

**VIRGINIA BOARD OF NURSING
MINUTES
May 18, 2016**

TIME AND PLACE: The meeting of the Virginia Board of Nursing was called to order at 8:33 A.M. on May 18, 2016 in Board Room 2, Department of Health Professions, 9960 Mayland Drive, Suite 201, Henrico Virginia.

BOARD MEMBERS PRESENT:

Joyce A. Hahn, PhD, RN, NEA-BC, FNAP; President
Guia Caliwagan, RN, MAN
Joana Garcia, Citizen Member
Marie Gerardo, MS, RN, ANP-BC
Regina Gilliam, LPN
Louise Hershkowitz, CRNA, MSHA
Kelly McDonough, DNP, RN
Trula Minton, MS, RN
Mark Monson, Citizen Member
Jennifer Phelps, LPN, QMHPA

BOARD MEMBERS ABSENT:

Jeanne Holmes, Citizen Member
Rebecca Poston, PhD, RN, CPNP
William Traynham, LPN, CSAC

STAFF PRESENT:

Jay P. Douglas, RN, MSM, CSAC, FRE; Executive Director
Brenda Krohn, RN, MS; Deputy Executive Director
Gloria D. Mitchell-Lively, RN, MSN, MBA; Deputy Executive Director
Jodi P. Power, RN, JD; Deputy Executive Director
Amy Davis, Executive Assistant

OTHERS PRESENT:

Charis Mitchell, Assistant Attorney General, Board Counsel
Wayne Halbleib, Assistant Attorney General
David Kazzie, Adjudication Specialist

ESTABLISHMENT OF A QUORUM:

With ten members of the Board present, a panel was established

CONSIDERATION OF POSSIBLE SUMMARY SUSPENSIONS:

Wayne Halbleib, Assistant Attorney General presented evidence that the continued medication aide practice of Rachel Zacarias 0031001987 may present a substantial danger to the health and safety of the public.

Ms. Hershkowitz moved to summarily suspend the medication aide registration of Rachel Zacarias pending a formal administrative hearing and to offer a consent order for revocation of her registration in lieu of a formal hearing. The motion was seconded and carried unanimously.

Wayne Halbleib, Assistant Attorney General presented evidence that the continued medication aide practice of Arlene White 0031002921 may present a substantial danger to the health and safety of the public.

Ms. Hershkowitz moved to summarily suspend the medication aide registration of Arlene White pending a formal administrative hearing and to offer a consent order for revocation of her registration in lieu of a formal hearing. The motion was seconded and carried unanimously.

ADJOURN:

The meeting was adjourned at 9:10 A.M.

Brenda Krohn, RN, MS
Deputy Executive Director

VIRGINIA BOARD OF NURSING
MINUTES
May 18, 2016
Panel – A

TIME AND PLACE: The meeting of the Virginia Board of Nursing was called to order at 9:15 A.M. on May 18, 2016 in Board Room 2, Department of Health Professions, 9960 Mayland Drive, Suite 201, Henrico Virginia.

BOARD MEMBERS PRESENT:

Joyce A. Hahn, PhD, RN, NEA-BC, FNAP; President
Guia Caliwagan, RN, MAN
Joana Garcia, Citizen Member
Marie Gerardo, MS, RN, ANP-BC
Regina Gilliam, LPN

STAFF PRESENT:

Jay P. Douglas, RN, MSM, CSAC, FRE; Executive Director
Brenda Krohn, RN, MS; Deputy Executive Director
Amy Davis, Executive Assistant

OTHERS PRESENT:

Charis Mitchell, Assistant Attorney General, Board Counsel

ESTABLISHMENT OF A QUORUM:

With five members of the Board present, a panel was established

CONSIDERATION OF AGENCY SUBORDINATE RECOMMENDATIONS:

CLOSED MEETING:

Ms. Gerardo moved that the Board of Nursing convene a closed meeting pursuant to §2.2-3711(A)(27) of the *Code of Virginia* at 9:18 A.M., for the purpose of deliberation to reach a decision in the matter of agency subordinate recommendations. Additionally, Ms. Gerardo moved that Ms. Douglas, Ms. Krohn, Ms. Douglas and Ms. 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 9:36 A.M.

Ms. Gerardo 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.

