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By 
Virginia Board of Nursing



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MAR 28 2014

VA BD OF NURSING

COMMONWEALTH of VIRGINIA

David E. Brown, D.C.
Director

Department of Health Professions

Perimeter Center
9960 Mayland Drive, Suite 300
Henrico, Virginia 23233-1463

www.dhp.virginia.gov
TEL (804) 367-4400
FAX (804) 527-4475

March 28, 2014

Ethel Faye Scales
936 Barker Street
Bristol, TN 37620

RE: License No.: 0002-041695

Dear Ms. Scales:

CERTIFIED MAIL

DUPLICATE COPY
VIA FIRST CLASS MAIL

DATE 3/28/14

Pursuant to Section 54.1-2409 of the Code of Virginia (1950), as amended, ("Code"), you are hereby given notice that your license to practice nursing in the Commonwealth of Virginia has been mandatorily suspended by the enclosed Order entered March 28, 2014. You are hereby advised that, pursuant to Section 54.1-2409.1 of the Code, any person who practices a profession or occupation after having their license or certificate to do so suspended shall be guilty of a felony. Please return your license to Jay P. Douglas, Executive Director of the Virginia Board of Nursing, at the above address, immediately upon receipt of this letter.

Section 54.1-2409 of the Code further provides that you may apply to the Board of Nursing ("Board") for reinstatement of your license, and shall be entitled to a hearing not later than the next regular meeting of the Board after the expiration of sixty days from the receipt of such reinstatement application. You have the following rights, among others: to be represented by legal counsel, to have witnesses subpoenaed on your behalf, to present documentary evidence and to cross-examine adverse witnesses. The reinstatement of your license shall require the affirmative vote of three-fourths of the members present of the Board of Nursing.

Should you wish to petition the Board of Nursing for reinstatement of your license, contact Jay P. Douglas, Executive Director, at the above address or (804) 367-4599.

Sincerely,



David E. Brown, D.C, Director
Department of Health Professions

Enclosures
Case # 155764

VIRGINIA:

BEFORE THE DEPARTMENT OF HEALTH PROFESSIONS

IN RE: ETHEL FAYE SCALES, L.P.N.
License No.: 0002-041695

ORDER

In accordance with Section 54.1-2409 of the Code of Virginia (1950), as amended, ("Code"), I, David E. Brown, D.C., Director of the Virginia Department of Health Professions, received and acted upon evidence that Ethel Faye Scales, L.P.N., pled guilty to and was convicted of a felony charge in the Circuit Court for the City of Bristol, Virginia, to wit: One (1) Count of Simple Possession of Cocaine. A certified copy of the Conviction and Sentencing Order is attached and is marked as Commonwealth's Exhibit No. 1.

WHEREFORE, by the authority vested in the Director of the Department of Health Professions pursuant to Section 54.1-2409 of the Code, it is hereby ORDERED that the privilege of Ethel Faye Scales, L.P.N., to renew her license to practice nursing in the Commonwealth of Virginia be, and hereby is, SUSPENDED.

Upon entry of this Order, the license of Ethel Faye Scales, L.P.N., will be recorded as suspended. Should Ms. Scales seek reinstatement of her license pursuant to Section 54.1-2409 of the Code, she shall be responsible for any fees that may be required for the reinstatement and renewal of her license prior to issuance of her license to resume practice.

Pursuant to Sections 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 a public record and shall be made available for public inspection and copying upon request.



David E. Brown, D.C., Director
Department of Health Professions

ENTERED: 3 | 28 | 14



COMMONWEALTH of VIRGINIA

David E. Brown, D.C.
Director

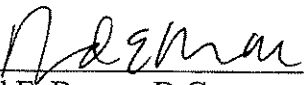
Department of Health Professions

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CERTIFICATION OF DUPLICATE RECORDS

I, David E. Brown, D.C., Director of the Department of Health Professions, hereby certify that the attached Conviction and Sentencing Order entered June 14, 2002, regarding Ethel Faye Scales, L.P.N., are true copies of the records received from the Circuit Court for the City of Bristol, Virginia.



