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VA BD OF NURSING

Virginia Board of Nursing

COMMONWEALTH of VIRGINIA

David E. Brown, D.C.  
Director

Department of Health Professions

Perimeter Center  
9960 Mayland Drive, Suite 300  
Henrico, Virginia 23233-1463

www.dhp.virginia.gov  
TEL (804) 367-4400  
FAX (804) 527-4475

June 19, 2014

Autumn Lynn Whitt  
P.O. Box 2126  
Clintwood, VA 24228

CERTIFIED MAIL

DUPLICATE COPY  
VIA FIRST CLASS MAIL

DATE 6/19/14

RE: License No.: 0002-079186

Dear Ms. Whitt:

Pursuant to Section 54.1-2409 of the Code of Virginia (1950), as amended, ("Code"), you are hereby given notice that your license to practice nursing in the Commonwealth of Virginia has been mandatorily suspended by the enclosed Order entered June 19, 2014. You are hereby advised that, pursuant to Section 54.1-2409.1 of the Code, any person who practices a profession or occupation after having their license or certificate to do so suspended shall be guilty of a felony. Please return your license to Jay P. Douglas, Executive Director of the Virginia Board of Nursing, at the above address, immediately upon receipt of this letter.

Section 54.1-2409 of the Code further provides that you may apply to the Board of Nursing ("Board") for reinstatement of your license, and shall be entitled to a hearing not later than the next regular meeting of the Board after the expiration of sixty days from the receipt of such reinstatement application. You have the following rights, among others: to be represented by legal counsel, to have witnesses subpoenaed on your behalf, to present documentary evidence and to cross-examine adverse witnesses. The reinstatement of your license shall require the affirmative vote of three-fourths of the members present of the Board of Nursing.

Should you wish to petition the Board of Nursing for reinstatement of your license, contact Jay P. Douglas, Executive Director, at the above address or (804) 367-4599.

Sincerely,

David E. Brown, D.C., Director  
Department of Health Professions

cc: Joshua Ryan Evans, Esquire  
Enclosures  
Case # 152536

**VIRGINIA:**

**BEFORE THE DEPARTMENT OF HEALTH PROFESSIONS**

**IN RE: AUTUMN LYNN WHITT, L.P.N.**  
**License No.: 0002-079186**


**ORDER**

In accordance with Section 54.1-2409 of the Code of Virginia (1950), as amended, ("Code"), I, David E. Brown, D.C., Director of the Virginia Department of Health Professions, received and acted upon evidence that Autumn Lynn Whitt, L.P.N., was convicted of a felony charge in the Circuit Court for the County of Dickenson, Virginia, to wit: One (1) Count of Manufacture Methamphetamine. A certified copy of the Sentencing Order is attached and is marked as Commonwealth's Exhibit No. 1.

WHEREFORE, by the authority vested in the Director of the Department of Health Professions pursuant to Section 54.1-2409 of the Code, it is hereby ORDERED that the privilege of Autumn Lynn Whitt, L.P.N., to renew her license to practice nursing in the Commonwealth of Virginia be, and hereby is, SUSPENDED.

Upon entry of this Order, the license of Autumn Lynn Whitt, L.P.N., will be recorded as suspended. Should Ms. Whitt seek reinstatement of her license pursuant to Section 54.1-2409 of the Code, she shall be responsible for any fees that may be required for the reinstatement and renewal of her license prior to issuance of her license to resume practice.

Pursuant to Sections 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 a public record and shall be made available for public inspection and copying upon request.

  
\_\_\_\_\_  
David E. Brown, D.C., Director  
Department of Health Professions

ENTERED: 6/19/14



# COMMONWEALTH of VIRGINIA

David E. Brown, D.C.  
Director

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## CERTIFICATION OF DUPLICATE RECORDS

I, David E. Brown, D.C., Director of the Department of Health Professions, hereby certify that the attached Sentencing Order entered May 7, 2014, regarding Autumn Lynn Whitt, L.P.N., are true copies of the records received from the Circuit Court for the County of Dickenson, Virginia.

  
\_\_\_\_\_  
David E. Brown, D.C.

Date: 6/19/14

SENTENCING ORDER

VIRGINIA:

IN THE CIRCUIT COURT FOR DICKENSON COUNTY (FIPS CODE 051)

HEARING DATE: 05/01/2014

JUDGE: WILLIAMS

COMMONWEALTH OF VIRGINIA

VS: CR13-447

AUTUMN LYNN WHITT

This case came before the Court for sentencing of the defendant, Autumn Lynn Whitt, who was led to the bar, and came also her attorney, Joshua Evans. The Commonwealth was represented by Joshua H. Newberry.

It appearing that the Court, on the 20<sup>th</sup> day of February 2014, found the defendant in CR13-447 guilty of Manufacture Methamphetamine.

The pre-sentence report was considered and is ordered filed as a part of the record in this case in accordance with the provisions of §19.2-299.

