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VA BD OF NURSING

COMMONWEALTH of VIRGINIA

Dianne L. Reynolds-Cane, M.D.
Director

Department of Health Professions
Perimeter Center
9960 Mayland Drive, Suite 300
Henrico, Virginia 23233-1463

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TEL (804) 367-4400
FAX (804) 527-4475

January 23, 2014

Starr Nevaughn Pettus-Smith
2024 Linster Street, #A
Chesapeake, VA 23324

CERTIFIED MAIL

**DUPLICATE COPY
VIA FIRST CLASS MAIL**

RE: Certificate No.: 1401-151366

DATE 1/23/14

Dear Ms. Pettus-Smith:

Pursuant to Section 54.1-2409 of the Code of Virginia (1950), as amended, ("Code"), you are hereby given notice that your certification to practice as a certified nurse aide in the Commonwealth of Virginia has been mandatorily suspended by the enclosed Order entered January 23, 2014. You are hereby advised that, pursuant to Section 54.1-2409.1 of the Code, any person who practices a profession or occupation after having their license or certificate to do so suspended shall be guilty of a felony. Please return your certificate to Jay P. Douglas, Executive Director of the Virginia Board of Nursing, at the above address, immediately upon receipt of this letter.

Section 54.1-2409 of the Code further provides that you may apply to the Board of Nursing ("Board") for reinstatement of your certificate, and shall be entitled to a hearing not later than the next regular meeting of the Board after the expiration of sixty days from the receipt of such reinstatement application. You have the following rights, among others: to be represented by legal counsel, to have witnesses subpoenaed on your behalf, to present documentary evidence and to cross-examine adverse witnesses. The reinstatement of your certificate shall require the affirmative vote of three-fourths of the members of the Board of Nursing present at the hearing.

Should you wish to petition the Board of Nursing for reinstatement of your certificate, contact Jay P. Douglas, Executive Director, at the above address or (804) 367-4639.

Sincerely,

Dianne L. Reynolds-Cane, M.D., Director
Department of Health Professions

Enclosures
Case #154654

VIRGINIA:

BEFORE THE DEPARTMENT OF HEALTH PROFESSIONS

IN RE: STARR NEVAUGHN PETTUS-SMITH, C.N.A.
Certificate No.: 1401-151366

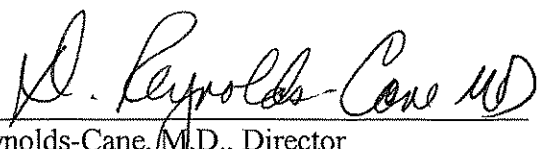
ORDER

In accordance with Section 54.1-2409 of the Code of Virginia (1950), as amended, ("Code"), I, Dianne L. Reynolds-Cane, M.D., Director of the Virginia Department of Health Professions, received and acted upon evidence that Starr Nevaughn Pettus-Smith, C.N.A., pled guilty and was convicted of a felony charge in the Circuit Court of the City of Norfolk, Virginia, to wit: One (1) Count of False Statement to Gain Assistance-Medicaid Fraud. A certified copy of the Sentencing Order-Plea Agreement is attached to this Order and marked as Commonwealth's Exhibit No. 1.

WHEREFORE, by the authority vested in the Director of the Department of Health Professions pursuant to Section 54.1-2409 of the Code, it is hereby ORDERED that the certificate of Starr Nevaughn Pettus-Smith, C.N.A., to practice as a certified nurse aide in the Commonwealth of Virginia be, and hereby is, SUSPENDED.

Upon entry of this Order, the certificate of Starr Nevaughn Pettus-Smith, C.N.A., will be recorded as suspended. Should Ms. Pettus-Smith seek reinstatement of her certificate pursuant to Section 54.1-2409 of the Code, she shall be responsible for any fees that may be required for the reinstatement and renewal of her certificate prior to issuance of her certificate to resume practice.

Pursuant to Sections 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 a public record and shall be made available for public inspection and copying upon request.



Dianne L. Reynolds-Cane, M.D., Director
Department of Health Professions

ENTERED: _____

1-23-14



COMMONWEALTH of VIRGINIA

Dianne L. Reynolds-Cane, M.D.
Director

Department of Health Professions

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CERTIFICATION OF DUPLICATE RECORDS

I, Dianne L. Reynolds-Cane, M.D., Director of the Department of Health Professions, hereby certify that the attached Sentencing Order-Plea Agreement entered January 10, 2014, regarding Starr Nevaughn Pettus-Smith, C.N.A., are true copies of the records received from the Circuit Court of the City of Norfolk, Virginia.

