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VIRGINIA:

BEFORE THE BOARD OF NURSING

VA BD OF NURSING

IN RE: JENNIFER HAMBY, R.N.
License No.: 0001-224794

CONSENT ORDER

The Virginia Board of Nursing ("Board") and Jennifer Hamby, R.N., as evidenced by her signature hereto, enter into the following Consent Order affecting Ms. Hamby's license to practice professional nursing in Virginia.

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

FINDINGS OF FACT

1. Jennifer Hamby, R.N., was issued License No. 0001-224794 to practice professional nursing by the Virginia Board of Nursing on June 14, 2010. Said license is set to expire on June 30, 2014. Her primary state of residence is Virginia.

2. During the course of her employment with Continuum Pediatric Nursing, Chesapeake, Virginia, on December 13 and 14, 2012, and January 3, 4, 10, 11, and 12, 2013, Ms. Hamby documented that she worked the entire 6:00 a.m. to 6:00 p.m. shift, when, in fact, Ms. Hamby did not work the entire shift on those dates. Moreover, on some days Ms. Hamby documented performing her duties at times she was not at the client's home.

3. The client did not suffer any harm as a result of Ms. Hamby's actions. Ms. Hamby was terminated by Continuum Pediatric Nursing on January 16, 2013, as a result of the incident.

CONCLUSIONS OF LAW

Finding of Fact No. 2 constitutes a violation of § 54.1-3007(2), (5), and (8) of the Code of Virginia (1950), as amended ("Code"), and 18 VAC 90-20-300(A)(2)(e) of the Regulations Governing the Practice of Nursing.

CONSENT

Jennifer Hamby, R.N., by affixing her signature hereon, agrees to the following:

1. She has been advised to seek advice of counsel prior to signing this document;
2. She 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. She 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. She waives all such right to an informal conference;
5. She admits to the Findings of Fact and Conclusions of Law contained herein and waives her right to contest such Findings of Fact and Conclusions of Law in any subsequent proceeding before the Board;
6. She consents to the entry of the following Order affecting her right to practice professional 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. Jennifer Hamby, R.N., is hereby REPRIMANDED.
2. Ms. Hamby shall maintain a course of conduct in her capacity as a professional nurse commensurate with the requirements of § 54.1-3000 *et seq.* of the Code and the 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:

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

ENTERED: January 3, 2014

SEEN AND AGREED TO:

J Hamby RN / Jennifer Hamby, RN
Jennifer Hamby, R.N.

COMMONWEALTH OF VIRGINIA,
COUNTY/CITY OF Virginia Beach, TO WIT:

Subscribed and sworn to before me, Kathryn Martin, a Notary Public, this 23rd day of December, 2013.

My commission expires Feb. 28, 2015.

Registration Number 195440

KATHRYN L. MARTIN
NOTARY PUBLIC
COMMONWEALTH OF VIRGINIA
MY COMMISSION EXPIRES FEB. 28, 2015
COMMISSION # 195440

Kathryn L. Martin
NOTARY PUBLIC

Certified True Copy
By [Signature]
Virginia Board of Nursing