

**VIRGINIA BOARD OF NURSING
SPECIAL CONFERENCE COMMITTEE
December 10, 2013**

TIME AND PLACE: The meeting of the Special Conference Committee of the Board of Nursing was convened at 9:10 A.M., on December 10, 2013 in Board Room 3, Suite 201, Department of Health Professions, 9960 Mayland Drive, Henrico, Virginia.

MEMBERS PRESENT: Trula Minton, MS, RN; Chairperson
William Traynham, LPN

STAFF PRESENT: Jodi P. Power, RN, JD; Deputy Executive Director

OTHERS PRESENT: James Rutkowski, Adjudication Specialist
Tonya James, Compliance Case manager

CONFERENCES
SCHEDULED:

Gay Hawkins, RN 0001-194184
Ms. Hawkins did appear.

CLOSED MEETING: Mr. Traynham 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 9:42 A.M. for the purpose of deliberation to reach a decision in the matter of Ms. Hawkins. Additionally, Mr. Traynham moved that Ms. Power and Mr. Rutkowski 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 9:55 A.M.

Mr. Traynham 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: Mr. Traynham moved to issue an Order of reprimand to Gay Hawkins. 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. Hawkins, unless a written request to the Board for a formal hearing on the allegations made against her is received from Ms. Hawkins 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:

Adedayo Faponle, RN 0001-192781

Mr. Faponle appeared, accompanied by Kolawale Onifade, his attorney licensed to practice in Maryland and representing him in those Maryland pending matters, who observed. Ms. James provided the Committee with additional information regarding Mr. Faponle's compliance with his prior Board Order.

CLOSED MEETING:

Mr. Traynham 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 11:00 A.M. for the purpose of deliberation to reach a decision in the matter of Mr. Faponle. Additionally, Mr. Traynham moved that Ms. Power and Mr. Rutkowski 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 11:13 A.M.

Mr. Traynham 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:

Mr. Traynham moved to issue an Order reprimand to Mr. Faponle and grant his petition for release of terms of probation from prior Board Orders. 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 Adedayo Faponle, unless a written request to the Board for a formal hearing on the allegations made against him is received from Mr. Faponle 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. James left the meeting.

CONFERENCES
SCHEDULED:

Nailey Cole, RN 0001-127425

Ms. Cole appeared, accompanied by her attorney, Bruce Johnson.

CLOSED MEETING:

Mr. Traynham 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 12:25 P.M. for the purpose of deliberation to reach a decision in the matter of Ms. Cole. Additionally, Mr. Traynham moved that Ms. Power and Mr. Rutkowski 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 12:45 P.M.

Mr. Traynham 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:

Mr. Traynham moved to issue an Order of reprimand to Nailey Cole and require she provide evidence within 90 days of the Order becoming final that she has successfully completed 2 NCSBN online courses: 1.) Professional Accountability and Legal Liability, and 2.) Documentation: A Critical Aspect of Client Care, and also a course acceptable to the Board regarding nursing supervision and management of a licensed home health organization. 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. Cole, unless a written request to the Board for a formal hearing on the allegations made against her is received from Ms. Cole 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:**

Trevia Quash, LPN 0002-066398

Ms. Quash appeared.

CLOSED MEETING:

Mr. Traynham 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 1:25 P.M. for the purpose of deliberation to reach a decision in the matter of Ms. Quash. Additionally, Mr. Traynham moved that Ms. Power and Mr. Rutkowski 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 1:40 P.M.

Mr. Traynham 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:

Mr. Traynham moved to issue an Order of reprimand to Trevia Quash and require she submit to a mental health and substance abuse evaluation by a specialist approved by the Board whose report shall be submitted to the Board within 60 days of the Order becoming final. Further, she shall follow the recommendations of the evaluator, and may be required to appear at an Informal Conference to

consider the recommendations and for final disposition of this matter. 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. Quash unless a written request to the Board for a formal hearing on the allegations made against her is received from Ms. Quash 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.

Recess: 1:45 P.M. – 2:15 P.M.

CONFERENCES
SCHEDULED:

Tabitha Gregory, LPN 0002-087952
Ms. Gregory appeared.

CLOSED MEETING:

Mr. Traynham 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 2:38 P.M. for the purpose of deliberation to reach a decision in the matter of Ms. Gregory. Additionally, Mr. Traynham moved that Ms. Power and Mr. Rutkowski 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 2:48 P.M.

