

VIRGINIA:

BEFORE THE BOARD OF NURSING

IN RE: JACQUELINE M. JONES, C.N.A.
Certificate No.: 1401-113183

ORDER

In accordance with §§ 2.2-4019, 2.2-4021 and 54.1-2400(10) of the Code of Virginia (1950), as amended ("Code"), an informal conference was conducted on behalf of the Board of Nursing ("Board") on February 27, 2014, in Henrico County, Virginia. Jacqueline M. Jones, C.N.A., was present and was not represented by legal counsel. Nancy Durrett, R.N., M.S., serving as Agency Subordinate for the Board, submitted a Recommended Decision for consideration.

On May 21, 2014, a quorum of the Board met to receive and act upon the Recommended Decision of the Agency Subordinate. Ms. Jones was not present nor was she represented by legal counsel.

Based upon its review of the Recommended Decision of the Agency Subordinate, the Board makes the following Findings of Fact and Conclusions of Law and issues the following Order.

FINDINGS OF FACT

1. Jacqueline M. Jones, C.N.A., was issued Certificate No. 1401-113183 to practice as a nurse aide in Virginia on March 23, 2006. The certificate is scheduled to expire on March 31, 2014, but was mandatorily suspended by the Director of the Department of Health Professions on March 13, 2014.

2. By letter dated January 28, 2014, the Board of Nursing sent a Notice of Informal Conference ("Notice") to Ms. Jones notifying her that an informal conference would be held on February 27, 2014. The Notice was sent by certified and first class mail to 234-A Merrimac Trail, Williamsburg, Virginia 23185, the address of record on file with the Board of Nursing.

3. Between September 6, 2013 and September 23, 2013, during the course of her employment with Right at Home – Prince George (“Right at Home”), Hopewell, Virginia, providing in-home care to Client A, who suffers with dementia, Ms. Jones used Client A’s credit card without her authorization to pay approximately \$2,425.36 for debts that she owed. Further, she used Client A’s personal information to apply for a credit card which was denied.

4. Ms. Jones denied that she stole money by way of the credit card, but accepted an offer from the client to use the client’s credit card to pay bills, and that she had planned to pay the money back. Ms. Jones denied that she applied for a credit card in the client’s name.

5. Since 2005, Ms. Jones was employed with Eastern State Hospital, Williamsburg, Virginia, and was terminated on October 22, 2013, as a result of the criminal case that was opened as a result of the theft referenced above.

6. On July 31, 2013, Ms. Jones was hired by Right at Home, while continuing to work at Eastern State Hospital. On October 2, 2013, Ms. Jones was terminated from Right at Home.

7. On February 28, 2013, Ms. Jones was scheduled to appear for a trial on two counts of felony credit card conspiracy related to the above matter.

CONCLUSIONS OF LAW

1. Finding of Fact No. 3 constitutes a violation of § 54.1-3007(2), (5) and (8) of the Code and 18 VAC 90-25-100(2)(h) and (i) of the Regulations Governing Certified Nurse Aides.

2. Finding of Fact No. 3 and Conclusion of Law No. 1 constitute a Finding of Misappropriation of patient property pursuant to 42 CFR § 483.156(b)(2) and (c)(1)(iv)(D) of the Code of Federal Regulations.

ORDER


WHEREFORE, it is hereby ORDERED as follows:

1. Certificate No. 1401-113183 of Jacqueline M. Jones to practice as a nurse aide is REVOKED.
2. The certificate will be recorded as revoked and no longer current.
3. A Finding of Misappropriation of patient property shall be ENTERED against Ms. Jones in the Virginia Nurse Aide Registry pursuant to 42 CFR § 483.13(c)(1)(ii)(B) and 42 CFR § 483.156(b)(2) and (c)(1)(iv)(D). This finding prohibits Ms. Jones' employment as a certified nurse aide in any long-term care facility that receives Medicare or Medicaid reimbursement, according to 42 CFR § 483.13(c)(1)(ii)(B).

Pursuant to § 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.

Pursuant to Section 54.1-2400(10) of the Code, Ms. Jones may, not later than 5:00 p.m., on **July 1, 2014**, notify Jay P. Douglas, M.S.M., R.N., C.S.A.C., F.R.E., Executive Director, Board of Nursing, 9960 Mayland Drive, Suite 300, Henrico, Virginia 23233, in writing that he/she desires a formal administrative hearing before the Board. Upon the filing with the Executive Director of a request for the hearing, this Order shall be vacated.

FOR THE BOARD:


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

ENTERED: May 29, 2014

This Order shall become final on July 1, 2014; unless a request for a formal administrative hearing is received as described above.

Certified True Copy

By 
Virginia Board Of Nursing