



VA BD OF NURSING

VIRGINIA:

BEFORE THE BOARD OF NURSING

IN RE:

LINDSEY SCOTT, C.M.T. APPLICANT

CONSENT ORDER

The Virginia Board of Nursing ("Board") and Lindsey Scott, as evidenced by her signature hereto, enter into the following Consent Order affecting Ms. Scott's application for certification by examination to practice massage therapy in Virginia.

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

FINDINGS OF FACT

1. Lindsey Scott submitted an application for certification by examination to practice massage therapy which was received by the Board on March 19, 2013.
2. On May 12, 2009, Ms. Scott was convicted of misdemeanor shoplifting in the Albemarle, Virginia, General District Court.
3. Ms. Scott provided evidence that she has paid all the court costs associated with the above conviction.
4. Ms. Scott successfully completed the National Certification Examination for Therapeutic Massage (NCETM) on February 23, 2013.

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. Scott otherwise meets the requirements of § 54.1-3029 of the Code.

CONSENT

Lindsey Scott, 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 certification by examination to practice massage therapy 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 for certification by examination of Lindsey Scott to practice massage therapy in Virginia is APPROVED. Ms. Scott shall be issued an unrestricted certificate to practice as a massage therapist in the Commonwealth.
2. Ms. Scott is hereby REPRIMANDED.
3. Ms. Scott shall maintain a course of conduct in her capacity as a massage therapist 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
Jay P. Douglas, R.N., M.S.M., C.S.A.C.
Executive Director, Virginia Board of Nursing

ENTERED: May 31st, 2013

SEEN AND AGREED TO:

Lindsey Scott
Lindsey Scott

Certified True Copy
By [Signature]
Virginia Board of Nursing

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

Subscribed and sworn to before me, Mark Shelton, a Notary Public, this 30th day of May, 2013.

My commission expires 2/28/2014

Registration Number 7344731

Mark Daniel Shelton
Notary Public
Commonwealth Of Virginia
Reg.# 7344731
My Commission Expires 2/28/2014

Mark Shelton
NOTARY PUBLIC