VIRGINIA BOARD OF NURSING
MINUTES
July 20, 2016

TIME AND PLACE: The meeting of the Virginia Board of Nursing was called to order at 8:45 A.M. on July 20, 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
Marie Gerardo, MS, RN, ANP-BC
Regina Gilliam, LPN
Louise Hershkowitz, CRNA, MSHA
Kelly S. McDonough, DNP, RN
Trula Minton, MS, RN
Mark Monson, Citizen Member
Jennifer Phelps, LPN, QMHPA
Rebecca Poston, PhD, RN, CPNP-PC
William Traynham, LPN, CSAC

STAFF PRESENT:

Jay P. Douglas, RN, MSM, CSAC, FRE; Executive Director
Brenda Krohn; Deputy Executive Director
Jodi Power, Deputy Executive Director
Gloria Bradley, Temp. Executive Assistant
Darlene Graham, Senior Discipline Specialist
Cynthia Gaines, Adjudication Specialist

OTHERS PRESENT:

Charis Mitchell, Assistant Attorney General, Board Counsel
Corie Tillman Wolf, Assistant Attorney General

ESTABLISHMENT OF A QUORUM:

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

CONSIDERATION OF POSSIBLE SUMMARY SUSPENSIONS:

Charles Jackson, 0002-082918 LPN.

Corie Tillman Wolf presented evidence that the continued practice of nursing by Mr. Jackson may present a substantial danger to the health and safety of the public.

Mr. Traynham moved to summarily suspend the license of Mr. Jackson pending a formal administrative hearing and to offer a consent order for indefinite suspension of his license in lieu of a formal hearing. This motion was seconded and carried unanimously.

Anne McDaniel, 0001-227752 RN.

A signed consent order to accept voluntary surrender and indefinitely suspend Anne Lowry McDaniel's license to practice professional nursing in the Commonwealth of Virginia was presented to the Board for consideration.

Dr. McDonough moved to accept the consent order for Ms. McDaniel. This motion was seconded and carried unanimously.

ADJOURN: The meeting was adjourned at 9:00 A.M.

Brenda Krohn, RN, MS

Brenda Krohn, RN, MS
Deputy Executive Director

VIRGINIA BOARD OF NURSING
MINUTES
July 20, 2016
Panel – A

TIME AND PLACE: The meeting of the Virginia Board of Nursing was called to order at 9:00 A.M. on July 20, 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
Marie Gerardo, MS, RN, ANP-BC
Regina Gilliam, LPN
Jeanne Holmes, Citizen Member (joined 9:20 am)
William Traynham, LPN, CSAC

STAFF PRESENT:

Jay P. Douglas, RN, MSM, CSAC, FRE; Executive Director
Gloria D. Mitchell-Lively, RN, MSN, MBA; Deputy Executive Director
Gloria Bradley, Temp. Executive Assistant

OTHERS PRESENT:

James Rutkowski, Assistant Attorney General, Board Counsel
PN Students – Valley Career & Technical Center
PN Students – Centura College
PN Students – Rappahannock Community College
NA Students – Divine Home Care Services
Ashley Church – RN
Colleen Knopke – RN

ESTABLISHMENT OF A QUORUM:

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

CONSIDERATION OF AGENCY SUBORDINATE RECOMMENDATIONS:

Anna Gemerek, RN 0001-221755
Ms. Gemerek appeared.

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 9:03 A.M., for the purpose of deliberation to reach a decision in the matter of agency subordinate recommendation regarding Ms. Gemerek. Additionally, Ms. Gerardo moved that Ms. Douglas, Ms. Mitchell-Lively, Ms. Bradley and Mr. Rutkowski 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 9:05 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.

Pursuant to Virginia Code 54.1-2400.2(K), the Board considered the use of a confidential exhibit for health records or health services in this matter.

Ms. Gerardo moved that the Board of Nursing accept the recommended decision of the agency subordinate regarding Anna Gemerek to take no action at this time contingent upon Ms. Gemerek's compliance with entering the Virginia Health Practitioners' Monitoring Program and remaining in compliance thereafter. The motion was seconded and carried unanimously.

Ms. Holmes joined the meeting at 9:20 A.M.

