

**VIRGINIA BOARD OF NURSING
SPECIAL CONFERENCE COMMITTEE
June 16, 2014**

TIME AND PLACE: The meeting of the Special Conference Committee of the Board of Nursing was convened at 9:00 A.M., on June 16, 2014 in Board Room 3, Suite 201, Department of Health Professions, 9960 Mayland Drive, Henrico, Virginia.

MEMBERS PRESENT: Joyce A. Hahn, PhD, APRN, NEA-BC, Chairperson
Louise Hershkowitz, CRNA, MSHA
Michelle Schutt, C.M.T., Massage Advisory Board Member

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

OTHERS PRESENT: Amanda Blount, Adjudication Specialist

CONFERENCES
SCHEDULED: **Emily S. Bracy, C.M.T. 0019-005476**
Ms. Bracy appeared.

CLOSED MEETING: Ms. Hershkowitz 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. Bracy. Additionally, Ms. Hershkowitz moved that Ms. Krohn and Ms. Blount 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 9:42 A.M.

Ms. Hershkowitz 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. Schutt moved to offer Emily Bracy a consent order for indefinite suspension of her certificate as a massage therapist with said suspension stayed contingent upon verification of Ms. Bracy's entry into the Health Practitioners Monitoring Program.

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. Bracy and the Board.

CONFERENCES

SCHEDULED:

Sharitta Dent, C.M.T. Applicant

Ms. Dent appeared.

CLOSED MEETING:

Ms. Hershkowitz 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 10:18 A.M. for the purpose of deliberation to reach a decision in the matter of Ms. Dent. Additionally, Ms. Hershkowitz moved that Ms. Krohn and Ms. Blount 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 10:25 A.M.

Ms. Hershkowitz 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. Schutt moved to issue an order to approve Ms. Dent's application for certification as a massage therapist in Virginia and issue an unrestricted certification.

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. Dent unless a written request to the Board for a formal hearing on the allegations made against her is received from Ms. Dent 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:

Arnold Dolphin, C.M.T. 0019-011666

Mr. Dolphin appeared.

CLOSED MEETING:

Ms. Hershkowitz 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. Dolphin. Additionally, Ms. Hershkowitz moved that Ms. Krohn and Ms. Blount 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 11:10 A.M.

Ms. Hershkowitz 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. Schutt moved to close the case regarding Arnold Dolphin 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:**

Juli Cooper, C.M.T. Applicant
Ms. Cooper appeared.

CLOSED MEETING:

Ms. Hershkowitz 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 11:50 A.M. for the purpose of deliberation to reach a decision in the matter of Ms. Cooper. Additionally, Ms. Hershkowitz moved that Ms. Krohn and Ms. Blount 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 12:01 P.M.

Ms. Hershkowitz 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. Schutt moved to issue an order to approve Ms. Dent's application for certification by endorsement as a massage therapist in Virginia and issue an unrestricted certification.

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. Cooper unless a written request to the Board for a formal hearing on the allegations made against her is received from Ms. Cooper 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:**

Margaret Lee, L.P.N. Reinstatement Applicant 0002-026936
Ms. Lee appeared.

CLOSED MEETING: Ms. Hershkowitz 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 12:50 P.M. for the purpose of deliberation to reach a decision in the matter of Ms. Lee. Additionally, Ms. Hershkowitz moved that Ms. Krohn and Ms. Blount 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 1:02 P.M.

Ms. Hershkowitz 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. Hershkowitz moved to issue an order to deny Ms. Lee's petition for reinstatement of her license to practice as a licensed practical 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. Lee unless a written request to the Board for a formal hearing on the allegations made against her is received from Ms. Lee 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:

Selenia Meade, R.N. Reinstatement Applicant 0001-201924
Ms. Meade appeared.

CLOSED MEETING: Ms. Hershkowitz 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 2:05 P.M. for the purpose of deliberation to reach a decision in the matter of Ms. Meade. Additionally, Ms. Hershkowitz moved that Ms. Krohn and Ms. Blount 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 2:13 P.M.

Ms. Hershkowitz 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. Hershkowitz moved to issue an order to reinstate the Virginia only license of Selenia Meade to practice as a registered nurse contingent upon verification of Ms. Meade'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. Meade unless a written request to the Board for a formal hearing on the allegations made against her is received from Ms. Meade 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: **Karen Lambert, C.N.A. Reinstatement Applicant 1401-056527**
Ms. Lambert appeared.

CLOSED MEETING: Ms. Hershkowitz 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 2:31 P.M. for the purpose of deliberation to reach a decision in the matter of Ms. Lambert. Additionally, Ms. Hershkowitz moved that Ms. Krohn and Ms. Blount 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 2:38 P.M.

Ms. Hershkowitz 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. Hershkowitz moved to issue an order to reinstate the certificate of Karen Lambert 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. Lambert unless a written request to the Board for a formal hearing on the allegations made against her is received from Ms. Lambert 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: **Marsha Brown, L.P.N. Reinstatement Applicant 0002-082135**
Ms. Brown appeared.

CLOSED MEETING: Ms. Hershkowitz 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 3:02 P.M. for the purpose of deliberation to reach a decision in the matter of Ms. Brown. Additionally, Ms. Hershkowitz moved that Ms. Krohn and Ms. Blount 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 3:18 P.M.

Ms. Hershkowitz 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. Hershkowitz moved to issue an order of reprimand to Marsha Brown, reinstate her license to practice as a licensed practical nurse, and issue an unrestricted license contingent upon payment of a \$100.00 monetary penalty to the Board within 60 days of entry of this order.

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. Brown unless a written request to the Board for a formal hearing on the allegations made against her is received from Ms. Brown 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:

Tammy Hill, C.N.A. Reinstatement Applicant 1401-041299
Ms. Hill appeared.

CLOSED MEETING: Ms. Hershkowitz 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 3:43P.M. for the purpose of deliberation to reach a decision in the matter of Ms. Hill. Additionally, Ms. Hershkowitz moved that Ms. Krohn and Ms. Blount 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 3:57 P.M.

Ms. Hershkowitz 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. Hershkowitz moved to issue an order of reprimand to Tammy Hill, 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. Hill unless a written request to the Board for a formal hearing on the allegations made against her is received from Ms. Hill 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 4:00 P.M.

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