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VIRGINIA:

BEFORE THE BOARD OF NURSING

VA BD OF NURSING

IN RE:

DIANA W. ANDREWS, C.M.T. APPLICANT

**CONSENT ORDER**

The Virginia Board of Nursing ("Board") and Diana W. Andrews, as evidenced by her signature hereto, enter into the following Consent Order affecting Ms. Andrews' application for certification by examination to practice as a massage therapist in Virginia.

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

**FINDINGS OF FACT**

1. By application received August 30, 2013, Diana W. Andrews applied for certification by examination as a massage therapist in the Commonwealth of Virginia.
2. On June 11, 2013, Ms. Andrews successfully completed the Massage & Bodywork Licensing Examination of the Federation of State Massage Therapy Boards.
3. On June 30, 2004, Ms. Andrews was convicted of petty larceny in the Superior Court of Riverside County, California. On May 18, 2005, and June 16, 2009, Ms. Andrews was convicted of petty larceny in the Superior Court of San Bernardino County, California. Ms. Andrews provided documentation of completion of all court requirements related to these convictions.

**CONCLUSIONS OF LAW**

1. Finding of Fact No. 3 constitutes a violation of § 54.1-3007(4) of the Code of Virginia (1950), as amended ("Code").
2. Ms. Andrews otherwise meets the requirements of § 54.1-3029 of the Code.

**CONSENT**

Diana W. Andrews, 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 application for certification by examination to practice as a massage therapist 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. The application of Diana W. Andrews for certification by examination as a massage therapist is APPROVED.
2. Ms. Andrews is hereby REPRIMANDED.
3. Ms. Andrews shall maintain a course of conduct in her capacity as a massage therapist commensurate with the requirements of § 54.1-3000 *et seq.* of the Code and the Regulations Governing the Certification of Massage therapists.

Pursuant to §§ 2.2-4023 and 54.1-2400.2 of the Code, the signed original of this Consent 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

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

ENTERED: November 7, 2013

SEEN AND AGREED TO:

*Diana Andrews*  
Diana W. Andrews

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

Subscribed and sworn to before me, Amy Augun, a Notary Public, this 1<sup>st</sup> day of November, 2013

My commission expires 02/28/2017.

Registration Number 7543008.

*Amy Augun*  
NOTARY PUBLIC



Certified True Copy

By *[Signature]*  
Virginia Board of Nursing