Pursuant to Virginia Code §19.2-298.01, the Court certifies that it has reviewed and considered the suitability of the applicable discretionary sentencing guidelines, and the worksheets prepared in accordance therewith, and that the worksheets are made a part of the record in this case.

Before pronouncing sentence, the Court inquired if the defendant desired to make a statement and if the defendant desired to advance any reason why judgement should not be pronounced.

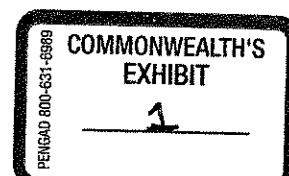
The Court SENTENCES the defendant to:

In Case No. CR13-447 - Incarceration in the penitentiary of this Commonwealth for a period of FIFTEEN YEARS.

THE TOTAL SENTENCE IMPOSED IS FIFTEEN YEARS.

The Court SUSPENDS FOURTEEN YEARS of the sentence in CR13-447, for a TOTAL SUSPENSION of FOURTEEN YEARS upon the following conditions:

GOOD BEHAVIOR: The defendant shall be of good behavior from this date and throughout her term of probation.



**SUPERVISED PROBATION:** The defendant is placed on probation, to begin upon her release from incarceration, under the supervision of a Probation Officer, for 5 years, or unless sooner released by the Court or by the Probation Officer. The defendant shall comply with all the rules and requirements set by the Probation Officer. Probation shall include substance abuse counseling and/or testing as prescribed by the Probation Officer, SVCC Case Worker, or substance abuse counselor. Additional requirements of probation are that the defendant shall pay the costs incurred by the Commonwealth in this case; she shall be gainfully employed for at least 32 hours per week, or shall be required to perform community service work, under the supervision of SVCC, for at least 40 hours per week.

**ADDITIONAL TERMS OF PROBATION:** The defendant is **ORDERED** to obey the following additional terms of probation:

1. Not possess or consume alcohol in any form.
2. Not possess or consume any non-prescription controlled substance
3. Not possess or use Spice, K2, Bath Salts, Incense, Synthetic Marijuana or such.
4. Not possess or consume any prescription controlled substance without having a valid prescription therefore, and then to only take a therapeutic dose in accordance with that prescription.
5. Select one doctor and one pharmacy for all her medical needs.
6. Inform her doctor that she is on probation and request non-narcotic medications where medically appropriate.
7. Perform community service litter pickup.
8. Drug Screens are to be provided to Probation Officer.

**DETENTION INCARCERATION PROGRAM:** The defendant is **Ordered** to enter and successfully complete the Detention Incarceration Program.

**DIVERSION CENTER INCARCERATION PROGRAM:** The defendant is **Ordered** to enter and successfully complete the Diversion Center Incarceration Program.

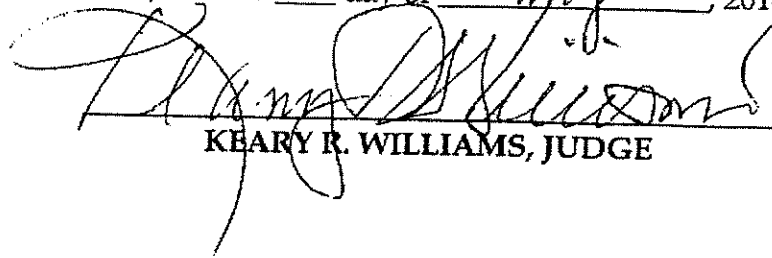
**RESTITUTION:** The defendant is **Ordered** to pay restitution in an amount to be determined. Pursuant to §19.2-305.4 of the code of Virginia, interest begins accruing from the Court date until paid in full.

**CREDIT FOR TIME SERVED:** The defendant shall be given credit for time spent in confinement while awaiting trial pursuant to Code §53.1-187.

The Court certifies that at all times during the trial of this case the defendant was personally present and her attorney was likewise personally present and capably represented the defendant, and that the accused was advised of her right to file a petition for a writ of error as to said conviction and sentence.

**And the defendant is remanded.**

ENTER THIS ORDER, this the 7<sup>m</sup> day of May, 2014.

  
KEARY R. WILLIAMS, JUDGE

I HEREBY CERTIFY THAT THE FOREGOING IS A TRUE COPY OF THE ORIGINAL RECORD IN MY OFFICE.

RICHARD EDWARDS, CLERK  
DICKENSON COUNTY CIRCUIT COURT  
BY: Jg Base DEPUTY CLERK DATE: 6-03-14

**DEFENDANT INFORMATION:**

AUTUMN LYNN WHITT

SSN:

DOB:

SEX: FEMALE

**SENTENCING SUMMARY:**

TOTAL SENTENCE IMPOSED: FIFTEEN YEARS

TOTAL SENTENCE SUSPENDED: FOURTEEN YEARS

TOTAL TIME TO SERVE: TWELVE MONTHS

VIRGINIA CRIME CODE

NAR-3131-F9