Mr. Traynham 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:

Mr. Traynham moved to issue an Order to take no action at this time contingent upon Tabitha Gregory remaining in compliance with the Health Practitioner's 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. Gregory unless a written request to the Board for a formal hearing on the allegations made against her is received from Ms. Gregory 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:

Christine Miller, RN VA Multi-State Privilege #0028-000088
AZ Lic. #141959; DC Lic. #1022319
Ms. Miller appeared.

CLOSED MEETING: Mr Traynham 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 3:35 P.M. for the purpose of deliberation to reach a decision in the matter of Ms. Miller. Additionally, Mr. Traynham moved that Ms. Power and Mr. Rutkowski 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 3:58 P.M.

Mr. Traynham 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: Mr. Traynham moved to offer a Consent Order to Christine Miller for indefinite suspension of her multistate privilege to practice in Virginia, in lieu of a formal hearing. The motion was seconded and carried unanimously.

This Consent Order shall be effective upon endorsement of its findings, conclusions, and terms of consent by both Ms. Miller and the Board.

CONFERENCES

SCHEDULED: **Joi Kelly, RN 0001-223227**
Ms. Kelly appeared.

CLOSED MEETING: Mr. Traynham 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 4:35 P.M. for the purpose of deliberation to reach a decision in the matter of Ms. Kelly. Additionally, Mr. Traynham moved that Ms. Power and Mr. Rutkowski 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 4:42 P.M.

Mr. Traynham 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: Mr. Traynham moved to refer the case of Joi Kelly to the Board of Nursing or a panel thereof for a Formal Hearing. The motion was seconded and carried unanimously.

CONFERENCES

SCHEDULED:

Kimberly Blair, LPN 0002-046549

Ms. Blair appeared.

CLOSED MEETING:

Mr. Traynham 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 5:45 P.M. for the purpose of deliberation to reach a decision in the matter of Ms. Blair. Additionally, Mr. Traynham moved that Ms. Power and Mr. Rutkowski 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 6:05 P.M.

Mr. Traynham 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:

Mr. Traynham moved to issue an Order of reprimand to Kimberly Blair, and require she provide evidence within 60 days of the Order becoming final that she's successfully completed two NCSBN online courses 1.) Respecting Professional Boundaries, and 2.) Righting a Wrong: Ethics and Professionalism in Nursing. Further, require that she submit to a mental health evaluation by a specialist satisfactory to the Board whose report shall be submitted to the Board within 60 days of the Order being final and she follow the recommendations of the evaluator. She may be required to appear at an Informal Conference to consider the recommendations and for final disposition of this matter. 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. Blair unless a written request to the Board for a formal hearing on the allegations made against her is received from Ms. Blair 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:

Kristen Sowada, RN 0001-237344

Ms. Sowada did not appear.

CLOSED MEETING:

Mr. Traynham 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 6:10 P.M. for the purpose of deliberation to reach a decision in the matter of Ms. Sowada. Additionally, Mr. Traynham moved that Ms. Power and Mr. Rutkowski 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 6:25 P.M.

Mr. Traynham 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: Mr. Traynham moved to offer a Consent Order to reprimand Kristen Sowada and suspend her right to renew her license and multistate privilege to practice in Virginia. The motion was seconded and carried unanimously.

This Consent Order shall be effective upon endorsement of its findings, conclusions, and terms of consent by both Ms. Sowada and the Board.

CONFERENCES
SCHEDULED:

Karen Hill, RN 0001-150203
Ms. Hill did not appear.

CLOSED MEETING: Mr. Traynham 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 6:30 P.M. for the purpose of deliberation to reach a decision in the matter of Ms. Hill. Additionally, Mr. Traynham moved that Ms. Power and Mr. Rutkowski 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.

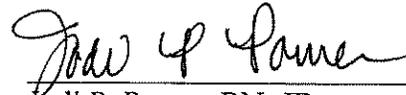
RECONVENTION: The Committee reconvened in open session at 6:35 P.M.

Mr. Traynham 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: Mr. Traynham moved to offer Karen Hill a Consent Order to accept the voluntary surrender for indefinite suspension of her license. The motion was seconded and carried unanimously.

This Consent Order shall be effective upon endorsement of its findings, conclusions, and terms of consent by both Ms. Hill and the Board.

ADJOURNMENT: The Board adjourned at 6:40 P.M.

A handwritten signature in cursive script that reads "Jodi P. Power".

Jodi P. Power, RN, JD
Deputy Executive Director