David E. Brown, D.C.

Date: 3/28/17

VIRGINIA: IN THE CIRCUIT COURT OF BRISTOL:

Fips Code: 520

Hearing Date: June 7, 2002

Judge: C. Randall Lowe

COMMONWEALTH OF VIRGINIA

VS.

ETHEL FAYE SCALES, DEFENDANT

CASE NUMBER	ORIGINAL OFFENSE DESCRIPTION AND INDICATOR (F/M)	OFFENSE DATE	VIRGINIA CODE SECTION
Cr. 6978	Possession of Cocaine With Intent to Distribute (F)	11-09-01	18.2-248

Conviction and Sentencing Order

This day came the defendant in person and also by her attorney, Gay Leonard, Esq. Douglas Lipton appeared on behalf of the Commonwealth. The court reporter recording these proceedings was Nancy Hopping.

On March 6, 2002, the defendant was indicted by a Grand Jury for the offense of Possession of Cocaine With Intent to Distribute.

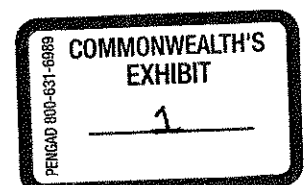
Whereupon, the Assistant Attorney moved to amend the indictment herein to charge Simple Possession of Cocaine in violation of Virginia Code Section 18.2-250, which motion is granted by the Court.

The defendant was arraigned and tendered a plea of guilty to the amended charge of Simple Possession of Cocaine.

Upon inquiry, the court determined that the plea was voluntarily and freely entered by the defendant.

Before pronouncing the sentence, the Court inquired if the defendant desired to make any statement or advance any reason why judgment should not be pronounced.

Whereupon, based upon the foregoing and the written plea agreement, the Court found the defendant **GUILTY** of the charge of Simple Possession of Cocaine.



Upon further consideration of the foregoing, together with the sentencing guidelines applicable in this case, the Court **SENTENCED** the defendant as follows:

- (1) Incarceration with the Virginia Department of Corrections for a period of two (2) years,
- (2) to the payment of a fine of \$150.00, and
- (3) Payment of the costs of this proceeding.

The Court **SUSPENDED all but three months of the two-year sentence** based upon the following conditions:

Good behavior. The defendant shall be of general good behavior from this date until released from this condition by order of the court or operation of law.

Supervised probation. The defendant is placed on probation under the supervision of a Probation Officer for two (2) years from the date of her release. The defendant shall comply with all the rules and requirement set by the Probation Officer, including random and unannounced drug and alcohol screening tests as may be directed by the Probation Officer.

Costs. The defendant shall pay the costs of this proceeding at a rate of no less than \$50.00 per month to commence within sixty (60) days of her release from incarceration.

Restitution. The defendant shall make restitution to Bristol, Virginia Drug Task Force in the amount of ~~\$150.00~~, said restitution shall be payable through the Clerk of this Court. **\$200.00 CML**

Suspension of Operator's License. The defendant's operator's license is hereby suspended for a period of six (6) months from this date.

Work-Release. Should the defendant be found eligible for work-release by the Bristol, Virginia Sheriff's Department, the court will allow the same.

Credit for time served. The defendant shall be given credit for time spent in confinement awaiting trial pursuant to Va. Code Sec. 53.1-87.

Court-appointed fee. Gay Leonard, Esq. shall receive a fee in the sum of \$ _____ for her services in this case.

Entered this: June 14, 2002:

C. Randall Fern

JUDGE

DEFENDANT IDENTIFICATION:

Alias:
SSN:
DOB:
Sex: Female

SENTENCING SUMMARY:

Total Sentence Imposed: two (2) years
Total Sentence Suspended: all but three (3) months

A COPY TESTE:
Kelly F. Duffy, Clerk
Circuit Court, City of Bristol, VA
By: Kelly F. Duffy
Dep. Clerk