

**VIRGINIA BOARD OF NURSING  
FORMAL HEARINGS  
July 17, 2014**

**TIME AND PLACE:** The meeting of the Virginia Board of Nursing was called to order at 9:00 A.M. on July 14, 2014 in Board Room 2, Department of Health Professions, 9960 Mayland Drive, Suite 201, Henrico Virginia.

**BOARD MEMBERS PRESENT:**  
Jane R. Ingalls, RN, PhD; President  
Guia Caliwagan, RN, MAN  
Evelyn Lindsay, LPN  
Kelly McDonough, DNP, RN  
William Traynham, LPN, CSAC

**STAFF PRESENT:** Gloria D. Mitchell, RN, MSN, MBA; Deputy Executive Director  
Jodi P. Power, RN, JD; Deputy Executive Director  
Darlene Graham, Senior Discipline Specialist

**OTHERS PRESENT:** Charis Mitchell, Assistant Attorney General  
Nursing students from Fortis College, Norfolk Campus

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

**CLOSED MEETING:** Dr. McDonough moved that the Board of Nursing convene a closed meeting pursuant to §2.2-3711(A)(27) of the *Code of Virginia* at 9:00 A.M., for the purpose to consider consent orders. Additionally, Dr. McDonough moved that Ms. G. Mitchell, Ms. Power, Ms. Graham and Ms. C. Mitchell 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 9:06 A.M.

Dr. McDonough 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.

**Yealie A. Sesay, LPN 0002-073330**

Mr. Traynham moved that the Board of Nursing accept the consent order to indefinitely suspend the practical nursing license of Yealie Sesay. The motion was seconded and carried unanimously.

**Teresa Herndon, CNA 1401-108439**

Mr. Traynham moved that the Board of Nursing accept the consent order to revoke the nurse aide certificate of Teresa Herndon and to enter a finding of abuse against Ms. Herndon in the Virginia Nurse Aide Registry. The motion was seconded and carried unanimously.

**FORMAL HEARINGS:**

**Cheryl Jones, CNA Reinstatement Applicant 1401-036121**

Ms. Jones appeared, accompanied by her husband, William Jones.

Amanda Blount, Adjudication Specialist represented the Commonwealth. Ms. C. Mitchell was legal counsel for the Board. Denise Holt, court reporter with Crane Snead Reporting, recorded the proceedings.

Vicky Fox, Senior Investigator, Department of Health Professions; and William Jones were present and testified.

**CLOSED MEETING:**

Dr. McDonough moved that the Board of Nursing convene a closed meeting pursuant to §2.2-3711(A)(27) of the *Code of Virginia* at 10:31 A.M., for the purpose of deliberation to reach a decision in the matter of Ms. Jones. Additionally, Dr. McDonough moved that Ms. G. Mitchell, Ms. Power, Ms. Graham and Ms. C. Mitchell 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 10:40 A.M.

Dr. McDonough 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.

Ms. Caliwagan moved that the Board of Nursing accept the findings of fact and conclusions of law as presented by Ms. Blount and amended by the Board.

The motion was seconded and carried unanimously.

**ACTION:**

Mr. Traynham moved that the Board of Nursing reinstate the nurse aide certificate of Cheryl Jones. 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.

**FORMAL HEARINGS:**

**Megan R. Roach, LPN 0002-073839**

Ms. Roach did not appear.

Amanda Blount, Adjudication Specialist, represented the Commonwealth. Ms. C. Mitchell was legal counsel for the Board. Denise Holt court reporter with Crane Snead Reporting, recorded the proceedings.

Lisa Grow, Case Manager, Health Practitioners Monitoring Program; and Angela Menjivar, Intake Investigator; Department of Health Professions were present and testified.

CLOSED MEETING:

Dr. McDonough moved that the Board of Nursing convene a closed meeting pursuant to §2.2-3711(A)(27) of the *Code of Virginia* at 11:11 A.M., for the purpose of deliberation to reach a decision in the matter of Ms. Roach. Additionally, Dr. McDonough moved that Ms. G. Mitchell, Ms. Power, Ms. Graham and Ms. C. Mitchell 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 11:15 A.M.

Dr. McDonough 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.

