

**VIRGINIA BOARD OF NURSING
SPECIAL CONFERENCE COMMITTEE
December 15, 2014**

TIME AND PLACE: The meeting of the Special Conference Committee of the Board of Nursing was convened at 9:00 A.M., on December 15, 2014 in Board Room 3, Suite 201, Department of Health Professions, 9960 Mayland Drive, Henrico, Virginia.

MEMBERS PRESENT: Trula Minton, MS, RN, NEA-BC, Chairperson
Marie Gerardo, MS, RN, ANP-BC
Michelle Schutt, C.M.T., Massage Advisory Board Member (joined later)

STAFF PRESENT: Brenda Krohn, R.N., M.S., Deputy Executive Director

OTHERS PRESENT: Tammie D. Jones, Adjudication Specialist

CONFERENCES

SCHEDULED: **Elsabet Woldemariam, C.N.A. Reinstatement Applicant 1401-094834**
Ms.Woldemariam appeared.

CLOSED MEETING: Ms. Gerardo moved that the Special Conference Committee of the Board of Nursing convene a closed meeting pursuant to Section 2.2-3711(A)(27) of the *Code of Virginia* at 9:28 A.M. for the purpose of deliberation to reach a decision in the matter of Ms. Woldemariam. Additionally, Ms. Gerardo moved that Ms. Krohn and Ms. Jones attend the closed meeting because their presence in the closed meeting is deemed necessary, and their presence will aid the Committee in its deliberations.
The motion was seconded and carried unanimously.

RECONVENTION: The Committee reconvened in open session at 9:36 A.M.

Ms. Gerardo moved that the Special Conference Committee of the Board of Nursing certify that it heard, discussed or considered only public business matters lawfully exempted from open meeting requirements under the Virginia Freedom of Information Act and only such public business matters as were identified in the motion by which the closed meeting was convened.
The motion was seconded and carried unanimously.

ACTION: Ms. Gerardo moved to issue an order to reinstate the certificate of Elsabet Woldemariam to practice as a certified nurse aide, and issue an unrestricted certificate.

The motion was seconded and carried unanimously.

An Order will be entered. As provided by law, this decision shall become a Final Order thirty days after service of such order on Ms. Woldemariam unless a written request to the Board for a formal hearing on the allegations made against her is received from Ms. Woldemariam within such time. If service of the order is made by mail, three additional days shall be added to that period. Upon such timely request for a formal hearing, the Order shall be vacated.

CONFERENCES

SCHEDULED:

Lakeisha Keene, R.M.A. 0031-004877

Ms. Keene appeared.

CLOSED MEETING:

Ms. Gerardo moved that the Special Conference Committee of the Board of Nursing convene a closed meeting pursuant to Section 2.2-3711(A)(27) of the *Code of Virginia* at 10:00 A.M. for the purpose of deliberation to reach a decision in the matter of Ms. Keene. Additionally, Ms. Gerardo moved that Ms. Krohn and Ms. Jones attend the closed meeting because their presence in the closed meeting is deemed necessary, and their presence will aid the Committee in its deliberations.

The motion was seconded and carried unanimously.

RECONVENTION:

The Committee reconvened in open session at 10:14 A.M.

Ms. Gerardo moved that the Special Conference Committee of the Board of Nursing certify that it heard, discussed or considered only public business matters lawfully exempted from open meeting requirements under the Virginia Freedom of Information Act and only such public business matters as were identified in the motion by which the closed meeting was convened.

The motion was seconded and carried unanimously.

ACTION:

Ms. Gerardo moved to close the case regarding Lakeisha Keene and impose no sanction due to insufficient evidence to warrant disciplinary action by the Board of Nursing.

The motion was seconded and carried unanimously.

CONFERENCES

SCHEDULED:

Deana Martin, C.N.A. Reinstatement Applicant 1401-141635

Mr. Martin appeared.

CLOSED MEETING:

Ms. Gerardo moved that the Special Conference Committee of the Board of Nursing convene a closed meeting pursuant to Section 2.2-3711(A)(27) of the *Code of Virginia* at 10:26 A.M. for the purpose of deliberation to reach a decision in the matter of Mr. Martin. Additionally, Ms. Gerardo moved that Ms. Krohn and Ms. Jones attend the closed meeting because their presence in the closed meeting is deemed necessary, and their presence will aid the Committee in its deliberations.

The motion was seconded and carried unanimously.

RECONVENTION:

The Committee reconvened in open session at 10:34 A.M.

Ms. Gerardo moved that the Special Conference Committee of the Board of Nursing certify that it heard, discussed or considered only public business matters lawfully exempted from open meeting requirements under the Virginia Freedom of Information Act and only such public business matters as were identified in the motion by which the closed meeting was convened.

The motion was seconded and carried unanimously.

ACTION:

Ms. Gerardo moved to issue an order to approve Ms. Martin's petition to remove the finding of neglect and to reinstate her certificate to practice as a certified nurse

aide, and issue an unrestricted certificate after successful completion of the nurse aide examination.

The motion was seconded and carried unanimously.

