

OCT 16 2013

DHP

VIRGINIA:

BEFORE THE BOARD OF NURSING

IN RE:

SON N. NGUYEN, C.M.T. APPLICANT

CONSENT ORDER

The Virginia Board of Nursing ("Board") and Son N. Nguyen, as evidenced by his signature hereto, enter into the following Consent Order affecting Mr. Nguyen's 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 May 17, 2013, Son N. Nguyen applied for certification by examination as a massage therapist in the Commonwealth of Virginia.
2. On May 10, 2013, Mr. Nguyen successfully completed the National Certification Exam for Therapeutic Massage.
3. On February 16, 2012, in the General District Court of Loudon County, Virginia, Mr. Nguyen was convicted of misdemeanor petty larceny. He was sentenced to 20 days in jail, suspended, placed on probation for one year, and ordered to make restitution to Walmart in the amount of \$59.88.

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. Mr. Nguyen otherwise meets the requirements of § 54.1-3029 of the Code.

CONSENT

Son N. Nguyen, by affixing his signature hereon, agrees to the following:

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

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

3. He acknowledges that he 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 him;

4. He waives all such right to an informal conference;

5. He admits to the Findings of Fact and Conclusions of Law contained herein and waives his right to contest such Findings of Fact and Conclusions of Law in any subsequent proceeding before the Board;

6. He consents to the entry of the following Order affecting his 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 Son N. Nguyen for certification by examination as a massage therapist is APPROVED and Mr. Nguyen shall be issued an unrestricted certificate to practice as a massage therapist in the Commonwealth.

2. Mr. Nguyen is hereby REPRIMANDED.

3. Mr. Nguyen shall maintain a course of conduct in his 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 Douglas
Jay P. Douglas, M.S.M., R.N., C.S.A.C., F.R.E.
Executive Director, Virginia Board of Nursing

ENTERED: October 21st, 2013

SEEN AND AGREED TO:

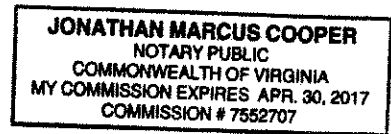
[Signature]
Son N. Nguyen

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

Subscribed and sworn to before me, Jonathan Cooper, a Notary Public, this 15th day of October, 2013.

My commission expires 04/30/2017.

Registration Number 7552 707.



[Signature]
NOTARY PUBLIC

Certified True Copy

By: [Signature]
Virginia Board of Nursing