Millicent A. Davis, LPN 0002060042

Ms. Davis did not appear.

Ms. Gerardo moved that the Board of Nursing reject the recommended decision of the agency subordinate and refer the matter regarding Millicent Davis to a formal hearing. The motion was seconded and carried. Ms. Gerardo, Ms. Garcia,

Ms. Caliwagan and Dr. Hahn were in favor of the motion. Ms. Gilliam opposed the motion.

Frankie L. Burnette, CNA 1401166166

Ms. Burnette did not appear.

Ms. Garcia moved that the Board of Nursing accept the recommended decision of the agency subordinate to indefinitely suspend the nurse aide certificate of Frankie Burnette until such time as she can appear before the Board and demonstrate that she is safe and competent to resume practice as a nurse aide. The motion was seconded and carried unanimously.

Nine N. Carter-Blaize, RMA 0031008461

Ms. Carter-Blaize did not appear.

Ms. Garcia moved that the Board of Nursing accept the recommended decision of the agency subordinate to reprimand Nina Carter-Blaize. The motion was seconded and carried unanimously.

Donnae S. Elliott, CNA 1401151568

Ms. Elliott did not appear.

Ms. Garcia moved that the Board of Nursing accept the recommended decision of the agency subordinate to revoke the nurse aide certificate of Donnae Elliott and that a finding of abuse be entered against her in the Virginia Nurse Aide Registry. The motion was seconded and carried unanimously.

Andrea M. Hilton, CNA 1401121360

Ms. Hilton did not appear.

Ms. Garcia moved that the Board of Nursing accept the recommended decision of the agency subordinate to indefinitely suspend Andrea Hilton's right to renew her nurse aide certificate until such time as Ms. Hilton can come before the Board and demonstrate that she is safe and competent to resume practice as a nurse aide. The motion was seconded and carried unanimously.

Janet M. M. Silveous, CNA 1401004747

Ms. Silveous did not appear.

Ms. Garcia moved that the Board of Nursing accept the recommended decision of the agency subordinate to revoke the nurse aide certificate of Janet Silveous and that a finding of abuse be entered against her in the Virginia Nurse Aide Registry. The motion was seconded and carried unanimously.

Tanya M. Williams, CNA 1401014810

Ms. Williams did not appear.

Ms. Garcia moved that the Board of Nursing accept the recommended decision of the agency subordinate to revoke the nurse aide certificate of Tanya Williams and that a finding of misappropriation be entered against her in the Virginia Nurse Aide Registry. The motion was seconded and carried unanimously.

Crystal G. Young, RMA 0031001753

Ms. Smith did not appear.

Ms. Garcia moved that the Board of Nursing accept the recommended decision of the agency subordinate to reprimand Crystal Young. The motion was seconded and carried unanimously.

Kristi A. Williams, RN 0001225954

Ms. Williams did not appear.

Ms. Garcia moved that the Board of Nursing accept the recommended decision of the agency subordinate to place Krista Williams on indefinite probation for not less than two years of active practice in employment as a registered nurse with terms and conditions. The motion was seconded and carried unanimously.

Robert Q. Clinton, RN 0001250313

Mr. Clinton did not appear.

Ms. Garcia moved that the Board of Nursing accept the recommended decision of the agency subordinate to reprimand Robert Clinton. The motion was seconded and carried unanimously.

Connie Townsend Wilson Nixon, LPN 0002037557

Ms. Nixon did not appear.

Ms. Garcia moved that the Board of Nursing accept the recommended decision of the agency subordinate to reprimand Connie Nixon and order her to complete National Council of State Boards of Nursing online courses “Professional Accountability and Legal Liability for Nurses” and “Professional Boundaries in Nursing” within 90 days of entry of the order. The motion was seconded and carried unanimously.

Autumn Burks Dews, RN 0001198379

Ms. Dews did not appear.

Ms. Garcia moved that the Board of Nursing accept the recommended decision of the agency subordinate to reprimand Autumn Dews and to suspend the registered nursing license of Ms. Dews, but stay the suspension contingent upon her continued compliance with the Health Practitioners Monitoring Program. The motion was seconded and carried unanimously.

Rhonda G. Frazier, LPN 0002068169

Ms. Frazier did not appear.

