



RECEIVED
JAN 10 2013
VA BD OF NURSING

COMMONWEALTH of V

Dianne L. Reynolds-Cane, M.D.
Director

Department of Health Professions
Perimeter Center
9960 Mayland Drive, Suite 300
Henrico, Virginia 23233-1463

TEL (804) 367-4400
FAX (804) 527-4475

January 10, 2013

Kerry Alleen Lynch
2110 Richmond Street, Apt. #6
Hopewell, VA 23860

CERTIFIED MAIL
DUPLICATE COPY
VIA FIRST CLASS MAIL
DATE 1/10/13

RE: Certificate No.: 1401-133232


Dear Ms. Lynch:

Pursuant to Section 54.1-2409 of the Code of Virginia (1950), as amended, ("Code"), you are hereby given notice that your certificate to practice as a certified nurse aide in the Commonwealth of Virginia has been mandatorily suspended by the enclosed Order entered January 10, 2013. You are hereby advised that, pursuant to Section 54.1-2409.1 of the Code, any person who practices a profession or occupation after having their license or certificate suspended, shall be guilty of a felony. Please return your certificate to Jay Douglas, Executive Director of the Virginia Board of Nursing, at the above address, immediately upon receipt of this letter.

Section 54.1-2409 of the Code further provides that you may apply to the Board of Nursing ("Board") for reinstatement of your certificate, and shall be entitled to a hearing not later than the next regular meeting of the Board after the expiration of sixty days from the receipt of such reinstatement application. You have the following rights, among others: to be represented by legal counsel, to have witnesses subpoenaed on your behalf, to present documentary evidence and to cross-examine adverse witnesses. The reinstatement of your certificate shall require the affirmative vote of three-fourths of the members present of the Board of Nursing.

Should you wish to petition the Board of Nursing for reinstatement of your certificate, contact Jay Douglas, Executive Director, at the above address or (804) 367-4639.

Sincerely,


Arne W. Owens, Chief Deputy Director
Department of Health Professions

Enclosures
Case # 146343

VIRGINIA:

BEFORE THE DEPARTMENT OF HEALTH PROFESSIONS

IN RE: KERRY ALLEEN LYNCH, C.N.A.
Certificate No.: 1401-133232

ORDER

In accordance with Section 54.1-2409 of the Code of Virginia (1950), as amended, ("Code"), I, Arne W. Owens, Chief Deputy Director of the Virginia Department of Health Professions, received and acted upon evidence that Kerry Alleen Lynch, C.N.A., was convicted of felony charges in the Circuit Court for the City of Colonial Heights, Virginia, to wit:

1. One (1) Count of Credit Card Theft; and
2. One (1) Count of Credit Card Fraud.

A certified copy of the Sentencing Order is attached to this Order and is marked as Commonwealth's Exhibit No. 1.

WHEREFORE, by the authority vested in the Director of the Department of Health Professions pursuant to Section 54.1-2409 of the Code, it is hereby ORDERED that the privilege of Kerry Alleen Lynch, C.N.A., to renew her certificate to practice as a certified nurse aide in the Commonwealth of Virginia be, and hereby is, SUSPENDED.

Upon entry of this Order, the certificate of Kerry Alleen Lynch, C.N.A., will be recorded as suspended. Should Ms. Lynch seek reinstatement of her certificate pursuant to Section 54.1-2409 of the Code, she shall be responsible for any fees that may be required for the reinstatement and renewal of her certificate prior to issuance of her certificate to resume practice.

Pursuant to Sections 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 a public record and shall be made available for public inspection and copying upon request.



Arne W. Owens, Chief Deputy Director
Department of Health Professions

ENTERED: 1/10/2013



COMMONWEALTH of VIRGINIA

Dianne L. Reynolds-Cane, M.D.
Director

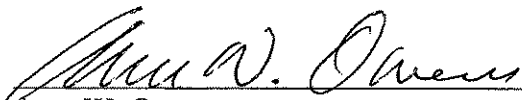
Department of Health Professions

Perimeter Center
9960 Mayland Drive, Suite 300
Henrico, Virginia 23233-1463

www.dhp.virginia.gov
TEL (804) 367- 4400
FAX (804) 527- 4475

CERTIFICATION OF DUPLICATE RECORDS

I, Arne W. Owens, Chief Deputy Director of the Department of Health Professions, hereby certify that the attached Sentencing Orders entered December 18, 2012, regarding Kerry Alleen Lynch, C.N.A., are true copies of the records received from the Circuit Court for the City of Colonial Heights, Virginia.


