

**VIRGINIA BOARD OF NURSING
SPECIAL CONFERENCE COMMITTEE
April 1, 2015**

TIME AND PLACE: The meeting of the Special Conference Committee of the Board of Nursing was convened at 9:00 A.M., on April 1, 2014 in Board Room 1, Suite 201, Department of Health Professions, 9960 Mayland Drive, Henrico, Virginia.

MEMBERS PRESENT: Evelyn Lindsay, L.P.N., Chairperson
Marie Gerardo, MS, RN, ANP-BC
Kristina Wright, C.M.T., Massage Advisory Board Chair

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

OTHERS PRESENT: Wendy J. Deaner, J.D., Adjudication Specialist
Nurse Aide & Nursing Students

CONFERENCES

SCHEDULED: **Roger Simpson, C.M.T. Reinstatement Applicant 0019-004158**
Mr. Simpson 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 9:27 A.M. for the purpose of deliberation to reach a decision in the matter of Mr. Simpson. Additionally, Ms. Gerardo moved that Ms. Krohn and Ms. Deaner 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 9:46 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. Wright moved to issue an order to reinstate the certificate of Roger Simpson to practice as a certified massage therapist contingent upon a monetary penalty of \$500.00 to be paid prior to reinstatement and issue a reprimand.

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. Simpson unless a written request to the Board for a formal hearing on the allegations made against him is received from Mr. Simpson 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:

Wai Ping Lau Chu, C.M.T. Applicant

Ms. Lau Chu 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 9:54 A.M. for the purpose of deliberation to reach a decision in the matter of Ms. Lau Chu. Additionally, Ms. Gerardo moved that Ms. Krohn and Ms. Deaner 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 10:07 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. Wright moved to issue an order to deny Wai Ping Lau Chu's 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 Ms. Lau Chu unless a written request to the Board for a formal hearing on the allegations made against her is received from Ms. Lau Chu 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:

Sean Cowan, C.M.T. 0019-013177

Mr. Cowan 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 10:11 A.M. for the purpose of deliberation to reach a decision in the matter of Mr. Cowan. Additionally, Ms. Gerardo moved that Ms. Krohn and Ms. Deaner 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. 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. Wright moved to offer Sean Cowan a Consent Order for revocation of his massage certificate 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 Mr. Cowan and the Board.

Ms. Wright left the meeting.

CONFERENCES

SCHEDULED:

Christine Stolba, R.N. Reinstatement Applicant 0001-189081

Ms. Stolba 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 2:27 P.M. for the purpose of deliberation to reach a decision in the matter of Ms. Stolba. Additionally, Ms. Gerardo moved that Ms. Krohn and Ms. Deaner 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 2:44 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 Christine Stolba's application 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. Stolba unless a written request to the Board for a formal hearing on the allegations made against her is received from Ms. Stolba 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:

Julian Hendrick, C.N.A. Reinstatement Applicant 1401-058844

Ms. Hendrick 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 3:30 P.M. for the purpose of deliberation to reach a decision in the matter of Ms. Hendrick. Additionally, Ms. Gerardo moved that Ms. Krohn and Ms. Deaner 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 reinstate the certificate of Julian Hendrick to practice as a certified nurse aide and issue an unrestricted certificate contingent upon verification of Ms. Hendrick'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 and successful completion of the nurse aide state exam.

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

Mandeep Gill, R.M.A. 0031-007310

Ms. Gill 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 4:38 P.M. for the purpose of deliberation to reach a decision in the matter of Ms. Gill. Additionally, Ms. Gerardo moved that Ms. Krohn and Ms. Deaner 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 4:45 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 close the case regarding Mandeep Gill and impose no sanction due to insufficient evidence of a violation of the Nurse Practice Act of Board of Nursing regulations.

The motion was seconded and carried unanimously.

CONFERENCES

SCHEDULED:

Brenda Mayes, C.N.A. Reinstatement Applicant 1401-060887

Ms. Mayes 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 4:48P.M. for the purpose of deliberation to reach a decision in the matter of Ms. Mayes. Additionally, Ms. Gerardo moved that Ms. Krohn and Ms. Deaner 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 4:55 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 certificate of Brenda Mayes 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. Mayes unless a written request to the Board for a formal hearing on the allegations made against her is received from Ms. Mayes 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:

Virginia Rumble, C.N.A. Reinstatement Applicant 1401-040478

Ms. Rumble 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 4:57 P.M. for the purpose of deliberation to reach a decision in the matter of Ms. Rumble. Additionally, Ms. Gerardo moved that Ms. Krohn and Ms. Deaner 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 5:05 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 Virginia Rumble's application for reinstatement of her certificate to practice as a nurse aide in Virginia and deny her petition to have the finding of neglect removed.

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. Rumble unless a written request to the Board for a formal hearing on the allegations made against her is received from Ms. Rumble 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 5:10 P.M.

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