

**VIRGINIA:**

**BEFORE THE BOARD OF NURSING**

**IN RE:           KADESHIA HURT, C.N.A.  
                  Certificate No.: 1401-150125**

**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 Board of Nursing ("Board") on October 29, 2013, in Henrico County, Virginia. Kadeshia Hurt, C.N.A., was not present nor was she represented by legal counsel. Judith Piersall, R.N., B.S.N., serving as Agency Subordinate for the Board, submitted a Recommended Decision for consideration.

On January 29, 2014, a quorum of the Board met to receive and act upon the Recommended Decision of the Agency Subordinate. Ms. Hurt was not present nor was she represented by legal counsel. Ms. Hurt submitted written comments/objections.

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.       Kadeshia Hurt, C.N.A., was issued Certificate No. 1401-150125 to practice as a nurse aide in Virginia on January 19, 2012. The certificate is scheduled to expire on January 31, 2014. By Order entered November 28, 2012, the Board issued Ms. Hurt a reprimand based on findings that she grabbed a resident's hand and spoke inappropriately to the resident.

2.       By letter dated October 2, 2013, the Board of Nursing sent a Notice of Informal Conference ("Notice") to Ms. Hurt notifying her that an informal conference would be held on October 29, 2013. The Notice was sent by certified and first class mail to 2237 Mountain View Terrace, Apt. 2, Roanoke, Virginia 24015, the address of record on file with the Board of Nursing. The Notice was also sent to 1151 Macklinzy Lane, Bedford, Virginia 24523, a secondary address. The certified mail receipt and first class mail for the Notices sent to each address were not returned to the Board's office. The Agency Subordinate concluded that adequate notice was

provided to Ms. Hurt and the informal conference proceeded in her absence.

3. During the course of Ms. Hurt's employment with Raleigh Court Health & Rehabilitation Center, Roanoke, Virginia, from April 30 to May 1, 2013:

a. Ms. Hurt spoke rudely as she roughly transferred Resident A from a bed to her wheelchair causing a skin tear on her left leg.

b. Ms. Hurt also said in front of the resident "I can't stand the bitch. I hope they put her in a mental home."

c. Ms. Hurt trampled a resident's feet by pushing his wheelchair while he was sitting in the wheelchair and his feet were on the ground.

d. Ms. Hurt ate food off the trays of two residents on more than one occasion.

4. The above incidents were observed by a nurse aide student, who also reported that Ms. Hurt refused to change the brief of a resident and charted a shower that was not given. Ms. Hurt stated to a Department of Health Professions investigator that the nurse aide student's report was a lie. Raleigh Court Health & Rehabilitation Center terminated Ms. Hurt's employment as a result of the above incidents on May 1, 2013.

#### **CONCLUSIONS OF LAW**

1. Findings of Fact Nos. 3(a), 3(b) and 3(c) constitute 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 ("Regulations").

2. Finding of Fact No. 3(d) constitutes a violation of § 54.1-3007(5) of the Code.

3. Findings of Fact Nos. 3(a), 3(b) and 3(c) 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. 1401-150125 of Kadeshia Hurt to practice as a nurse aide is REVOKED.

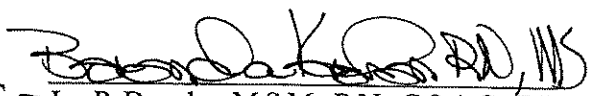
2. The certificate will be recorded as revoked and no longer current.

3. A Finding of Abuse shall be ENTERED against Kadeshia Hurt, C.N.A., 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. Hurt'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 of the Department of Health Professions as a public record, and shall be made available for public inspection and copying upon request.


Since Ms. Hurt failed to appear at the informal conference, this Order shall be considered final. Ms. Hurt 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. Hurt has 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, 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 days are added to that period.

FOR THE BOARD

  
So Jay P. Douglas, M.S.M., R.N., C.S.A.C., F.R.E.  
Executive Director  
Virginia Board of Nursing

Entered: Feb. 6, 2014

Certified True Copy

By   
Virginia Board Of Nursing