Samantha Edwards, CNA 1401-130801
Ms. Edwards appeared.

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 9:20 A.M., for the purpose of deliberation to reach a decision in the matter of the agency subordinate recommendation regarding Ms. Edwards. Additionally, Ms. Gerardo moved that Ms. Douglas, Ms. Mitchell-Lively, Mr. Rutkowski and Ms. Bradley 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 9:25 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

Pursuant to Virginia Code 54.1-2400.2(K), the Board considered the use of a confidential exhibit for health records or health services in this matter.

Mr. Traynham moved that the Board of Nursing accept the recommended decision of the agency subordinate to reprimand Ms. Edwards and continue her indefinite probation for not less than one year active practice as a certified nurse aide subject to terms and conditions. The motion was seconded by Ms. Gerardo and carried unanimously.

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 9:30 A.M., for the purpose of deliberation to reach a decision in the remaining subordinate recommendations. Additionally, Ms. Gerardo moved that Ms. Douglas, Ms. Mitchell-Lively, Mr. Rutkowski and Ms. Bradley 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.

Ann Cobbler, LPN 0002-068384
Ms. Cobbler did not appear.

Ms. Gerardo moved that the Board of Nursing accept the recommended decision of the agency subordinate to reprimand Ms. Cobbler and continue her on indefinite probation for practical nursing. The motion was seconded and carried unanimously.

Cherri Whitaker, LPN 0002-077301
Ms. Whitaker did not appear.

Ms. Gerardo moved that the Board of Nursing accept the recommended decision of the agency subordinate to indefinitely suspend the license of Ms. Whitaker to practice practical nursing until she had demonstrated that she is safe and competent to return to the practice of nursing. The motion was seconded and carried unanimously.

Austin Dementi, RN 0001-189958
Ms. Dementi did not appear.

Ms. Gerardo moved that the Board of Nursing accept the recommended decision of the agency subordinate to indefinitely suspend the license of Ms. Dementi to practice professional nursing until she had demonstrated that she is safe and competent to return to the practice of nursing. The motion was seconded and carried unanimously.

Aretha Cobb, CNA 1401-138247
Ms. Cobb did not appear.

Ms. Gerardo moved that the Board of Nursing accept the recommended decision of the agency subordinate to revoke the certificate of Ms. Cobb to practice as a nurse aide. The motion was seconded and carried unanimously.

Caleb Witt, LPN 0002-086793
Mr. Witt did not appear.

Ms. Gerardo moved that the Board of Nursing accept the recommended decision of the agency subordinate to indefinitely suspend the license of Mr. Witt to practice practical nursing. The motion was seconded and carried unanimously.

Yvette Lawson, LPN 0002-068474
Ms. Lawson did not appear.

Ms. Gerardo moved that the Board of Nursing accept the recommended decision of the agency subordinate to reprimand Ms. Lawson and indefinitely suspend her license to practice practical nursing. The motion was seconded and carried unanimously.

William Walters, Jr., LPN 0002-058987
Mr. Walters did not appear.

Ms. Gerardo moved that the Board of Nursing accept the recommended decision of the agency subordinate to reprimand Mr. Walters and indefinitely suspend his license to practice practical nursing for a period of not less than two years . The motion was seconded and carried unanimously.

Shannon Washington, LPN 0002-063262
Ms. Washington did not appear.

Ms. Gerardo moved that the Board of Nursing accept the recommended decision of the agency subordinate to indefinitely suspend the license of Ms. Washington to practice practical nursing. The motion was seconded and carried unanimously.

Incilay Manley, LPN 0002-091237
Ms. Manley did not appear.

Ms. Gerardo moved that the Board of Nursing accept the recommended decision of the agency subordinate to reprimand Ms. Manley and require completion of the NCSBN course: Documentation: A Critical Aspect of Client Care within 60 days of this order. The motion was seconded and carried unanimously.

Malkia Gaines, RMA 0031-005453
Ms. Gaines did not appear.

Ms. Gerardo moved that the Board of Nursing accept the recommended decision of the agency subordinate to reprimand Ms. Gaines and revoke her certificate to practice as a medication aide. The motion was seconded and carried unanimously.

Ashley Sinozich, RN 0001226678
Ms. Sinozich did not appear.

