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VA BD OF NURSING

**VIRGINIA:**

**BEFORE THE BOARD OF NURSING**

**IN RE:**

**KYAIRA N. MOORE, C.N.A. APPLICANT**

**CONSENT ORDER**

The Virginia Board of Nursing ("Board") and Kyaira N. Moore, as evidenced by her signature hereto, enter into the following Consent Order affecting Ms. Moore'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 signed March 5, 2014, Kyaira N. Moore applied for certification by examination as a nurse aide in the Commonwealth of Virginia.
2. On January 17, 2013, Ms. Moore was convicted in the General District Court of the City of Williamsburg/James City County, Virginia, of one count of petit larceny, a misdemeanor involving moral turpitude. She received 90 days incarceration with all time suspended for two years, she was ordered to pay a \$100.00 civil penalty and \$20.00 restitution to CVS, perform 20 hours of community service, and pay associated fines and costs. She completed the community service and paid the restitution by May 30, 2013, and paid the remaining fines and costs on August 26, 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. Moore otherwise meets the requirements of § 54.1-3023 of the Code.

### CONSENT

Kyaira N. Moore, 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 Kyaira N. Moore 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. Moore an unrestricted certificate to practice as a nurse aide in the Commonwealth of Virginia.
2. Ms. Moore is hereby REPRIMANDED.

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

ENTERED: July 9<sup>th</sup>, 2014

SEEN AND AGREED TO:

Kyaira Moore  
Kyaira N. Moore

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

Subscribed and sworn to before me, Melissa Sabo, a Notary Public, this 1<sup>st</sup> day of July, 2014.

My commission expires October 31, 2014.

Registration Number 299447.

Melissa Sabo  
NOTARY PUBLIC



Certified True Copy

By L. Bratta  
Virginia Board Of Nursing