Arne W. Owens

Date: 1/10/2013

SENTENCING ORDER

VIRGINIA: IN THE CIRCUIT COURT OF THE CITY OF COLONIAL HEIGHTS

FIPS CODE: 570

Hearing Date: **December 18, 2012**

Judge: **Herbert C. Gill, Jr.**

COMMONWEALTH OF VIRGINIA

v.

KERRY ALLEEN LYNCH, DEFENDANT

The defendant came before the Court for sentencing and appeared in person with counsel, **Stephen K. Armstrong**. The Commonwealth was represented by **A. Gray Collins, III**.

On **October 23, 2012** the defendant was found guilty of the following offense(s):

CASE NUMBER	OFFENSE DESCRIPTION AND INDICATOR (F/M)	OFFENSE DATE	VA. CODE SECTION	VCC CODE
CR12-367-01	Credit Card Theft (F)	06-08-2012	18.2-192	FRD2360F9
CR12-367-02	Credit Card Fraud (F)	06-08-2012	18.2-195	FRD2635F6

All parties waive their right to a pre-sentence report.

Pursuant to the provisions of Code § 19.2-298.01, the Court has considered and reviewed the applicable discretionary sentencing guidelines and the guidelines worksheets. The sentencing guidelines worksheets and the written explanation of any departure from the guidelines are ordered filed as a part of the record.

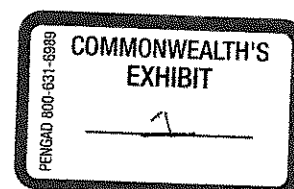
Before pronouncing the sentence, the Court inquired if the defendant desired to make a statement and if the defendant desired to advance any reason why judgment should not be pronounced.

The Court **SENTENCES** the defendant to:

Incarceration with the **Virginia Department of Corrections** for the term of: **20 years** for **CR12-367-01**.

The sentence shall run **consecutively** with all other sentences.

The Court **SUSPENDS 20 years** of the **CR12-367-01** sentence, and **suspends imposition of sentence** on the **CR12-367-02** charge, for a period of **20 years**, upon the following condition(s):



Commonwealth of Virginia

vs.

Kerry Alleen Lynch

Good Behavior. The defendant shall be of good behavior for **20 years** upon the defendant's release from confinement and/or until all fines and costs are paid in full.

DNA Testing. The defendant shall submit to DNA testing pursuant to §19.2-310.2 of the Virginia Code (1950), as amended.

Supervised Probation. The defendant is placed on probation to commence on release from incarceration, under the supervision of a Probation Officer for **such period of time deemed necessary for the defendant's proper rehabilitation.** The defendant shall comply with all the rules and requirements set by the Probation Officer. Probation shall include random drug screening. The defendant shall submit to any search and seizure by any Probation and Parole Officer during any period of active probation.

Costs. The defendant shall pay costs of **\$1,970.00**, and any interest that may accrue until the balance is paid in full.

Departure. The defendant is remanded to jail pending release on this charge.

Credit for Time Served. The defendant shall be given credit for time spent in confinement while awaiting trial pursuant to Code § 53.1-187.

Court Reporter. These proceedings were reported by Capitol Reporting, Inc., Court Reporters.

December 18, 2012
DATE

ENTER: W.C. [Signature]
JUDGE

DEFENDANT IDENTIFICATION:

SSN: DOB: 06/09/1968 Sex: Female

SENTENCING SUMMARY:

TOTAL SENTENCE IMPOSED: **20 years**

TOTAL SENTENCE SUSPENDED: **20 years**

A COPY, TESTE:
STACY STAFFORD, CLERK
BY: [Signature]
Deputy Clerk