Ms. Gerardo moved that the Board of Nursing accept the recommended decision of the agency subordinate to reprimand Ms. Sinozich and require completion of the following NCSBN online courses: Documentation: A Critical Aspect of Client Care and Professional Accountability & Legal Liability for Nurses. The Board considered this Agency Sub Rec for Confidential Exhibits pursuant to Virginia Code 54.1-2400.2(K). The motion was seconded and carried unanimously.

Mary Williams, RN 0001093838
Ms. Williams did not appear.

Ms. Gilliam moved that the Board of Nursing accept the recommended decision of the agency subordinate to reprimand Ms. Williams and indefinitely suspend her license to practice professional nursing. The motion was seconded and carried unanimously.

Susan Mitchell, LPN 0002027399
Ms. Mitchell did not appear.

Pursuant to Virginia Code 54.1-2400.2(K), the Board considered the use of a confidential exhibit for health records or health services in this matter.

Ms. Gerardo moved that the Board of Nursing accept the recommended decision of the agency subordinate to indefinitely suspend the license of Ms. Mitchell to practice practical nursing. The motion was seconded and carried unanimously.

Julie Carr, RN 0001-207498
Ms. Carr did not appear.

Pursuant to Virginia Code 54.1-2400.2(K), the Board considered the use of a confidential exhibit for health records or health services in this matter.

Ms. Gerardo moved that the Board of Nursing amend Finding of Fact #3 and accept the recommended decision of the agency subordinate to indefinitely suspend the license of Ms. Carr to practice professional nursing. The motion was seconded and carried unanimously.

Deborah Williams, RN 0001130196
Ms. Williams did not appear.

Pursuant to Virginia Code 54.1-2400.2(K), the Board considered the use of a confidential exhibit for health records or health services in this matter.

Ms. Holmes moved that the Board of Nursing accept the recommended decision of the agency subordinate to indefinitely suspend the license of Ms. Williams to practice professional nursing. The motion was seconded and carried unanimously.

Denise Fair, RN 0001139796
Ms. Fair did not appear.

Pursuant to Virginia Code 54.1-2400.2(K), the Board considered the use of a confidential exhibit for health records or health services in this matter.

Mr. Traynham moved that the Board of Nursing accept the recommended decision of the agency subordinate to indefinitely suspend the license of Ms. Fair to practice professional nursing. The motion was seconded and carried unanimously.

Heather Hodges, RN 0001120189
Ms. Hodges did not appear.

Pursuant to Virginia Code 54.1-2400.2(K), the Board considered the use of a confidential exhibit for health records or health services in this matter.

Mr. Traynham moved that the Board of Nursing accept the recommended decision of the agency subordinate to indefinitely suspend the license of Ms. Hodges to practice professional nursing. The motion was seconded and carried unanimously.

Sheryl Trail, RN 0001122595
Ms. Trail did not appear.

Pursuant to Virginia Code 54.1-2400.2(K), the Board considered the use of a confidential exhibit for health records or health services in this matter.

Ms. Holmes moved that the Board of Nursing accept the recommended decision of the agency subordinate of voluntary surrender for indefinite suspension of Ms. Trail's license to practice professional nursing. The motion was seconded and carried unanimously.

Steven Howard, CNA 1401134964
Mr. Howard did not appear.

Pursuant to Virginia Code 54.1-2400.2(K), the Board considered the use of a confidential exhibit for health records or health services in this matter.

Ms. Gerardo moved that the Board of Nursing accept the recommended decision of the agency subordinate to indefinitely suspend the certificate of Mr. Howard to practice as a nurse aide. The motion was seconded and carried unanimously.

ADJOURNMENT: The Board adjourned at 10:00 A.M.