Ms. Garcia moved that the Board of Nursing accept the recommended decision of the agency subordinate to place Rhonda Frazier on probation for two years of actual nursing practice with terms and conditions. The motion was seconded and carried unanimously.

Ashley R. McGhee, LPN 0002063701

Ms. McGhee did not appear.

Ms. Garcia moved that the Board of Nursing accept the recommended decision of the agency subordinate to reprimand Ashley McGhee and to indefinitely suspend the practical nursing license of Ms. McGhee for not less than two years and until such time as she is able to demonstrate that she can resume the safe and competent practice of practical nursing. The motion was seconded and carried unanimously.

ADJOURNMENT:

The Board adjourned at 9:40 A.M.

Brenda Krohn, RN, MS
Deputy Executive Director

VIRGINIA BOARD OF NURSING
FORMAL HEARINGS
May 18, 2016
Panel -A

TIME AND PLACE: The meeting of the Virginia Board of Nursing was called to order at 10:02 A.M. on May 18, 2016 in Board Room 2, Department of Health Professions, 9960 Mayland Drive, Suite 201, Henrico Virginia.

BOARD MEMBERS PRESENT:
Joyce A. Hahn, PhD, RN, NEA-BC, FNAP; President
Guia Caliwagan, RN, MAN
Joana Garcia, Citizen Member
Marie Gerardo, MS, RN, ANP-BC
Regina Gilliam, LPN

STAFF PRESENT: Jay P. Douglas, RN, MSM, CSAC, FRE; Executive Director
Brenda Krohn, RN, MS; Deputy Executive Director
Amy Davis, Executive Assistant

OTHERS PRESENT: Charis Mitchell, Assistant Attorney General, Board Counsel
Nursing students from Southside Regional Medical Center and Riverside College of Health Careers

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

FORMAL HEARINGS: **Meghan L. McCormack, RN 0001199050**
Ms. McCormack appeared, accompanied by Richard McCann and Deborah Beaudoin.

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

Charlotte Hudson, Senior Investigator, Department of Health Professions; Richard McCann, friend of Ms. McCormack; and Deborah Beaudoin, Ms. McCormack's sponsor were present and testified.

CLOSED MEETING: Ms. Gerardo moved that the Board of Nursing convene a closed meeting pursuant to §2.2-3711(A)(27) of the *Code of Virginia* at 10:59 A.M., for the purpose of deliberation to reach a decision in the matter of Ms. McCormack. Additionally, Ms. Gerardo moved that Ms. Douglas, Ms. Krohn, Ms. Davis and Ms. 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 11:13 A.M.

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

ACTION:

Ms. Gerardo moved that the Board of Nursing continue the registered nursing license of Meghan McCormack on indefinite suspension, but stay the suspension contingent upon her re-entry into the Health Practitioners Monitoring Program and thereafter remaining in compliance with the Program. 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 11:16 A.M.

RECONVENTION:

The Board reconvened at 11:27 A.M.

FORMAL HEARINGS:

Marwa Taman, RN 0001260913

Ms. Taman did not appear.

James Schliessmann, Assistant Attorney General and Anne Joseph, Deputy Director, Administrative Proceedings Division, Department of Health Professions, represented the Commonwealth. Ms. Mitchell was legal counsel for the Board. Denise Holt, court reporter with Crane-Snead & Associates, recorded the proceedings.

CLOSED MEETING:

Ms. Garcia moved that the Board of Nursing convene a closed meeting pursuant to §2.2-3711(A)(27) of the *Code of Virginia* at 11:34 A.M., for the purpose of deliberation to reach a decision in the matter of Ms. Taman. Additionally, Ms. Garcia moved that Ms. Douglas, Ms. Krohn, Ms. Davis and Ms. 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.

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

ACTION: Ms. Gerardo moved that the Board of Nursing indefinitely suspend the registered nursing license of Marwa Taman until such time as she can appear before the Board and demonstrate that she is safe and competent to practice. Further, to waive the reinstatement application fee for one year from date of entry of the order. 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 1:04 P.M.

FORMAL HEARINGS: **Pamela Lee McZeal Arrington, CNA 1401065407; LPN Reinstatement Applicant 0002066848**
Ms. Arrington appeared.

