

**VIRGINIA:**

**BEFORE THE BOARD OF NURSING**

**IN RE: LATOYA WASHINGTON, C.N.A.  
Certificate No.: 1401-110511**

**AMENDED 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”), Latoya Washington, C.N.A., who holds Certificate No. 1401-110511, which expired on September 30, 2013, 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 May 19, 2014, at 9:30 a.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. Washington will be afforded the opportunity to be heard in person or by counsel.

At the hearing, Ms. Washington 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. Washington 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 inquire into evidence that Ms. Washington may have violated certain laws and regulations governing nurse aide practice in Virginia, as more fully set forth in the Statement of Particulars below.

**STATEMENT OF PARTICULARS**

The Board alleges that Latoya Washington, C.N.A., may have violated § 54.1-3007(2), (5), and (8) of the Code and 18 VAC 90-25-100(2)(e) of the Regulations Governing Certified Nurse Aides in that during her employment with Our Lady of Peace, Charlottesville, Virginia:

1. On or about January 3, 2013, while Ms. Washington was assisting another nurse aide with the transfer of Resident A into his bed, Resident A bumped his foot on the rail and said, “I hope I’ll live until tomorrow,” and Ms. Washington replied “I hope you don’t,” or words to that effect.

2. In a facility report dated March 27, 2013, nurse aide co-workers reported the following:

a. While giving Resident B a shower, Ms. Washington stated that she had her finger in Resident B’s rectum.

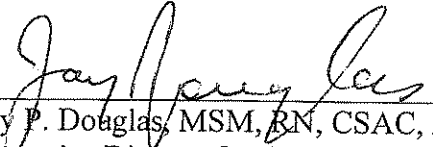
b. After Resident C grabbed Ms. Washington’s hair, she punched Resident C in the stomach.

c. Ms. Washington was talking on the phone in the room of Resident D, while Resident D was in the room, and Ms. Washington used profanity and said Resident D would not “shut-up” or words to that effect. Ms. Washington also struck Resident D, which caused Resident D to cry out and say “you broke my shoulder” or words to that effect.

Please see Attachment I for the names of the residents referred to above.

If the Board finds that Latoya Washington, C.N.A., is in violation of the above allegation and § 54.1-3007(8) of the Code, the Board shall make a Finding of Abuse or Neglect, which will be entered in the Virginia Nurse Aide Registry pursuant to 42 CFR § 483.156(b)(2) and (c)(1)(iv)(D) of the Code of Federal Regulations. According to 42 CFR § 483.13(c)(1)(ii)(B), such a finding will prohibit Ms. Washington’s future employment as a certified nurse aide in any long term care facility which receives Medicare or Medicaid reimbursement.

FOR THE BOARD



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

ENTERED: April 11<sup>th</sup> 2009