D. Reynolds-Cane MD
Dianne L. Reynolds-Cane, M.D.

Date: 1-23-14

TRIAL AND SENTENCING ORDER - PLEA AGREEMENT

VIRGINIA: IN THE CIRCUIT COURT OF THE CITY OF NORFOLK

FEDERAL INFORMATION PROCESSING
STANDARDS CODE: 710

Hearing Date: **DECEMBER 19, 2013**

Court Reporter - **J. TRAIL**

Judge: **Karen J. Burrell**

Court Clerk - **BTW**

COMMONWEALTH OF VIRGINIA

v.

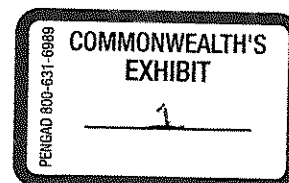
STARR NEVAUGHN KRYSTAL CAROLYN PETTUS-SMITH, DEFENDANT

This case came before the Court for trial of the defendant, who appeared in person with her attorney, **CASWELL RICHARDSON**. The Commonwealth was represented by **RAMIN FATEHI**.

The defendant stands charged with the following offense(s):

CASE NUMBER	OFFENSE DESCRIPTION AND INDICATOR (F/M) (VCC CODE)	OFFENSE DATE	VA. CODE SECTION
CR13002704-00	FALSE STATEMENT TO GAIN ASSISTANCE-MEDICAID FRAUD FRD-2711-F9	F 9/11/12	\$32.1.314
CR13002704-01	FORGERY FRD-2520-F5	F 12/17/12	\$18.2-172
CR13002704-02	OBTAINING MONEY OR PROPERTY BY FALSE PRETENSES FRD-2743-F9	F 12/17/12	\$18.2-178
CR13002704-03	FORGERY FRD-2520-F5	F 12/17/12	\$18.2-172
CR13002704-04	OBTAINING MONEY OR PROPERTY BY FALSE PRETENSES FRD-2743-F9	F 12/26/12	\$18.2-178
CR13002704-05	FORGERY FRD-2520-F5	F 1/2/13	\$18.2-172
CR13002704-06	OBTAINING MONEY OR PROPERTY BY FALSE PRETENSES FRD-2743-F9	F 1/2/13	\$18.2-178
CR13002704-07	FORGERY FRD-2520-F5	F 1/9/13	\$18.2-172
CR13002704-08	OBTAINING MONEY OR PROPERTY BY FALSE PRETENSES FRD-2743-F9	F 1/9/13	\$18.2-178

MDL-ASTR.ORD



Whereupon the defendant waived arraignment and the Court having been advised by the defendant, his counsel and the attorney for the Commonwealth that there has been a **PLEA AGREEMENT** in this case, and such agreement in writing having been presented to the Court, and now filed herein, and having heard the evidence and argument of counsel, the Court accepts said agreement and the plea of **guilty** to **INDICTMENT 1-FALSE STATEMENT TO GAIN ASSISTANCE-MEDICAID FRAUD**, that the defendant tendered in person and finds the defendant guilty of same.

Pursuant to the provisions of Code Section 19.2-298.01, the Court has considered and reviewed the applicable discretionary sentencing guidelines and the guidelines worksheets. The sentencing guidelines worksheets and the written explanation of any departure from the guidelines are ordered filed as a part of the record in this case.

Before pronouncing the sentence, the Court inquired if the defendant desired to make a statement and if the defendant desired to advance any reason why judgment should not be pronounced.

The Court **SENTENCES** the defendant to:

Incarceration with the **Virginia Department of Corrections** for the term of: **2 YEARS** for **FALSE STATEMENT TO GAIN ASSISTANCE-MEDICAID FRAUD**. The total sentence imposed is **2 YEARS**.

This sentence shall run consecutively with all other sentences.

The Court **SUSPENDS 1 YEAR 11 MONTHS AND 28 DAYS** of the **2 YEAR** sentence, for a period of **5 YEARS OR UNTIL RESTITUTION IS PAID IN FULL**, for a total suspension of **1 YEAR 11 MONTHS AND 28 DAYS**, upon the following condition(s): **DEFENDANT IS ORDERED TO PAY \$2,650.50 IN RESTITUTION TO THE COMMONWEALTH OF VIRGINIA**.

Supervised probation. The defendant is placed on probation to commence on his release from incarceration, under the supervision of a Probation Officer for **an indeterminate period**, until released by the Court or the Probation Officer. The defendant shall comply with all the rules and requirements set by the Probation Officer.

Unsupervised probation. The defendant shall be of uniform good behavior while in custody and for **5 YEARS OR UNTIL RESTITUTION IS PAID IN FULL** after release from all confinement.

COPY TESTE:
GEORGE E. SCHAEFER, CLERK
NORFOLK CIRCUIT COURT
BY: [Signature]
Loroy Chatman, Deputy Clerk
Authorized to sign on behalf
of George E. Schaefer
Date: 7-14-19