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

Tonya James, Compliance Case Manager, Board of Nursing was present and testified.

CLOSED MEETING: Ms. Gerardo 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 Ms. Arrington. Additionally, Ms. Gerardo moved that Ms. Douglas, Ms. Krohn, Ms. Davis and Ms. 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 2:38 P.M.

Ms. Garcia 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.

CLOSED MEETING: Ms. Garcia moved that the Board of Nursing convene a closed meeting pursuant to §2.2-3711(A)(27) of the *Code of Virginia* at 2:54 P.M., for the purpose of deliberation to reach a decision in the matter of Ms. Arrington. Additionally, Ms. Gerardo moved that Ms. Douglas, Ms. Krohn, Ms. Davis and Ms. 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 3:32 P.M.

Ms. Garcia 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 and amended by the Board. The motion was seconded and carried unanimously.

ACTION:

Ms. Garcia moved that the Board of Nursing reinstate the licensed practical nursing license of Pamela Arrington on probation with terms and conditions for a period of twelve months of active employment as a licensed practical nurse. The motion was seconded and carried unanimously.

Ms. Garcia moved to reprimand Pamela Arrington and to indefinitely suspend the right to renew her nurse aide certificate. 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 3:36 P.M.

Brenda Krohn, RN, MS
Deputy Executive Director

VIRGINIA BOARD OF NURSING
MINUTES
May 18, 2016
Panel – B

TIME AND PLACE: The meeting of the Virginia Board of Nursing was called to order at 9:15 A.M. on May 18, 2016 in Board Room 3, Department of Health Professions, 9960 Mayland Drive, Suite 201, Henrico Virginia.

BOARD MEMBERS PRESENT:
Kelly McDonough, DNP, RN; Vice President
Louise Hershkowitz, CRNA, MSHA
Trula Minton, MS, RN
Mark Monson, Citizen Member
Jennifer Phelps, LPN, QMHPA

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

OTHERS PRESENT: Erin Barrett, Assistant Attorney General, Board Counsel

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

CONSIDERATION OF AGENCY SUBORDINATE RECOMMENDATIONS:

CLOSED MEETING: Ms. Phelps moved that the Board of Nursing convene a closed meeting pursuant to §2.2-3711(A)(27) of the *Code of Virginia* at 9:15 A.M., for the purpose of consideration of agency subordinate recommendations. Additionally, Ms. Phelps moved that Ms. Mitchell-Lively, Ms. Power, Ms. Graham and Ms. Barrett 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 9:23 A.M.

Ms. Phelps 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.

Amy S. Johnson, LPN 0002050240
Ms. Johnson did not appear.

Mr. Monson moved that the Board of Nursing accept the recommended decision of the agency subordinate to indefinitely suspend the practical nursing license of Amy Johnson for not less than two years and until such time as she is able to appear before the Board and demonstrate that she can resume the safe and

competent practice of nursing. The motion was seconded and carried unanimously.

Suzanne M. Jefferson, RN 0001223043

Ms Jefferson did not appear.

Mr. Monson moved that the Board of Nursing accept the recommended decision of the agency subordinate to accept the voluntary surrender for indefinite suspension of the right to renew the registered nursing license of Suzanne Jefferson until such time as can appear before the Board and show that she is able to resume the safe and competent practice of nursing. The motion was seconded and carried. Dr. McDonough, Ms. Hershkowitz, Mr. Monson and Ms. Phelps were in favor of the motion. Ms. Minton abstained from voting.

Jasmine Renee Coley, LPN 0002091429

Ms. Coley did not appear.

Mr. Monson moved that the Board of Nursing accept the recommended decision of the agency subordinate to indefinitely suspend the practical nursing license of Jasmine Coley until such time as she can appear before the Board and demonstrate that she is safe and competent to return to practice as a practical nurse. The motion was seconded and carried unanimously.

Kathy Renna Collins, LPN 0002069123

Ms. Collins did not appear.

Ms. Hershkowitz moved that the Board of Nursing accept the recommended decision of the agency subordinate to revoke the practical nursing license of Kathy Collins. The motion was seconded and carried unanimously.

Malissa M. Rogers, LPN 0002085484

Ms. Rogers did not appear.