Gloria Mitchell-Lively, RN, MSN, MBA
Deputy Executive Director

VIRGINIA BOARD OF NURSING
FORMAL HEARINGS
July 20, 2016
Panel -A

TIME AND PLACE: The meeting of the Virginia Board of Nursing was called to order at 10:10 A.M. on July 20, 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
Marie Gerardo, MS, RN, ANP-BC
Regina Gilliam, LPN
Jeanne Holmes, Citizen Member (joined 9:20 am)
William Traynham, LPN, CSAC

STAFF PRESENT: Jay P. Douglas, RN, MSM, CSAC, FRE; Executive Director
Gloria D. Mitchell-Lively, RN, MSN, MBA; Deputy Executive Director
Gloria Bradley, Temp. Executive Assistant

OTHERS PRESENT: James Rutkowski, Assistant Attorney General, Board Counsel
Nursing students

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

FORMAL HEARINGS: **Monica Mungo, RN 0001221894**
Ms. Mungo did not appear.

Steve Bulger, Adjudication Specialist, represented the Commonwealth. Mr. Rutkowski was legal counsel for the Board. Medford Howard, court reporter with Crane-Snead & Associates, recorded the proceedings.

Patricia Harte-Byers, Senior Investigator, Department of Health Professions; Oscar Aguayo EMT-B; and Sharon Delaurentis, RN were present and testified.

CLOSED MEETING: Ms. Caliwagan moved that the Board of Nursing convene a closed meeting pursuant to §2.2-3711(A)(27) of the *Code of Virginia* at 10:43 A.M., for the purpose of deliberation to reach a decision in the matter of Ms. Mungo. Additionally, Ms. Gerardo moved that Ms. Douglas, Ms. Mitchell-Lively, Ms. Bradley and Mr. Rutkowski 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 10:54 A.M.

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

ACTION: Ms. Gerardo moved that the Board of Nursing continue indefinite suspension of Monica Mungo's license to practice professional nursing until she can prove she is safe and competent to practice to the Board. 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: **Kellianne Billins, LPN 0002064958**
Ms. Billins arrived late (11:25am)

David Kazzie represented the Commonwealth. Mr. Rutkowski was legal counsel for the Board. Medford Howard, court reporter with Crane-Snead & Associates, recorded the proceedings.

Kelly Ashley, Senior Investigator, Department of Health Professions and Judy Simmons, RN, Riverside Health Systems, were present and testified. Keith Langford, Riverside Regional Medical Center testified by telephone.

CLOSED MEETING: Ms. Caliwagan moved that the Board of Nursing convene a closed meeting pursuant to §2.2-3711(A)(27) of the *Code of Virginia* at 12:14 P.M., for the purpose of deliberation to reach a decision in the matter of Ms. Billins. Additionally, Ms. Garcia moved that Ms. Douglas, Ms. Bradley, Ms. Mitchell-Lively and Mr. Rutkowski 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 12:27 P.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. Gilliam 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. Caliwagan moved that the Board of Nursing suspend Kellianne Billins' practical nursing license but stay the suspension contingent upon receiving proof of her entry into the Virginia Health Practitioners' Monitoring Program and remaining compliant thereafter. The motion was seconded by Mr. Traynham and carried unanimously 6-0.

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 12:30 P.M.

RECONVENTION: The Board reconvened at 1:10 P.M.

FORMAL HEARINGS: **Sarah Cressell, RN 0001224476**
Ms. Cressell did not appear

Amy Weiss, Adjudication Specialist, represented the Commonwealth. MMr. Rutkowski was legal counsel for the Board. Medford Howard, court reporter with Crane-Snead & Associates, recorded the proceedings.

Jennifer Baker, Senior Investigator with Department of Health Professions and Kathy Ward, Case Manager with Health Practitioners Monitoring Program were present and testified.

CLOSED MEETING: Ms. Caliwagan moved that the Board of Nursing convene a closed meeting pursuant to §2.2-3711(A)(27) of the *Code of Virginia* at 1:30 P.M., for the purpose of deliberation to reach a decision in the matter of Ms. Cressell. Additionally, Ms. Caliwagan moved that Ms. Douglas, Ms. Bradley, Ms. Mitchell-Lively and Mr. Rutkowski 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 1:35 P.M.

Ms. Caliwagan 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 Ms. Weiss and amended by the Board. Pursuant to Virginia Code 54.1-2400.2(K), the Board considered the use of a confidential exhibit for health records or health services in this matter.
The motion was seconded and carried unanimously.

ACTION: Ms. Holmes moved that the Board of Nursing reprimand Ms. Cressell and indefinitely suspend her license to practice professional nursing until such time she can appear before the Board to prove she is safe and competent to practice nursing. The motion was seconded by Mr. Traynham and carried unanimously 6-0.

