

VIRGINIA:

BEFORE THE BOARD OF NURSING

IN RE: DESTINI JOHNSON, L.P.N.

CONSENT ORDER

The Virginia Board of Nursing ("Board") and Destini Johnson, L.P.N., as evidenced by her signature hereto, enter into the following Consent Order affecting Ms. Johnson's license to practice as a licensed practical nurse in Virginia.

The Board adopts the following Findings of Fact and Conclusions of Law.

FINDINGS OF FACT

1. Destini Johnson, L.P.N., was issued License No. 0002-066199 to practice practical nursing by the Virginia Board of Nursing on May 7, 2003. Said license is set to expire on December 31, 2012. Virginia is Ms. Johnson's primary state of residence.
2. A Board Order entered May 27, 2010 ("Board's Order") ordered Ms. Johnson to enter the Health Professions' Monitoring Program ("HPMP") within 45 days, for the monitoring of her mental health treatment.
3. Ms. Johnson failed to enter HPMP within the prescribed period of time.
4. After reminders from the Department of Health Professions' Investigator, Ms. Johnson signed a HPMP Participation Contract on September 10, 2010.

CONCLUSIONS OF LAW

Finding of Fact No. 3 constitutes a violation of Term No. 1 of the Board's Order.

CONSENT

Destini Johnson, L.P.N., by affixing her signature hereon, agrees to the following:

1. Ms. Johnson has been advised to seek advice of counsel prior to signing this document;

2. Ms. Johnson acknowledges that without her consent, no legal action can be taken against her except pursuant to the Virginia Administrative Process Act, § 2.2-4000(A) *et seq.* of the Code;

3. Ms. Johnson acknowledges that she has the following rights, among others: the right to an informal fact finding conference before the Board, the right to reasonable notice of said hearing, the right to representation by counsel, and the right to cross-examine witnesses against her;

4. Ms. Johnson waives all such right to an informal conference;

5. Ms. Johnson admits to the Findings of Fact contained herein and waives her right to contest such Findings of Fact in any subsequent proceeding before the Board;

6. Ms. Johnson consents to the entry of the following Order affecting her right to practice practical nursing in Virginia.

ORDER

WHEREFORE, on the basis of the foregoing, the Virginia Board of Nursing, effective upon entry of this Order, and in lieu of further proceedings, hereby ORDERS as follows:

1. Destini Johnson, L.P.N., is hereby REPRIMANDED.

2. Ms. Johnson 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 of Virginia (1950) as amended (“Code”) and the Virginia 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 upon request.

FOR THE BOARD

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

ENTERED: January 24, 2011

SEEN AND AGREED TO:

Destini Johnson, L.P.N.
Destini Johnson, L.P.N.

Certified True Copy

By Amara James
Virginia Board of Nursing

COMMONWEALTH OF VIRGINIA,
COUNTY/CITY OF Bedford, TO WIT:

Subscribed and sworn to before me, Linda S. West, a Notary Public, this 12 day of JAN., 2011.

My commission expires 07.31.2011.

Registration Number 108552.

Linda S. West
NOTARY PUBLIC