Mr. Monson moved that the Board of Nursing accept the recommended decision of the agency subordinate to suspend the practical nursing license of Malissa Rogers until such time as she provides verification that she has completed the required National Council of State Boards of Nursing online courses as indicated in the order of the Board entered June 22, 2015. The motion was seconded and carried unanimously.

Denny D. Moore, RN 0001241954

Mr. Moore did not appear.

Mr. Monson moved that the Board of Nursing accept the recommended decision of the agency subordinate to indefinitely suspend the right to renew the registered nursing license of Denny Moore until such time as he can appear before the Board and demonstrate that he is able to resume the safe and competent practice of nursing. The motion was seconded and carried unanimously.

Karen Honey, CNA 1401054895

Ms. Honey did not appear.

Mr. Monson moved that the Board of Nursing accept the recommended decision of the agency subordinate to revoke the nurse aide certificate of Karen Honey and to enter a finding of misappropriation of patient property against her in the Virginia Nurse Aide Registry. The motion was seconded and carried unanimously.

Raiven Jones, CNA 1401118299

Ms. Jones did not appear.

Mr. Monson moved that the Board of Nursing accept the recommended decision of the agency subordinate to revoke the nurse aide certificate of Raiven Jones and that a finding of abuse be entered against her in the Virginia Nurse Aide Registry. The motion was seconded and carried unanimously.

Julestra King, CNA 1401113662

Ms. King did not appear.

Mr. Monson moved that the Board of Nursing accept the recommended decision of the agency subordinate to revoke the nurse aide certificate of Julestra King and that a finding of misappropriation of patient property be entered against her in the Virginia Nurse Aide Registry. The motion was seconded and carried unanimously.

Angela Snow, CNA 1401158531

Ms. Snow did not appear.

Mr. Monson moved that the Board of Nursing accept the recommended decision of the agency subordinate to suspend the right of Angela Snow to renew her nurse aide certificate until such time as she can come before the Board to show that she is safe and competent to practice as a nurse aide. The motion was seconded and carried unanimously.

Dale Rideout, LPN 0002017698

Ms. Rideout did not appear.

Mr. Monson moved that the Board of Nursing accept the recommended decision of the agency subordinate to accept the voluntary surrender for indefinite suspension of the practical nursing license of Dale Rideout until such time as she can appear before the Board and show that she is able to resume the safe and competent practice of nursing. The motion was seconded and carried unanimously.

Artie Dillard, RN 0001110974

Mr. Dillard did not appear.

Mr. Monson moved that the Board of Nursing accept the recommended decision of the agency subordinate to indefinitely suspend the registered nursing license of Artie Dillard, but stay the suspension contingent upon his entry into the Health Practitioners Monitoring Program and thereafter remaining in compliance with the Program. The motion was seconded and carried unanimously.

Dawn M. Rice, RN 0001138400

Ms. Rice did not appear.

Mr. Monson moved that the Board of Nursing accept the recommended decision of the agency subordinate to reprimand Dawn Rice and to indefinitely suspend the registered nursing license of Ms. Rice for not less than two years and until such time as she is able to demonstrate that she can resume the safe and competent practice of nursing. The motion was seconded and carried unanimously.

Cherlyn Marie Foxx-Reeves, LPN 0002051981

Ms. Foxx-Reeves did not appear.

Mr. Monson moved that the Board of Nursing accept the recommended decision of the agency subordinate to reprimand Cherlyn Foxx-Reeves and require her to pay a \$500 monetary penalty within 90 days of entry of the order and to complete National Council of State Boards of Nursing online courses “Virginia Nurse Practice Act” ; “Professional Accountability and Legal Liability for Nurses”; “Ethics of Nursing Practice”; and “Disciplinary Actions: What Every Nurse Should Know” within 60 days of entry of the order. The motion was seconded and carried unanimously.

Katherine W. Stott, RN 0001076757

Ms. Stott did not appear.

Mr. Monson moved that the Board of Nursing accept the recommended decision of the agency subordinate to place Katherine Stott on probation for two years of actual nursing practice with terms and conditions.. The motion was seconded and carried unanimously.

ADJOURNMENT:

The Board adjourned at 9:30 A.M.

