

**VIRGINIA:**

**BEFORE THE BOARD OF NURSING**

**IN RE: DULCE M. TURRUBIATES, L.P.N. REINSTATEMENT APPLICANT**  
**License No.: 0002-090917**

**ORDER**

Pursuant to §§ 2.2-4020, 54.1-110 and 54.1-2400(11) of the Code of Virginia (1950), as amended ("Code"), a formal administrative hearing was held before a panel of the Board of Nursing ("Board") on November 20, 2014, in Henrico County, Virginia, to receive and act upon Dulce M. Turrubiates' application for reinstatement of her license to practice practical nursing in Virginia, which was mandatorily suspended by the Department of Health Professions on August 14, 2014, and to inquire into evidence that Ms. Turrubiates may have violated certain laws governing practical nursing practice in Virginia. The case was presented by Amanda E. M. Blount, Adjudication Specialist, Administrative Proceedings Division. James Rutkowski, Assistant Attorney General, was present as legal counsel for the Board. Ms. Turrubiates was present and was represented by Thomas L. Hunter, Esquire. The proceedings were recorded by a certified court reporter.

Upon consideration of the evidence presented, the Board adopted the following Findings of Fact and Conclusions of Law.

**FINDINGS OF FACT**

1. Dulce M. Turrubiates was issued License Number 0002-090917 to practice as a practical nurse in the Commonwealth of Virginia on June 18, 2014. Said license was mandatorily suspended pursuant to § 54.1-2409 of the Code by Order of the Director of the Department of Health Professions on August 14, 2014. Her primary state of residence is Virginia.
2. Ms. Turrubiates submitted an application for reinstatement of said license, which was received by the Board on August 22, 2014.

3. By an order entered on July 21, 2014, by the United States District Court for the Eastern District of Virginia, Newport News Division, Ms. Turrubiates was convicted of one count of false statement to purchase a firearm, a felony. This conviction formed the basis of the mandatory suspension of her license to practice practical nursing by the Virginia Department of Health Professions. The court ordered that Ms. Turrubiates be placed on 120 days of home confinement and probation for three years and ordered her to pay a special assessment of \$100.00, which, according to the court order, she has paid.

4. Ms. Turrubiates submitted a letter from Riverside Rehabilitation Center, Hampton, Virginia, dated October 31, 2014, which stated that she could return to work if the Board reinstated her practical nursing license. She also submitted to the Board several letters of support from friends and co-workers.

#### CONCLUSION OF LAW

The Board concludes that Finding of Fact No. 3 constitutes a violation of § 54.1-3007(4) of the Code.

#### ORDER

WHEREFORE, the Virginia Board of Nursing, effective upon entry of this Order, hereby ORDERS as follows:

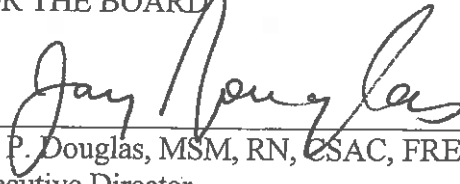
1. By affirmative vote of at least three-fourths of the members of the Board at the hearing, License No. 0002-090917 issued to Dulce M. Turrubiates to practice practical nursing in the Commonwealth of Virginia, is hereby REINSTATED.

2. Ms. Turrubiates is hereby REPRIMANDED.

3. Ms. Turrubiates shall maintain a course of conduct in her capacity as a practical nurse 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 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 on request.

FOR THE BOARD



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

December 11<sup>th</sup>, 2014  
ENTERED

**NOTICE OF RIGHT TO APPEAL**

As provided by Rule 2A:2 of the Supreme Court of Virginia, you have 30 days from the date you are served with this Order in which to appeal this decision by filing a Notice of Appeal with Jay P. Douglas, MSM, RN, CSAC, FRE, Executive Director, Board of Nursing, 9960 Mayland Drive, Suite 300, Henrico, Virginia 23233. The service date shall be defined as the date you actually received this decision or the date it was mailed to you, whichever occurred first. In the event this decision is served upon you by mail, three days are added to that period.

**Certified True Copy**

By drahan  
Virginia Board Of Nursing