

VIRGINIA:

BEFORE THE BOARD OF NURSING

IN RE: NORMA C. TOLER, L. P. N. APPLICANT

ORDER

Pursuant to § 9-6.14:11 and § 54.1-3010 of the Code of Virginia (1950), as amended, a Special Conference Committee of the Board of Nursing met on October 29, 1993, in Henrico County, Virginia, to receive and act upon evidence that Norma C. Toler, L. P. N. Applicant, may have violated certain laws and regulations governing the practice of practical nursing in Virginia. Ms. Toler was present and was not represented by counsel.

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

FINDINGS OF FACT

1. On February 9, 1993, Norma C. Toler applied for licensure by examination as a practical nurse in the Commonwealth of Virginia, and successfully completed the examination on April 14, 1993.

2. During the course of her employment with Carriage Hill Retirement Center, Bedford, Virginia, by her own admission, on or about March 11, 1993, Ms. Toler stole \$200.00 from Resident A. As a result, her employment was terminated May 20, 1993.

3. When interviewed by the investigator for the Department of Health Professions, the Administrator of Carriage Hill Retirement Center stated that Ms. Toler was an excellent employee until the March 11, 1993 incident.

4. Ms. Toler made full restitution of the monies taken within two weeks of her termination from Carriage Hill.

5. Since approximately June 1993, Ms. Toler has been employed at Friendship Manor Nursing Home, Roanoke, Virginia. Her work performance evaluation of October 7, 1993 was exemplary.

CONCLUSIONS OF LAW

The Board concludes that Finding of Fact 2 constitutes that Norma C. Toler has violated § 54.1-3007(2), (5) and (8) of the Code of Virginia (1950), as amended, and § 4.1B(6) of the Board of Nursing Regulations.

ORDER

On the basis of the foregoing, the Virginia Board of Nursing, effective upon entry of this Order, hereby ORDERS that the Application for Licensure by Examination of Norma C. Toler be APPROVED and that she be issued a license to practice practical nursing in the Commonwealth of Virginia. It is further Ordered that Norma C. Toler be and hereby is REPRIMANDED. The Board expects Norma Toler, L.P.N., to maintain a course of conduct in her capacity as a License Practical Nurse commensurate with the requirements of Title 54.1, Chapter 30, of the Code of Virginia (1950), as amended, and the Board of Nursing Regulations.

Pursuant to § 9-6.14:14 of the Code of Virginia (1950), as amended, 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.

If Ms. Toler does not consent to the Committee's decision and desires a hearing before the Board or a panel thereof, she shall notify Corinne F. Dorsey, R.N., Executive Director of the Board of Nursing, within thirty-three (33) days from the date of entry of this Order. This Order shall become final upon the expiration of the thirty-three day period unless a request for a formal hearing is received within such time. Upon receiving timely request for a hearing, the Board or a panel thereof shall

then proceed with a hearing as provided in § 9-6.14:12 of the Code of Virginia (1950);
as amended.

FOR THE BOARD

Ann R. Yankovich, R.N.
Ann R. Yankovich R.N.
President

ENTERED: November 17, 1993

RECEIVED: November 17, 1993
BY: Bernard L. Henderson, Jr.
Bernard L. Henderson, Jr., Director
Department of Health Professions

Certificate of Service

I hereby certify that a certified true copy of the Order was mailed on this day
to Norma Toler, L.P.N., at 3002 Belleview Drive, Bedford, Virginia 24523.

Corinne F. Dorsey, R.N.
Corinne F. Dorsey, R.N.
Executive Director for the
Board of Nursing

November 19, 1993
DATE