An Order will be entered. As provided by law, this decision shall become a Final Order thirty days after service of such order on Ms. Martin unless a written request to the Board for a formal hearing on the allegations made against her is received from Ms. Martin within such time. If service of the order is made by mail, three additional days shall be added to that period. Upon such timely request for a formal hearing, the Order shall be vacated.

CONFERENCES

SCHEDULED:

Lisa McPeak, C.N.A. Applicant

Ms. McPeak did not appear.

CLOSED MEETING:

Ms. Gerardo moved that the Special Conference Committee of the Board of Nursing convene a closed meeting pursuant to Section 2.2-3711(A)(27) of the *Code of Virginia* at 10:39 A.M. for the purpose of deliberation to reach a decision in the matter of Ms. McPeak. Additionally, Ms. Gerardo moved that Ms. Krohn and Ms. Jones attend the closed meeting because their presence in the closed meeting is deemed necessary, and their presence will aid the Committee in its deliberations.

The motion was seconded and carried unanimously.

RECONVENTION:

The Committee reconvened in open session at 10:45 A.M.

Ms. Gerardo moved that the Special Conference Committee of the Board of Nursing certify that it heard, discussed or considered only public business matters lawfully exempted from open meeting requirements under the Virginia Freedom of Information Act and only such public business matters as were identified in the motion by which the closed meeting was convened.

The motion was seconded and carried unanimously.

ACTION:

Ms. Gerardo moved to issue an order to deny Lisa McPeak's application to take the nurse aide examination.

The motion was seconded and carried unanimously.

An Order will be entered. As provided by law, this decision shall become a Final Order thirty days after service of such order on Ms. McPeak unless a written request to the Board for a formal hearing on the allegations made against her is received from Ms. McPeak within such time. If service of the order is made by mail, three additional days shall be added to that period. Upon such timely request for a formal hearing, the Order shall be vacated.

CONFERENCES

SCHEDULED:

Victoria Tarmoh, C.N.A. Reinstatement Applicant 1401-125527

Ms. Tarmoh appeared.

CLOSED MEETING:

Ms. Gerardo moved that the Special Conference Committee of the Board of Nursing convene a closed meeting pursuant to Section 2.2-3711(A)(27) of the

Code of Virginia at 1:08 P.M. for the purpose of deliberation to reach a decision in the matter of Ms. Tarmoh. Additionally, Ms. Gerardo moved that Ms. Krohn and Ms. Jones attend the closed meeting because their presence in the closed meeting is deemed necessary, and their presence will aid the Committee in its deliberations.

The motion was seconded and carried unanimously.

RECONVENTION:

The Committee reconvened in open session at 1:14 P.M.

Ms. Gerardo moved that the Special Conference Committee of the Board of Nursing certify that it heard, discussed or considered only public business matters lawfully exempted from open meeting requirements under the Virginia Freedom of Information Act and only such public business matters as were identified in the motion by which the closed meeting was convened.

The motion was seconded and carried unanimously.

ACTION:

Ms. Gerardo moved to issue an order to approve Victoria Tarmoh's petition to remove the finding of neglect and to reinstate her certificate to practice as a certified nurse aide, and issue an unrestricted certificate.

The motion was seconded and carried unanimously.

An Order will be entered. As provided by law, this decision shall become a Final Order thirty days after service of such order on Ms. Tarmoh unless a written request to the Board for a formal hearing on the allegations made against her is received from Ms. Tarmoh within such time. If service of the order is made by mail, three additional days shall be added to that period. Upon such timely request for a formal hearing, the Order shall be vacated.

CONFERENCES

SCHEDULED:

Makesha Ndiaye, L.P.N. Reinstatement Applicant 0002-068703

Ms. Ndiaye appeared, accompanied by Tara Ciurash, R.N., Vice President of First Choice Nurses.

CLOSED MEETING:

Ms. Gerardo moved that the Special Conference Committee of the Board of Nursing convene a closed meeting pursuant to Section 2.2-3711(A)(27) of the *Code of Virginia* at 1:46 P.M. for the purpose of deliberation to reach a decision in the matter of Ms. Ndiaye. Additionally, Ms. Gerardo moved that Ms. Krohn and Ms. Jones attend the closed meeting because their presence in the closed meeting is deemed necessary, and their presence will aid the Committee in its deliberations.

The motion was seconded and carried unanimously.

RECONVENTION:

The Committee reconvened in open session at 2:00 P.M.

Ms. Gerardo moved that the Special Conference Committee of the Board of Nursing certify that it heard, discussed or considered only public business matters lawfully exempted from open meeting requirements under the Virginia Freedom of Information Act and only such public business matters as were identified in the motion by which the closed meeting was convened.

The motion was seconded and carried unanimously.

ACTION:

Ms. Gerardo moved to issue an order to reinstate the Virginia only license of Makesha Ndiaye to practice as a licensed practical nurse contingent upon verification of Ms. Ndiaye's entry into the Health Practitioners Monitoring Program and thereafter remaining in compliance with the terms of the monitoring contract with the Health Practitioners Monitoring Program.

The motion was seconded and carried unanimously.

