

VIRGINIA:

BEFORE THE BOARD OF NURSING

IN RE: MELINDA CHAN, C.N.A., R.M.A., R.N. APPLICANT

0001-258578

CONSENT ORDER

The Virginia Board of Nursing ("Board") and Melinda Chan, C.N.A., R.M.A., as evidenced by her signature hereto, enter into the following Consent Order affecting Ms. Chan's application for licensure by examination to practice as a professional nurse in Virginia.

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

FINDINGS OF FACT

1. Melinda Chan, C.N.A., R.M.A., was issued Certificate No. 1401-142129 to practice as a nurse aide by the Virginia Board of Nursing on January 13, 2011. Said certificate is set to expire on January 31, 2014. She was also issued Registration No. 0031-005991 to practice as a medication aide by the Virginia Board of Nursing on June 28, 2012. Said registration is set to expire on February, 28, 2014. Her primary state of residence is Virginia.
2. Ms. Chan submitted an application for licensure by examination to practice as a professional nurse which was received by the Board on April 2, 2013.
3. On December 8, 2009, Ms. Chan was convicted in the General District Court of Henrico County, Virginia, of one count of petit larceny, a misdemeanor. She was sentenced to 30 days in jail, suspended for a period of three years, and ordered to pay \$196.00 in court costs, which were paid in full on September 20, 2010.
4. The Board received no complaints regarding Ms. Chan's practice as a nurse aide or as a medication aide.

CONCLUSIONS OF LAW

1. Finding of Fact No. 3 constitutes a violation of § 54.1-3007(4) of the Code of Virginia (1950), as amended (“Code”).
2. Ms. Chan otherwise meets the requirements of § 54.1-3017 of the Code.

CONSENT

Melinda Chan, C.N.A., R.M.A., 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 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:

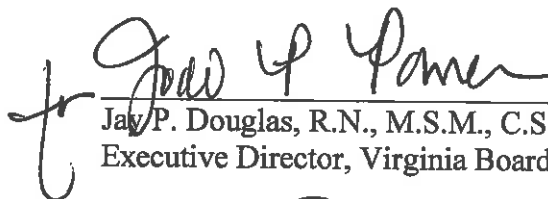
1. The application of Melinda Chan for licensure by examination as a professional nurse is APPROVED. Upon successful completion of the NCLEX-RN examination, Ms. Chan shall be issued an unrestricted license to practice as a professional nurse in the Commonwealth.

2. Ms. Chan is hereby REPRIMANDED.

3. Ms. Chan 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.

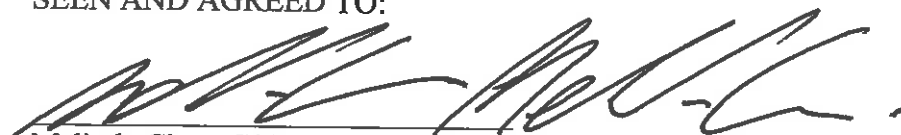
Pursuant to §§ 2.2-4023 and 54.1-2400.2 of the Code, the signed original of this Order shall remain in the custody of the Department of Health Professions as public record and shall be made available for public inspection or copying upon request.

FOR THE BOARD


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

ENTERED: June 10, 2013

SEEN AND AGREED TO:


Melinda Chan, C.N.A., R.M.A.

COMMONWEALTH OF VIRGINIA,
COUNTY/CITY OF Henrico, TO WIT:

Subscribed and sworn to before me, Brittany C. Clark, a Notary Public, this 5 day of June, 2013.

My commission expires July 31, 2013.

Registration Number 7239209.


NOTARY PUBLIC

Certified True Copy

By 
Virginia Board Of Nursing