

VIRGINIA:

BEFORE THE BOARD OF NURSING

IN RE: LATOYA SIVELS, C.N.A. REINSTATEMENT APPLICANT
Certificate No.: 1401-126820

CONSENT ORDER

The Virginia Board of Nursing ("Board") and Latoya Sivels, C.N.A., as evidenced by her signature hereto, enter into the following Consent Order affecting Ms. Sivels' application for reinstatement of her certificate to practice as a nurse aide in Virginia.

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

FINDINGS OF FACT

1. Latoya Sivels, C.N.A., was issued Certificate No. 1401-126820 to practice as a nurse aide by the Virginia Board of Nursing on October 22, 2008. Said certificate expired on November 9, 2012.
2. Ms. Sivels submitted an application for reinstatement of her certificate which was received by the Board on April 10, 2014.
3. On November 16, 2012, Ms. Sivels was convicted of larceny in the Norfolk, Virginia, General District Court. She was sentenced to 90 days of incarceration, with 90 days suspended, placed on supervised probation for two years, and ordered to pay \$215.00 in court costs.
4. Ms. Sivels provided evidence that she paid the court costs on March 11, 2013, and was released from supervised probation on November 16, 2013.

CONCLUSIONS OF LAW

1. Finding of Fact No. 3 constitutes a violation of § 54.1-3007(4) of the Code of Virginia (1950), as amended ("Code").
2. Ms. Sivels otherwise meets the requirements of 18 VAC 90-25-80(B) of the Regulations Governing Certified Nurse Aides.

CONSENT

Latoya Sivels, C.N.A., 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 reinstatement of her certificate 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 Latoya Sivels for reinstatement of her certificate to practice as a nurse aide in Virginia is APPROVED.
2. Ms. Sivels is hereby REPRIMANDED.
3. Ms. Sivels shall maintain a course of conduct in her capacity as a certified 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 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
Jay P. Douglas, M.S.M., R.N., C.S.A.C., F.R.E.
Executive Director, Virginia Board of Nursing

ENTERED: July 10th, 2014

SEEN AND AGREED TO:

Latoya Sivels
Latoya Sivels, C.N.A.

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

Subscribed and sworn to before me, Louisa Bowman, a Notary Public, this 2nd day of July, 2014.

My commission expires 12/31/2017

Registration Number 7542323



LOUISA COLEMAN
NOTARY PUBLIC 7542323
COMMONWEALTH OF VIRGINIA

Louisa Bowman
NOTARY PUBLIC

MY COMMISSION EXPIRES DECEMBER 31, 2017

I was commissioned a notary public
Louisa Bowman

Certified True Copy

By L. Bowman
Virginia Board Of Nursing