

VIRGINIA:

BEFORE THE BOARD OF NURSING

IN RE: CHRISTINA M. LEMIEUX, L.P.N. REINSTATEMENT APPLICANT

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”), Christina M. Lemieux, L.P.N. Reinstatement Applicant, who prior to its mandatory suspension by the Department of Health Professions on November 29, 2007, held License No. 0002-030402, is hereby given notice that a formal administrative hearing will be held in the presence of a panel of the Board of Nursing (“Board”). The hearing will be held on July 16, 2008, at 2:00 p.m., at the offices of the Department of Health Professions, Board of Nursing, Perimeter Center, 9960 Mayland Drive, Suite 201, Richmond, Virginia 23233, at which time Ms. Lemieux will be afforded the opportunity to be heard in person or by counsel.

At the hearing, Ms. Lemieux 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. Lemieux 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, Richmond, Virginia 23233, in accordance with the Instructions for Requesting Subpoenas

The purpose of the hearing is to receive and act upon the application for reinstatement of Christina Lemieux’s license to practice as a practical nurse in the Commonwealth, which was mandatorily suspended by Order of the Department of Health Professions entered November 29, 2007, pursuant to § 54.1-2409 of the Code, and to inquire into evidence that Ms. Lemieux may have violated certain laws and regulations governing practical nursing in Virginia, as more fully set forth in the Statement of Particulars below.

The burden rests upon Ms. Lemieux, as the petitioner, to demonstrate that she is capable of resuming the safe and competent practice of practical nursing in Virginia.


Pursuant to § 54.1-2409 of the Code, reinstatement of Ms. Lemieux’s license requires the affirmative vote of three-fourths of the members of the Board in attendance at the hearing.

STATEMENT OF PARTICULARS

The Board alleges that:

1. Ms. Lemieux may have violated § 54.1-3007(4) of the Code in that on or about August 1, 2002, she was convicted in the Circuit Court of Accomack County, Virginia, of two felony counts of issuing “bad checks,” in violation of § 18.2-181 of the Code.
2. Ms. Lemieux may have violated § 54.1-3007(2) of the Code and 18 VAC 90-20-300(A)(2)(e) of the Board of Nursing Regulations in that, in filling out an employment application for the Berlin Nursing and Rehabilitation Center, Berlin, Maryland, on or about December 14, 2006, you checked “no” to the question, “Have you ever been convicted of a felony?” when, in fact, you had been convicted of two felony counts of issuing “bad checks” in 2002.

FOR THE BOARD


Jay P. Douglas R.N., M.S.M., C.S.A.C.
Executive Director for the
Board of Nursing

ENTERED: June 26TH, 2008