An Order will be entered. As provided by law, this decision shall become a Final Order thirty days after service of such order on Ms. Ndiaye unless a written request to the Board for a formal hearing on the allegations made against her is received from Ms. Ndiaye within such time. If service of the order is made by mail, three additional days shall be added to that period. Upon such timely request for a formal hearing, the Order shall be vacated.

CONFERENCES

SCHEDULED:

Ellyn Algarin, R.N. Reinstatement Applicant 0001-121823

Ms. Algarin appeared.

CLOSED MEETING:

Ms. Gerardo moved that the Special Conference Committee of the Board of Nursing convene a closed meeting pursuant to Section 2.2-3711(A)(27) of the *Code of Virginia* at 2:28 P.M. for the purpose of deliberation to reach a decision in the matter of Ms. Algarin. Additionally, Ms. Gerardo moved that Ms. Krohn and Ms. Jones attend the closed meeting because their presence in the closed meeting is deemed necessary, and their presence will aid the Committee in its deliberations.

The motion was seconded and carried unanimously.

RECONVENTION:

The Committee reconvened in open session at 3:05 P.M.

Ms. Gerardo moved that the Special Conference Committee of the Board of Nursing certify that it heard, discussed or considered only public business matters lawfully exempted from open meeting requirements under the Virginia Freedom of Information Act and only such public business matters as were identified in the motion by which the closed meeting was convened.

The motion was seconded and carried unanimously.

ACTION:

Ms. Gerardo moved to issue an order to deny Ellyn Algarin's petition for reinstatement of her license to practice as a registered nurse in Virginia.

The motion was seconded and carried unanimously.

An Order will be entered. As provided by law, this decision shall become a Final Order thirty days after service of such order on Ms. Algarin unless a written request to the Board for a formal hearing on the allegations made against her is received from Ms. Algarin within such time. If service of the order is made by mail, three additional days shall be added to that period. Upon such timely request for a formal hearing, the Order shall be vacated.

Ms. Schutt joined the meeting.

CONFERENCES

SCHEDULED:

Robert Meadows, C.M.T. Applicant

Mr. Meadows appeared.

CLOSED MEETING:

Ms. Gerardo moved that the Special Conference Committee of the Board of Nursing convene a closed meeting pursuant to Section 2.2-3711(A)(27) of the *Code of Virginia* at 3:40 P.M. for the purpose of deliberation to reach a decision in the matter of Mr. Meadows. Additionally, Ms. Gerardo moved that Ms. Krohn and Ms. Jones attend the closed meeting because their presence in the closed meeting is deemed necessary, and their presence will aid the Committee in its deliberations.

The motion was seconded and carried unanimously.

RECONVENTION:

The Committee reconvened in open session at 3:50 P.M.

Ms. Gerardo moved that the Special Conference Committee of the Board of Nursing certify that it heard, discussed or considered only public business matters lawfully exempted from open meeting requirements under the Virginia Freedom of Information Act and only such public business matters as were identified in the motion by which the closed meeting was convened.

The motion was seconded and carried unanimously.

ACTION:

Ms. Gerardo moved to issue an order to approved Robert Meadows' application for certification as a certified massage therapist in Virginia.

The motion was seconded and carried unanimously.

An Order will be entered. As provided by law, this decision shall become a Final Order thirty days after service of such order on Mr. Meadows unless a written request to the Board for a formal hearing on the allegations made against him is received from Mr. Meadows within such time. If service of the order is made by mail, three additional days shall be added to that period. Upon such timely request for a formal hearing, the Order shall be vacated.

Ms. Schutt left the meeting.

CONFERENCES

SCHEDULED:

Marie Hinton, L.P.N. Applicant

Ms. Hinton appeared.

CLOSED MEETING:

Ms. Gerardo moved that the Special Conference Committee of the Board of Nursing convene a closed meeting pursuant to Section 2.2-3711(A)(27) of the *Code of Virginia* at 4:13.M. for the purpose of deliberation to reach a decision in the matter of Ms. Hinton. Additionally, Ms. Gerardo moved that Ms. Krohn and Ms. Jones attend the closed meeting because their presence in the closed meeting is deemed necessary, and their presence will aid the Committee in its deliberations.

The motion was seconded and carried unanimously.

RECONVENTION:

The Committee reconvened in open session at 4:25 P.M.

Ms. Gerardo moved that the Special Conference Committee of the Board of Nursing certify that it heard, discussed or considered only public business matters lawfully exempted from open meeting requirements under the Virginia Freedom of Information Act and only such public business matters as were identified in the motion by which the closed meeting was convened.

The motion was seconded and carried unanimously.

ACTION:

Ms. Gerardo moved to issue an order to approve Marie Hinton's application to take the practical nurse examination and issue an unrestricted license.

The motion was seconded and carried unanimously.

An Order will be entered. As provided by law, this decision shall become a Final Order thirty days after service of such order on Ms. Hinton unless a written request to the Board for a formal hearing on the allegations made against her is received from Ms. Hinton within such time. If service of the order is made by mail, three additional days shall be added to that period. Upon such timely request for a formal hearing, the Order shall be vacated.

ADJOURNMENT:

The Board adjourned at 4:30 P.M.

Brenda Krohn, R.N., M.S.
Deputy Executive Director