

VIRGINIA:

BEFORE THE BOARD OF NURSING

IN RE: CHRISTINA LEMIEUX, L.P.N. REINSTATEMENT APPLICANT
License No.: 0002-030402

ORDER

Pursuant to §§ 2.2-4020, 54.1-110 and 54.1-2400(11) of the Code of Virginia (1950), as amended ("Code"), a formal administrative hearing was held before a panel of the Board of Nursing ("Board") on March 17, 2014, in Henrico County, Virginia, to receive and act upon Christina Lemieux's application for reinstatement of her license to practice practical nursing in Virginia, which was mandatorily suspended by the Department of Health Professions on July 22, 2013, and to inquire into evidence that Ms. Lemieux may have violated certain laws and regulations governing the practice of practical nursing in Virginia. The case was presented by Amanda E. M. Blount, Adjudication Specialist, Administrative Proceedings Division. Charis A. Mitchell, Assistant Attorney General, was present as legal counsel for the Board. Ms. Lemieux was present and was not represented by legal counsel. The proceedings were recorded by a certified court reporter.

Upon consideration of the evidence presented, the Board adopted the following Findings of Fact and Conclusions of Law.

FINDINGS OF FACT

1. Christina Lemieux was issued License Number 0002-030402 to practice practical nursing in the Commonwealth of Virginia on November 24, 1981. Said license was mandatorily suspended pursuant to § 54.1-2409 of the Code by Order of the Department of Health Professions entered on July 22, 2013. Her primary state of residence is Virginia.
2. Ms. Lemieux submitted an application for reinstatement of said license, received by the Board on December 12, 2013.
3. On January 28, 2013, Ms. Lemieux was convicted of one count of attempted obtaining money or property by false pretenses and one count of obtaining money or property by false pretenses, both felonies,

in the Circuit Court for the City of Virginia Beach, Virginia, and was sentenced by an Order entered on May 28, 2013. Said convictions formed the basis for the mandatory suspension of her license to practice practical nursing by the Department of Health Professions.

4. On April 2, 2010, Ms. Lemieux was convicted of driving while intoxicated, a misdemeanor, in the General District Court for the City of Virginia Beach, Virginia.

5. Ms. Lemieux testified that she made a “dumb mistake” and that she knew what she had done was wrong. She stated that she served time in jail and is current in her payments for restitution. She also testified that the DWI occurred because she had consumed one glass of champagne.

6. Ms. Lemieux has demonstrated that she is safe to return to practice.

CONCLUSIONS OF LAW

The Board concludes that:

1. Finding of Fact No. 3 constitutes a violation of § 54.1-3007(4) of the Code.
2. Finding of Fact No. 4 constitutes a violation of § 54.1-3007(6) of the Code.
3. Ms. Lemieux has demonstrated satisfactory evidence that she is prepared to resume practice in a safe and competent manner.

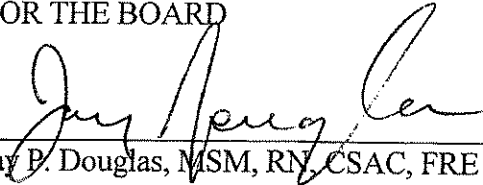
ORDER

WHEREFORE, the Virginia Board of Nursing, by affirmative vote of at least three-fourths of the members of the Board at the hearing, effective upon entry of this Order, hereby ORDERS as follows:

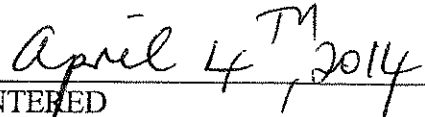
1. License No. 0002-030402 issued to Christina Lemieux to practice as a practical nurse in the Commonwealth of Virginia, be and hereby is REINSTATED.
2. Christina Lemieux, L.P.N., is hereby REPRIMANDED.
3. Ms. Lemieux shall maintain a course of conduct in her capacity as a practical nurse commensurate 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 on request.

FOR THE BOARD



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



ENTERED

NOTICE OF RIGHT TO APPEAL

As provided by Rule 2A:2 of the Supreme Court of Virginia, you have 30 days from the date you are served with this Order in which to appeal this decision by filing a Notice of Appeal with Jay P. Douglas, R.N., M.S.M., C.S.A.C., Executive Director, Board of Nursing, 9960 Mayland Drive, Suite 300, Henrico, Virginia 23233. The service date shall be defined as the date you actually received this decision or the date it was mailed to you, whichever occurred first. In the event this decision is served upon you by mail, three days are added to that period.

Certified True Copy

By 

Virginia Board Of Nursing