Ms. Caliwagan moved that the Board of Nursing accept the findings of fact and conclusions of law as presented by Ms. Blount.

The motion was seconded and carried unanimously.

ACTION:

Ms. Lindsay moved that the Board of Nursing issue an order of reprimand and continue the practical nursing license of Megan Roach on indefinite suspension for a period of not less than two years. 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.

FORMAL HEARINGS:

**Lori Wollenberg, RN 0001-163679**

Ms. Wollenberg appeared, accompanied by her parents, Alfred and Mary Jane Wollenberg.

David Kazzie, Adjudication Specialist, represented the Commonwealth. Ms. C. Mitchell was legal counsel for the Board. Denise Holt, court reporter with Crane Snead Reporting, recorded the proceedings.

Kimberly Myrick, Case Manager, Health Practitioners Monitoring Program; and Andria Christian, Senior Investigator, Department of Health Professions were present and testified.

CLOSED MEETING: Dr. McDonough moved that the Board of Nursing convene a closed meeting pursuant to §2.2-3711(A)(27) of the *Code of Virginia* at 11:55 A.M., for the purpose of deliberation to reach a decision in the matter of Ms. Wollenberg. Additionally, Dr. McDonough moved that Ms. G. Mitchell, Ms. Power, Ms. Graham and Ms. C. Mitchell 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 12:05 P.M.  
  
Dr. McDonough 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.

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

ACTION: Ms. Lindsay moved that the Board of Nursing continue the registered nursing license of Lori Wollenberg on indefinite suspension until such time as she can appear before the Board and prove 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 12:07 P.M.

RECONVENTION: The Board reconvened at 1:00 P.M.

FORMAL HEARINGS: **Wendy H. Marks, RN 0001-119612**  
Ms. Marks did not appear.

Jan Willis, Adjudication Specialist, represented the Commonwealth. Ms. C. Mitchell was legal counsel for the Board. Denise Holt, court reporter with Crane Snead Reporting, recorded the proceedings.

Ann Hardy, Senior Investigator, Department of Health Professions; and Kathy Ward, Case Manager, Health Practitioners Monitoring Program were present and testified.

CLOSED MEETING: Dr. McDonough moved that the Board of Nursing convene a closed meeting pursuant to §2.2-3711(A)(27) of the *Code of Virginia* at 1:24 P.M., for the purpose of deliberation to reach a decision in the matter of Ms. Marks. Additionally, Dr. McDonough moved that Ms. G. Mitchell, Ms. Power, Ms. Graham and Ms. C. Mitchell 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 1:32 P.M.

Dr. McDonough 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.

Ms. Caliwagan moved that the Board of Nursing accept the findings of fact and conclusions of law as presented by Ms. Willis and amended by the Board.

The motion was seconded and carried unanimously.

ACTION:

Dr. McDonough moved that the Board of Nursing issue an order of reprimand and continue the registered nursing license of Wendy Marks on indefinite suspension for a period of not less than two years. 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.

FORMAL HEARINGS:

**Robin Hensley, RN 0001-213485**

Ms. Hensley appeared.

Cynthia Gaines, Adjudication Specialist, represented the Commonwealth. Ms. C. Mitchell was legal counsel for the Board. Denise Holt, court reporter with Crane Snead Reporting, recorded the proceedings.

Ron Houser, Senior Investigator, Department of Health Professions and Kimberly Myrick, Case Manager, Health Practitioners Monitoring Program were present and testified.

CLOSED MEETING:

Dr. McDonough moved that the Board of Nursing convene a closed meeting pursuant to §2.2-3711(A)(27) of the *Code of Virginia* at 2:47 P.M., for the purpose of deliberation to reach a decision in the matter of Ms. Hensley. Additionally, Dr. McDonough moved that Ms. G. Mitchell, Ms. Power, Ms. Graham and Ms. C. Mitchell 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 3:01 P.M.

Dr. McDonough 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.

Ms. Caliwagan 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:**

Ms. Lindsay moved that the Board of Nursing issue an order of reprimand and continue the registered nursing license of Robin Hensley 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.

**ADJOURNMENT:**

The Board adjourned at 3:05 P.M.

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Gloria D. Mitchell, RN, MSN, MBA  
Deputy Executive Director