

**VIRGINIA:**

**BEFORE THE BOARD OF NURSING**

**IN RE: TIJUANA CLARK, C.N.A. REINSTATEMENT APPLICANT**  
**Certificate No.:1401-113306**

**ORDER**

Pursuant to §§ 2.2-4019, 2.2-4021, and 54.1-2400(10) of the Code of Virginia (1950), as amended (“Code”), a Special Conference Committee (“Committee”) of the Virginia Board of Nursing (“Board”) met on June 3, 2013, in Henrico County, Virginia, to receive and act upon Tijuana Clark’s application for reinstatement of her certificate to practice as a nurse aid in Virginia, and to inquire into evidence that Ms. Clark may have violated certain laws governing nurse aide practice. Ms. Clark was present and was not represented by counsel.

Upon consideration of the evidence, the Committee adopts the following Findings of Fact and Conclusions of Law.

**FINDINGS OF FACT**

1. Tijuana Clark, C.N.A. was issued Certificate No. 1401-113306 to practice as a nurse aide in the Commonwealth of Virginia on March 25, 2006. Said certificate expired on March 31, 2010.
2. By letter dated May 7, 2013, the Board of Nursing sent a Notice of Informal Conference (“Notice”) to Ms. Clark notifying her that an informal conference would be held on June 3, 2013. The Notice was sent by certified and first class mail to P. O. Box 374, Appomattox, Virginia 24522, the address of record on file with the Board of Nursing. The Notice was also sent to 302 Planters Town Road, Appomattox, Virginia 24522, a secondary address.
3. Ms. Clark submitted an application for reinstatement of her certificate to practice as a nurse aide which was received by the Board on April 16, 2013.

4. On January 10, 2010, during the course of her employment with Central Virginia Training Center (“CVTC”), Lynchburg, Virginia, while Ms. Clark was assigned to provide 1:1 care to a resident who was hospitalized at Lynchburg General Hospital (“LGH”), Lynchburg, Virginia, she left the resident alone, without notifying the floor staff at the hospital or her supervisor at CVTC.

5. The resident was not harmed by being left alone. The LGH staff documented that the resident rested well during the night.

6. On February 9, 2010, Ms. Clark’s employment with CVTC was terminated.

7. Ms. Clark provided evidence that she has been employed as a direct care aide at a group home within the last two years.

8. Ms. Clark stated that she has employment waiting at a nursing home in Appomattox, Virginia, if her certificate is reinstated.

#### **CONCLUSIONS OF LAW**

1. Finding of Fact No. 4 constitutes a violation of § 54.1-3007(5) of the Code.

2. Otherwise, Ms. Clark meets the requirements for reinstatement of her certificate to practice as a nurse aide.

#### **ORDER**

On the basis of the foregoing, the Committee hereby ORDERS as follows: reprimand and reinstate

1. The application of Tijuana Clark for reinstatement of her certificate to practice as a nurse aide is APPROVED. Ms. Clark shall be issued an unrestricted certificate to practice as a nurse aide in the Commonwealth.


2. Ms. Clark is hereby REPRIMANDED.

3. Ms. Clark shall maintain a course of conduct in her capacity as a certified nurse aide 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 on request.

Pursuant to Section 54.1-2400(10) of the Code, Ms. Clark may, not later than 5:00 p.m., on **July 29, 2013**, notify Jay P. Douglas, Executive Director, Board of Nursing, 9960 Mayland Drive, Suite 300, Henrico, Virginia 23233, in writing that she desires a formal administrative hearing before the Board. Upon the filing with the Executive Director of a request for the hearing, this Order shall be vacated.

FOR THE COMMITTEE:

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

ENTERED: June 24, 2013

This Order shall become final on **July 29, 2013**, unless a request for a formal administrative hearing is received as described above.

Certified True Copy  
By   
Virginia Board of Nursing