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: **Jacqueline Coles, CNA 1401-148757**

Ms. Coles did not appear

Steve Bulger, Adjudication Specialist, represented the Commonwealth. Mr. Rutkowski was legal counsel for the Board. Medford Howard, court reporter with Crane-Snead & Associates, recorded the proceedings.

Patricia Dewey, Senior Investigator with Department of Health Profession was present and testified.

CLOSED MEETING: Ms. Caliwagan 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. Coles. Additionally, Ms. Caliwagan moved that Ms. Douglas, Ms. Bradley, Ms. Mitchell-Lively and Mr. Rutkowski 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 2:13 P.M.

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

ACTION: Ms. Caliwagan moved that the Board of Nursing deny reinstatement and continue on indefinite suspension the right of Ms. Coles to renew her certification to practice as a nurse aide for not less than two years. The motion was seconded by Mr. Traynham and carried unanimously 6-0.

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 2:30 P.M.

Gloria Mitchell-Lively

Gloria Mitchell-Lively, RN, MSN, MBA
Deputy Executive Director

VIRGINIA BOARD OF NURSING
MINUTES
July 20, 2016
Panel – B

TIME AND PLACE: The meeting of the Virginia Board of Nursing was called to order at 9:00 A.M. on July 20, 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
Rebecca Poston, PhD, RN, CPNP-PC

STAFF PRESENT: Jodi P. Power, RN, JD; Deputy Executive Director
Brenda Krohn, RN, MS; Deputy Executive Director
Darlene Graham, Senior Discipline Specialist

OTHERS PRESENT: Charis Mitchell, Assistant Attorney General, Board Counsel

ESTABLISHMENT OF A QUORUM:
With six 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 9:05 A.M., for the purpose of consideration of agency subordinate recommendations. Additionally, Ms. Phelps moved that Ms. Power, Ms. Krohn, Ms. Graham 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 9:40 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.

Cheryl Lucas, CNA 1401149068
Ms. Lucas did not appear.

Mr. Monson moved that the Board of Nursing accept the recommended decision of the agency subordinate to reprimand Ms. Lucas. The motion was seconded and carried unanimously.

Deja Avent, CNA 1401130773
Ms. Avent did not appear.

Mr. Monson moved that the Board of Nursing accept the recommended decision of the agency subordinate to reprimand Ms. Avent. The motion was seconded and carried unanimously.

Erika Billings, RMA 0031007545
Ms. Billings did not appear.

Mr. Monson moved that the Board of Nursing accept the recommended decision of the agency subordinate to reprimand Ms. Billings and indefinitely suspend the right to renew her registration to practice as a medication aide. The motion was seconded and carried unanimously.

Sheila Gibson, LPN 0002109602
Ms. Gibson did not appear.

Mr. Monson moved that the Board of Nursing accept the recommended decision of the agency subordinate to reprimand Ms. Gibson and indefinitely suspend her right to renew her license to practice practical nursing. The motion was seconded and carried unanimously.

Carolyn Booth, CNA 1401026139
Ms. Booth did not appear.

Mr. Monson moved that the Board of Nursing accept the recommended decision of the agency subordinate to reprimand Ms. Booth. The motion was seconded and carried unanimously.

Ashley Lafferty, RMA 0031006040
Ms. Lafferty did not appear.

Pursuant to Virginia Code 54.1-2400.2(K), the Board considered the use of a confidential exhibit for health records or health services in this matter.

Mr. Monson moved that the Board of Nursing accept the recommended decision of the agency subordinate to indefinitely suspend the registration of Ms. Lafferty to practice as a medication aide, but stay the suspension contingent upon receiving proof of entry into the Virginia Health Practitioners' Monitoring Program and remaining in compliance thereafter. The motion was seconded and carried unanimously.

Ashley Lafferty, CNA 140114875

Ms. Lafferty did not appear.

Pursuant to Virginia Code 54.1-2400.2(K), the Board considered the use of a confidential exhibit for health records or health services in this matter.

