

VIRGINIA:

BEFORE THE BOARD OF NURSING

IN RE: KECIA E. FENTON, C.N.A. REINSTATEMENT APPLICANT
Certificate No.: 1401-093613

NOTICE OF HEARING

Pursuant to §§ 2.2-4020, 2.2-4024(F), and 54.1-2400(11) of the Code of Virginia (1950), as amended (“Code”), Kecia E. Fenton, who, prior to its revocation by the Board of Nursing on July 31, 2006, held Certificate No. 1401-093613 to practice as a nurse aide in Virginia, is hereby given notice that a formal administrative hearing will be held in the presence of a panel of the Board of Nursing. The hearing will be held on May 23, 2013, at 1:30 p.m., at the offices of the Department of Health Professions, Board of Nursing, Perimeter Center, 9960 Mayland Drive, Suite 201, Henrico, Virginia 23233, at which time Ms. Fenton will be afforded the opportunity to be heard in person or by counsel.

At the hearing, Ms. Fenton has the following rights, among others: the right to representation by counsel; the right to have witnesses subpoenaed and to present witnesses on her behalf; the right to present documentary evidence; and the right to cross-examine adverse witnesses. If Ms. Fenton desires any witnesses to appear on her behalf, she must notify the Director of Administrative Proceedings, Department of Health Professions, 9960 Mayland Drive, Suite 300, Henrico, Virginia 23233, in accordance with the Instructions for Requesting Subpoenas.

The purpose of the hearing is to receive and act upon the application of Kecia E. Fenton for reinstatement of her certificate to practice as a nurse aide in Virginia which was revoked by Order of the Board entered on July 31, 2006, and to inquire into evidence that Ms. Fenton may have violated certain laws and regulations governing nurse aide practice in Virginia, as more fully set forth in the Statement of Particulars below.

The burden rests upon Ms. Fenton, as the applicant, to demonstrate that she is capable of resuming safe and competent practice as a nurse aide in Virginia.

Pursuant to § 54.1-2408.2 of the Code, reinstatement of Ms. Fenton's certificate requires the affirmative vote of three-fourths of the members of the Board in attendance at the hearing.

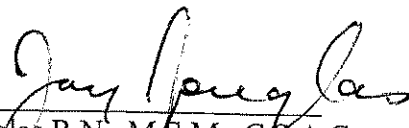
STATEMENT OF PARTICULARS

The Board alleges that:

1. Kecia E. Fenton may have violated § 54.1-3007(2) and 18 VAC 90-25-100(2)(f) of the Regulations Governing Certified Nurse Aides ("Regulations") in that, by Order entered July 31, 2006, Ms. Fenton's nurse aide certificate was revoked for falsifying timesheets during her employment at Care Advantage.

2. Ms. Fenton may have violated § 54.1-3007(4) of the Code in that, by order entered on November 20, 2006, by the Chesterfield County, Virginia, Circuit Court, Ms. Fenton was convicted of four counts of uttering, a felony. Said conviction was due to her falsifying timesheets.

FOR THE BOARD



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

ENTERED: April 25TH 2013