

VIRGINIA:

BEFORE THE BOARD OF NURSING

**IN RE: BEATRICE ANAAFI, C.N.A.
Certificate No.: 1401-107991**

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 Virginia Board of Nursing ("Board") on February 4, 2014, in Henrico County, Virginia. Ms. Anaafi was not present nor was she represented by legal counsel. Nancy Durrett, R.N., M.S., serving as Agency Subordinate for the Board, submitted a Recommended Decision for consideration.

On March 19, 2014, a quorum of the Board met to receive and act upon the Recommended Decision of the Agency Subordinate. Ms. Anaafi 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. Beatrice Anaafi, C.N.A., was issued Certificate No. 1401-107991 to practice as a nurse aide in Virginia on March 18, 2005. The certificate is scheduled to expire on March 31, 2014.
2. By letter dated November 21, 2013, the Virginia Board of Nursing sent a Notice of Informal Conference ("Notice") to Ms. Anaafi notifying her that an informal conference would be held on December 17, 2013. The Notice was sent by certified and first class mail to 15704 Cloverdale Road, Apt. 10, Woodbridge, Virginia 22193, the address of record on file with the Board of Nursing. Ms. Anaafi requested a continuance. By letter dated December 10, 2013, the Board continued the informal conference to February 4, 2014. The certified mail receipt for this letter was signed. The Agency

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Subordinate concluded that adequate notice was provided to Ms. Anaafi and the informal conference proceeded in her absence.

3. During her employment with The Aurora Home, Woodbridge, Virginia, on July 15, 2013, Ms. Anaafi slapped a resident. The incident was observed by a registered nurse who was providing care to another resident in a room across the hall. Ms. Anaafi denied said allegation and said she was acting in self-defense because the resident had grabbed her breast. Another staff member who worked on the hall was interviewed stated that the resident was not combative or aggressive. Resident had swelling of her hands and reddened eyes.

4. Ms. Anaafi's employment was terminated.

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)(e) of the Regulations Governing Certified Nurse Aides.

2. Finding of Fact No. 3 and Conclusion of Law No. 1 constitute a Finding of Abuse 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. 1401-107991 of Beatrice Anaafi is REVOKED.
2. The certificate will be recorded as revoked and no longer current.
3. A Finding of Abuse shall be ENTERED against Ms. Anaafi 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. Anaafi's 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).

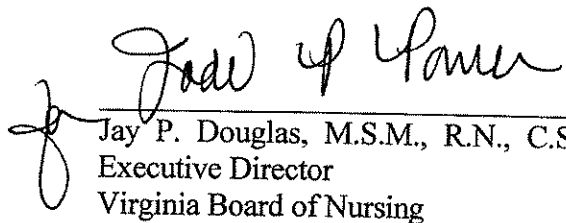
Pursuant to § 54.1-2400.2 of the Code, the signed original of this Order shall remain in the custody

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of the Department of Health Professions as a public record, and shall be made available for public inspection and copying upon request.

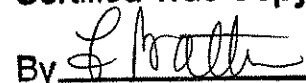
Since Ms. Anaafi failed to appear at the informal conference, this Order shall be considered final. Ms. Anaafi has the right to appeal this Order directly to the appropriate Virginia circuit court. As provided by Rule 2A:2 of the Supreme Court of Virginia, Ms. Anaafi has thirty (30) days from the date of service (the date she actually received this decision or the date it was mailed to her, whichever occurred first) within which to appeal this decision by filing a Notice of Appeal with Jay P. Douglas, M.S.M., R.N., C.S.A.C., F.R.E., Executive Director, Virginia Board of Nursing, at Perimeter Center, 9960 Mayland Drive, Suite 300, Richmond, Virginia 23233. In the event that this decision is served by mail, three (3) days are added to that period.

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: March 31, 2014

Certified True Copy

By 
Virginia Board Of Nursing