

VIRGINIA:

BEFORE THE BOARD OF NURSING

**IN RE: Stephanie L. Young, C.N.A.
 Certificate No.: 1401-138888**

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 June 11, 2013, in Henrico County, Virginia. Stephanie L. Young, C.N.A., was not present nor was she represented by legal counsel. Nancy K. Durrett, R.N., M.S., serving as Agency Subordinate for the Board, submitted a Recommended Decision for consideration.

On July 16, 2013, a quorum of the Board met to receive and act upon the Recommended Decision of the Agency Subordinate. Ms. Young was not present nor was she represented by legal counsel. Ms. Young 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. Stephanie L. Young, C.N.A., was issued Certificate No. 1401-138888 to practice as a nurse aide in Virginia on August 4, 2010. The certificate is scheduled to expire on August 31, 2013.
2. By letter dated May 8, 2013, the Board of Nursing sent a Notice of Informal Conference ("Notice") to Ms. Young notifying her that an informal conference would be held on June 11, 2013. The Notice was sent by certified and first class mail to 3467 Bonbrook Mill Road, Boones Mill, Virginia 24065, the address of record on file with the Board of Nursing. The certified mail receipt was signed on May 13, 2013. The Agency Subordinate concluded that adequate notice was provided to Ms. Young and the informal conference proceeded in her absence.

3. During the course of her employment with Trinity Mission Health and Rehabilitation, Rocky Mount, Virginia, on November 7, 2012, while providing care to Resident A, after the resident became combative and tried to spit on Ms. Young and other staff members, Ms. Young responded by placing a pillowcase in Resident A's mouth and holding it there.

4. Three other certified nurse aides witnessed this incident. In a written statement dated November 7, 2012, Ms. Young admitted to using the pillowcase to keep staff from being spit on. Ms. Young acknowledged receiving a request for an interview from an investigator with the Department of Health Professions; however, she failed to respond to the request and participate in the investigation. Ms. Young's employment was terminated on November 8, 2012. No other employment information was available.

CONCLUSIONS OF LAW

1. Finding of Fact No. 3 constitutes 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.

2. Finding of Fact No. 3 and Conclusions 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

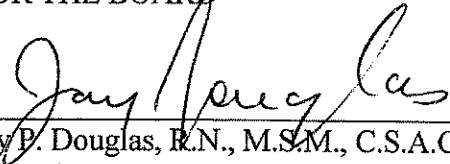
WHEREFORE, it is hereby ORDERED as follows:

1. Certificate No. 1401-138888 of Stephanie L. Young, C.N.A., is REVOKED.
2. The certificate will be recorded as revoked and no longer current.
3. A Finding of Abuse shall be ENTERED against Stephanie L. Young, 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. Young'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).

Since Ms. Young failed to appear at the informal conference, this Order shall be considered final. Ms. Young 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. Young has thirty (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, R.N., M.S.M., C.S.A.C., 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 (3) days are added to that period.

FOR THE BOARD



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

Entered: August 1, 2013

Certified True Copy

By 

Virginia Board Of Nursing