was mandatorily suspended on December 19, 2013, and to inquire into evidence that Ms. Green may have violated certain laws and regulations governing practical nursing practice in Virginia, as more fully set forth in the Statement of Particulars below.

The burden rests upon Ms. Green, as the applicant, to demonstrate that she is capable of resuming the safe and competent practice of practical nursing in Virginia.

Pursuant to § 54.1-2409 of the Code, reinstatement of Ms. Green's license requires the affirmative vote of three-fourths of the members of the Board in attendance at the hearing.

### **STATEMENT OF PARTICULARS**

The Board alleges that:

1. Vickeara L. Green may have violated § 54.1-3007(7) of the Code in that pursuant to a Final Decision and Order entered October 28, 2013, by the Maryland Board of Nursing, Ms. Green's practical nursing license, multistate privilege to practice practical nursing and nursing assistant certificate were permanently revoked. Said action led to the mandatory suspension of Ms. Green's license to practice practical nursing in Virginia.

2. Ms. Green may have violated §§ 54.1-3007(3) and 54.1-3008(A)(2) and (5) of the Code in that, from on or about December 27, 2013 to February 14, 2014, Ms. Green knowingly practiced practical nursing at Sunrise Senior Living, Silver Spring, Maryland, without a valid license or multistate privilege to practice pursuant to the Nurse Licensure Compact.

3. Ms. Green may have violated § 54.1-3007(4) of the Code in that, on or about May 7, 2013, in the Circuit Court for Baltimore City, Maryland, Ms. Green pled guilty and was convicted of conspiracy to commit bribery of a public employee, a misdemeanor involving moral turpitude.

4. Ms. Green may have violated § 54.1-3007(1), (3) and (5) of the Code and 18 VAC 90-20-300(A)(1)(a) of the Regulations Governing the Practice of Nursing ("Regulations") in that, on or about August 9, 2006, Ms. Green fraudulently obtained a geriatric nursing assistant certificate and on or about December 1, 2006, she fraudulently obtained a medication aide certificate, from the Maryland Board of Nursing, although she had not taken any board-approved training courses or passed the required competency

examinations. Ms. Green obtained the certificates by paying a sum of money to a Maryland Board of Nursing employee. Said action resulted in the above-referenced conviction and formed the basis for the Maryland permanent revocations on October 28, 2013, leading to the mandatory suspension of her license in Virginia.

5. Ms. Green may have violated § 54.1-3007(1), (3) and (5) of the Code and 18 VAC 90-20-300(A)(1)(b) of the Regulations in that on the application for reinstatement of her Virginia license dated May 7, 2014, when asked to list all of her employers since her license was suspended or revoked, Ms. Green failed to reveal her employment at Sunrise Senior Living.

6. Ms. Green may have violated § 54.1-3007(2) and (3) of the Code and 18 VAC 90-20-300(A)(2)(n) of the Regulations in that on the employment history form she submitted to the investigator with the Department of Health Professions on or about May 30, 2014, Ms. Green failed to provide her dates of employment at Sunrise Senior Living.

7. Ms. Green may have violated § 54.1-3007(2), (3) and (5) of the Code and 18 VAC 90-20-300(A)(2)(e) of the Regulations in that on the application for employment with Sunrise Senior Living dated August 13, 2013, Ms. Green answered “no” to the question “have you ever received a verdict other than not guilty in any kind of criminal proceeding, including but not limited to felonies, misdemeanors or traffic related offenses,” when, in fact, she had pled guilty to the above-referenced criminal conviction. Ms. Green also answered “no” to the question “were you disciplined during your employment” [at Ginger Cove Health Center]; however, she was counseled on several occasions.

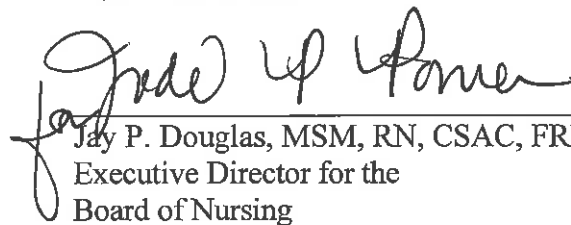
8. Ms. Green may have violated §§ 54.1-3007(2) and (5) and 54.1-3033 of the Code and 18 VAC 90-20-181 and 90-20-300(A)(2)(p)<sup>1</sup> of the Regulations, as evidenced by the following:

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<sup>1</sup> Effective November 21, 2013, the violation that appeared previously in 18 VAC 90-20-300(A)(2)(o), ‘[v]iolating any provision of this chapter,’ has been renumbered as 18 VAC 90-20-300(A)(2)(p).

- a. On or about August 12, 2011, Ms. Green submitted an application for licensure as a practical nurse by endorsement and declared Virginia as her primary state of residence.
- b. On or about June 11, 2012, Ms. Green surrendered her Virginia driver's license and was issued a Maryland driver's license, based on her providing a Maryland address of record to establish in-state residency for her daughter's college tuition. Ms. Green failed to notify the Virginia Board of Nursing or the Maryland Board of Nursing of her change in residency status and failed to apply for nursing licensure in Maryland in compliance with the Nurse Licensure Compact.
- c. On the application for employment with Bay Woods of Annapolis, Maryland, dated April 18, 2013, Ms. Green provided a Maryland residential address.
- d. On the Probation/Supervision Order entered with the Circuit Court of Baltimore, Maryland, on May 7, 2013, Ms. Green provided a Maryland residential address.

FOR THE BOARD

  
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Jay P. Douglas, MSM, RN, CSAC, FRE  
Executive Director for the  
Board of Nursing

ENTERED: June 30, 2014