

**VIRGINIA BOARD OF NURSING  
FORMAL HEARINGS  
May 20, 2013**

**TIME AND PLACE:** The meeting of the Virginia Board of Nursing was called to order at 9:30 A.M. on May 20, 2013 in Board Room 2, Department of Health Professions, 9960 Mayland Drive, Suite 201, Henrico Virginia.

**BOARD MEMBERS PRESENT:** Louise D. Hartz, Citizen Member, Chairperson  
Evelyn Lindsay, LPN  
John M. Horn, LPN  
Florence Jones-Clarke, RN, MS  
Patricia M. Selig, RN, FNP, PhD

**STAFF PRESENT:** Jodi P. Power, RN, JD; Deputy Executive Director  
Brenda Krohn, RN, MS; Deputy Executive Director  
Darlene Graham, Senior Discipline Specialist

**OTHERS PRESENT:** Howard M. Casway, Senior Assistant Attorney General  
Nursing students from Southside Regional Medical Center

**ESTABLISHMENT OF A QUORUM:** With five members of the Board present, a quorum was established.

**FORMAL HEARINGS:** **Anthonette Dillard, LPN 0002-033448**  
Ms. Dillard appeared, represented by K. Dane Mills, attorney.

Anne Joseph, Deputy Director, Administrative Proceedings Division, represented the Commonwealth. Mr. Casway was legal counsel for the Board. L. Kim Taylor, court reporter with Farnsworth & Taylor Reporting, recorded the proceedings.

Kim Martin, Senior Investigator, Department of Health Professions; Alesia Baskin, Administrative Assistant, Board of Nursing; and Francine Greer, Administrative Assistant, Board of Nursing were present and testified.

**CLOSED MEETING:** Ms. Lindsay moved that the Board of Nursing convene a closed meeting pursuant to §2.2-3711(A)(27) of the *Code of Virginia* at 10:36 A.M., for the purpose of deliberation to reach a decision in the matter of Ms. Dillard. Additionally, Ms. Lindsay moved that Ms. Power, Ms. Krohn, Ms. Graham and Mr. Casway attend the closed meeting because their presence in the closed meeting is deemed necessary and their presence will aid the Board in its deliberations. The motion was seconded and carried unanimously.

**RECONVENTION:** The Board reconvened in open session at 11:00 A.M.

Ms. Lindsay moved that 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.

Mr. Horn moved that the Board of Nursing accept the findings of fact and conclusions of law as presented by Ms. Joseph and amended by the Board.

The motion was seconded and carried unanimously.

**ACTION:**

Dr. Selig moved that the Board of Nursing issue a monetary penalty of \$300 to Anthonette Dillard. The motion was seconded and carried. Ms. Hartz, Ms. Lindsay, Mr. Horn and Dr. Selig were in favor of the motion. Ms. Jones-Clarke opposed the motion.

This decision shall be effective upon the entry by the Board of a written Order stating the findings, conclusions, and decision of this formal hearing panel.

**FORMAL HEARINGS:**

**Reva G. Neel, RN 0001-102544**

Ms. Neel did not appear. Ms. Neel submitted a request for a continuance by fax at the time the hearing was convened.

Tammie Jones, Adjudication Specialist, represented the Commonwealth. Mr. Casway was legal counsel for the Board. L. Kim Taylor court reporter with Farnsworth & Taylor Reporting, recorded the proceedings.

Denise Sexton, Senior Investigator, Department of Health Professions; and Lisa Grow, Health Practitioners Monitoring Program were present and testified.

**CLOSED MEETING:**

Ms. Lindsay moved that the Board of Nursing convene a closed meeting pursuant to §2.2-3711(A)(7) of the *Code of Virginia* at 11:15 A.M for consultation with legal counsel. Additionally, Ms. Lindsay moved that Ms. Power, Ms. Krohn, Ms. Graham and Mr. Casway attend the closed meeting because their presence in the closed meeting is deemed necessary, and their presence will aid the Board in its deliberations. The motion was seconded and carried unanimously.

**RECONVENTION:**

The Board reconvened in open session at 11:20 A.M.

Ms. Lindsay moved that 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.

Dr. Selig moved that the Board of Nursing deny the request for a continuance in the matter of Reva Neel. The motion was seconded and carried unanimously.

CLOSED MEETING: Ms. Lindsay moved that the Board of Nursing convene a closed meeting pursuant to §2.2-3711(A)(27) of the *Code of Virginia* at 11:42 A.M., for the purpose of deliberation to reach a decision in the matter of Ms. Neel. Additionally, Ms. Lindsay moved that Ms. Power, Ms. Krohn, Ms. Graham and Mr. Casway attend the closed meeting because their presence in the closed meeting is deemed necessary and their presence will aid the Board in its deliberations. The motion was seconded and carried unanimously.

RECONVENTION: The Board reconvened in open session at 11:49 A.M.

Ms. Lindsay moved that 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.

Mr. Horn moved that the Board of Nursing accept the findings of fact and conclusions of law as presented by Ms. Jones and amended by the Board. The motion was seconded and carried unanimously.

ACTION: Dr. Selig moved that the Board of Nursing continue the professional nursing license of Reva Neel on indefinite suspension until such time as she can appear before the Board and prove that she is safe and competent to practice. The motion was seconded and carried unanimously.

This decision shall be effective upon the entry by the Board of a written Order stating the findings, conclusions, and decision of this formal hearing panel.

RECESS: The Board recessed at 11:50 A.M.

RECONVENTION: The Board reconvened at 1:30 P.M.

FORMAL HEARINGS: **James C. Walker, LPN 0002-083935**  
Mr. Walker did not appear.

Cynthia Gaines, Adjudication Specialist, represented the Commonwealth. Mr. Casway was legal counsel for the Board. L. Kim Taylor, court reporter with Farnsworth & Taylor Reporting, recorded the proceedings.

Kevin Pultz, Senior Investigator, Department of Health Professions was present and testified.

CLOSED MEETING: Ms. Lindsay moved that the Board of Nursing convene a closed meeting pursuant to §2.2-3711(A)(27) of the *Code of Virginia* at 1:55 P.M., for the purpose of deliberation to reach a decision in the matter of Mr. Walker. Additionally, Ms. Lindsay moved that Ms. Power, Ms. Krohn, Ms. Graham and Mr. Casway attend the closed meeting because their presence in the closed meeting is deemed necessary and their presence will aid the Board in its deliberations. The motion was seconded and carried unanimously.

RECONVENTION:

The Board reconvened in open session at 2:20 P.M.

Ms. Lindsay moved that 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.

Dr. Selig moved that the Board of Nursing accept the findings of fact and conclusions of law as presented by Ms. Gaines and amended by the Board.

The motion was seconded and carried unanimously.

ACTION:

Mr. Horn moved that the Board of Nursing revoke the practical nursing license of James Walker. The motion was seconded and carried unanimously.

This decision shall be effective upon the entry by the Board of a written Order stating the findings, conclusions, and decision of this formal hearing panel.

ADJOURNMENT:

The Board adjourned at 2:23 P.M.

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Brenda Krohn, RN, MS  
Deputy Executive Director