

VIRGINIA:

BEFORE THE BOARD OF NURSING

IN RE: CANDACE FOYE, R.N. APPLICANT

CONSENT ORDER

The Virginia Board of Nursing ("Board") and Candace Foye, as evidenced by her signature hereto, enter into the following Consent Order affecting Ms. Foye's application for licensure by examination to practice professional nursing in Virginia.

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

FINDINGS OF FACT

1. Candace Foye submitted an application for licensure by examination to practice professional nursing in Virginia February 23, 2013, declaring Virginia as her primary state of residence.
2. In 2006 and 2008, in the General Court of Justice, District Division, of Craven County, North Carolina, Ms. Foye was convicted of two separate counts of misdemeanor larceny. In 2006, she was sentenced to 45 days' incarceration, placed on 12 months supervised probation, and ordered to pay restitution and costs. In 2008, she was placed on 12 months supervised probation and ordered to pay a fine and costs.
3. Ms. Foye has also suffered the following criminal convictions: in 2004, she was convicted of simple assault and trespassing. In 2007 she was convicted of misdemeanor harassing telephone calls.
4. Ms. Foye presented evidence that she had satisfied the terms of all of her criminal convictions.
5. Ms. Foye was certified as a Nurse Aide I in the State of North Carolina from December 2002 through October 2012 without any adverse action.

CONCLUSIONS OF LAW

1. Finding of Fact No. 2 constitutes a violation of § 54.1-3007(4) of the Code of Virginia (1950), as amended (“Code”).
2. Ms. Foye otherwise meets the requirements of § 54.1-3017 of the Code.

CONSENT

Candace Foye, 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 licensure 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:

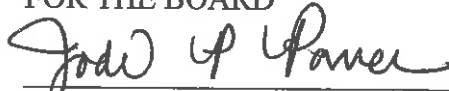
1. The application of Candace Foye for licensure by examination as a professional nurse is APPROVED. Upon successful completion of the NCLEX-RN examination, Ms. Foye shall be issued an unrestricted license to practice professional nursing in Virginia.

2. Ms. Foye is hereby REPRIMANDED.

3. Ms. Foye 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.

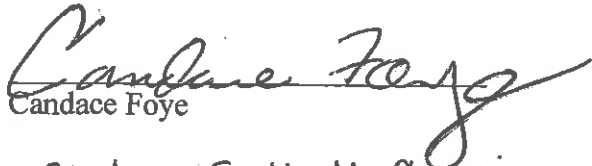
FOR THE BOARD



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

ENTERED: July 2, 2013

SEEN AND AGREED TO:


Candace Foye

State of North Carolina
~~COMMONWEALTH OF VIRGINIA,~~
COUNTY/CITY OF Craven, TO WIT:

Subscribed and sworn to before me, Sarah Brayles, a Notary Public, this 24 day of June, 2013.

My commission expires 06/21/2017.

Registration Number 201217400098.


NOTARY PUBLIC