

VIRGINIA:

BEFORE THE BOARD OF NURSING

IN RE: CYNTHIA C. BRAWLEY, L.P.N.
License No.: 0002-066681

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 September 11, 2014, in Henrico County, Virginia. Cynthia C. Brawley, L.P.N., was not present nor was she represented by legal counsel. Jane Elliott, R.N., Ph.D., serving as Agency Subordinate for the Board, submitted a Recommended Decision for consideration.

On November 19, 2014, a quorum of the Board met to receive and act upon the Recommended Decision of the Agency Subordinate. Ms. Brawley was not present nor was she represented by legal counsel.

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. Cynthia C. Brawley, L.P.N., was issued License No. 0002-066681 to practice practical nursing in Virginia on July 22, 2003. The license is scheduled to expire on March 31, 2016. Her primary state of residence is Virginia.

2. By letter dated August 14, 2014, the Board of Nursing sent a Notice of Informal Conference ("Notice") to Ms. Brawley notifying her that an informal conference would be held on September 11, 2014. The Notice was sent by certified and first class mail to P. O. Box 1947, Staunton, Virginia 24402, the address of record on file with the Board of Nursing. The certified mail was returned to the Board office marked "unclaimed." The first class mail was not returned. The Agency Subordinate

concluded that adequate notice was provided to Ms. Brawley and the informal conference proceeded in her absence.

3. By Order of the Board entered June 26, 2013, Ms. Brawley was reprimanded and ordered to complete two NCSBN online courses within 60 days of the date of entry of the Order, based on findings that she failed to check and address a resident's leaking catheter for several hours.

4. Ms. Brawley did not complete the NCSBN courses until February 24, 2014.

CONCLUSIONS OF LAW

Finding of Fact No. 4 constitutes a violation of Term No. 2 of the Order entered June 26, 2013.

ORDER

WHEREFORE, it is hereby ORDERED as follows:

1. Cynthia C. Brawley, L.P.N., is hereby REPRIMANDED.

2. Ms. Brawley shall maintain a course of conduct in her capacity as a practical nurse commensurate with the requirements of § 54.1-3000 *et seq.* of the Code and the Board of Nursing Regulations.

Pursuant to § 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.

Since Ms. Brawley failed to appear at the informal conference, this Order shall be considered final. Ms. Brawley 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. Brawley 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 M.S.M., R.N., C.S.A.C., F.R.E., 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

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

Entered: *December 4, 2014*

Certified True Copy

By *J. Robinson-Flowers*
Virginia Board of Nursing