Jodi P. Power, RN, JD
Deputy Executive Director

**VIRGINIA BOARD OF NURSING
FORMAL HEARINGS
May 18, 2016
Panel – B**

TIME AND PLACE: The meeting of the Virginia Board of Nursing was called to order at 10:00 A.M. on May 18, 2016 in Board Room 3, Department of Health Professions, 9960 Mayland Drive, Suite 201, Henrico Virginia.

BOARD MEMBERS PRESENT:
Kelly McDonough, DNP, RN; Vice President
Louise Hershkowitz, CRNA, MSHA
Trula Minton, MS, RN
Mark Monson, Citizen Member
Jennifer Phelps, LPN, QMHPA

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

OTHERS PRESENT: Erin Barrett, Assistant Attorney General, Board Counsel

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

FORMAL HEARINGS: **Kathleen Iliff-Darnell, RN 0001202136**
Ms. Iliff-Darnell did not appear.

Cynthia Gaines, Adjudication Specialist, represented the Commonwealth. Ms. Barrett was legal counsel for the Board. Juan Ortega, court reporter with Crane-Snead & Associates, recorded the proceedings.

Patricia Sheehan, Senior Investigator, Department of Health Professions was present and testified.

CLOSED MEETING: Ms. Phelps moved that the Board of Nursing convene a closed meeting pursuant to §2.2-3711(A)(27) of the *Code of Virginia* at 10:50 A.M., for the purpose of deliberation to reach a decision in the matter of Ms. Iliff-Darnell. Additionally, Ms. Phelps moved that Ms. Power, Ms. Graham and Ms. Barrett 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. Phelps 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. Hershkowitz 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. Monson moved that the Board of Nursing issue a reprimand to Kathleen Iliff-Darnell and require that she provide evidence within 60 days of entry of the order of the successful completion of the following National Council of State Boards of Nursing online courses: “Professional Accountability and Legal Liability for Nurses” and “Disciplinary Actions: What Every Nurse Should Know”. 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 11:15 A.M.

RECONVENTION:

The Board reconvened at 1:00 P.M.

FORMAL HEARINGS:

Jessica Snead, RN 0001174757

Ms. Snead appeared, represented by Jennifer Cervantes, Esquire.

Cynthia Gaines, Adjudication Specialist represented the Commonwealth. Ms. Barrett was legal counsel for the Board. Juan Ortega, court reporter with Crane-Snead & Associates, recorded the proceedings.

Laura Pezzulo, Senior Investigator, Department of Health Professions; and Darlene Graham, Senior Discipline Specialist, Board of Nursing were present and testified.

CLOSED MEETING:

Ms. Phelps moved that the Board of Nursing convene a closed meeting pursuant to §2.2-3711(A)(27) of the *Code of Virginia* at 2:50 P.M., for the purpose of deliberation to reach a decision in the matter of Ms. Snead. Additionally, Ms. Phelps moved that Ms. Power and Ms. Barrett 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 3:40 P.M.

Ms. Phelps 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. Hershkowitz 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. Monson moved that the Board of Nursing place Jessica Snead on probation for one year of active employment as a registered nurse with terms and conditions. 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: **Victoria Ruth Horn Browning, LPN Reinstatement Applicant 0002082582**
Ms. Browning appeared.

Cynthia Gaines, Adjudication Specialist, represented the Commonwealth. Ms. Barrett was legal counsel for the Board. Juan Ortega, court reporter with Crane-Snead & Associates, recorded the proceedings.

Marcella Luna, Senior Investigator, Department of Health Professions was present and testified.

CLOSED MEETING: Ms. Phelps moved that the Board of Nursing convene a closed meeting pursuant to §2.2-3711(A)(27) of the *Code of Virginia* at 4:55 P.M., for the purpose of deliberation to reach a decision in the matter of Ms. Browning. Additionally, Ms. Phelps moved that Ms. Mitchell-Lively, Ms. Power, Ms. Graham and Ms. Barrett 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 5:20 P.M.

Ms. Phelps 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. Minton 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. Hershkowitz moved that the Board of Nursing reinstate the practical nursing license of Victoria Browning, reprimand her and place her on probation with terms and conditions for the duration of her court ordered probation. 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 5:30 P.M.

Jodi Power, RN, JD
Deputy Executive Director