Mr. Monson moved that the Board of Nursing accept the recommended decision of the agency subordinate to indefinitely suspend the certification of Ms. Lafferty to practice as a nurse aide, but stay the suspension contingent upon receiving proof of entry into the Virginia Health Practitioners' Monitoring Program and remaining in compliance thereafter. The motion was seconded and carried unanimously.

Pricilia Fox, LPN 0002075841
Ms. Fox did not appear.

Mr. Monson moved that the Board of Nursing accept the recommended decision of the agency subordinate to reprimand Ms. Fox and accept the surrender for indefinite suspension of her license to practice practical nursing until she can prove she is safe and competent to return to practical nursing. The motion was seconded and carried unanimously.

Sarah Acheampong, LPN 0002072021
Ms. Acheampong did not appear.

Mr. Monson moved that the Board of Nursing accept the recommended decision of the agency subordinate to reprimand Ms. Acheampong and indefinitely suspend her license to practice practical nursing until she can prove she is safe and competent to return to practical nursing. The motion was seconded and carried unanimously.

Christopher Carter, LPN 0002086490
Mr. Carter did not appear.

Pursuant to Virginia Code 54.1-2400.2(K), the Board considered the use of a confidential exhibit for health records or health services in this matter.

Mr. Monson moved that the Board of Nursing accept the recommended decision of the agency subordinate to reprimand Mr. Carter and indefinitely suspend his license to practice practical nursing until he can prove he is safe and competent to return to practical nursing. The motion was seconded and carried unanimously.

Jamie Love, RN 0001224337
Ms. Love did not appear.

Mr. Monson moved that the Board of Nursing accept the recommended decision of the agency subordinate to reprimand Ms. Love and indefinitely suspend her license to practice professional nursing but stay the suspension contingent upon receiving proof of her entry into the Virginia Health Practitioners' Monitoring Program and remaining in compliance thereafter. The motion was seconded and carried unanimously.

Chastity Jones, RN 0001194597
Ms. Jones did not appear.

Mr. Monson moved that the Board of Nursing accept the recommended decision of the agency subordinate to indefinitely suspend the license of Ms. Jones to practice professional nursing until she can prove she is safe and competent to return to professional nursing. The motion was seconded and carried unanimously.

NaTasha Bartley, LPN 0002081239
Ms. Bartley did not appear.

Pursuant to Virginia Code 54.1-2400.2(K), the Board considered the use of a confidential exhibit for health records or health services in this matter.

Mr. Monson moved that the Board of Nursing accept the recommended decision of the agency subordinate to indefinitely suspend the right of Ms. Bartley to renew her license to practice practical nursing until she can prove she is safe and competent to return to practical nursing. The motion was seconded and carried unanimously.

Amber Hendricks, RN 0001198247
Ms. Hendricks did not appear.

Mr. Monson moved that the Board of Nursing accept the recommended decision of the agency subordinate to reinstate the license for Ms. Hendricks to practice professional nursing contingent upon entry into the Virginia Health Practitioners' Monitoring Program and require compliance with the terms of the Health Practitioners' Monitoring Program thereafter. Further that she must enroll and successfully complete Board-approved refresher course prior to issuance of her license. The motion was seconded and carried unanimously.

Michelle Howell, CNA Applicant
Ms. Howell did not appear.

Mr. Monson moved that the Board of Nursing accept the recommended decision of the agency subordinate to reprimand Ms. Howell and approve her application for certification as a nurse aide by examination, upon successful completion of the NNAAP examination. The motion was seconded and carried unanimously.

Michelle Howell, RMA Applicant
Ms. Howell did not appear.

Mr. Monson moved that the Board of Nursing accept the recommended decision of the agency subordinate to reprimand Ms. Howell and approve her application for registration as a medication aide by examination. The motion was seconded and carried unanimously.

Victoria Lenz, CNA 1401047551
Ms. Lenz did not appear.

Mr. Monson moved that the Board of Nursing accept the recommended decision of the agency subordinate to reprimand Ms. Lenz and approve her application for reinstatement of her certification to practice as a nurse aide, upon successful completion of the NNAAP examination. The motion was seconded and carried unanimously.

Rebecca Collins, RN 0001086403
Ms. Collins did not appear.

Mr. Monson moved that the Board of Nursing accept the recommended decision of the agency subordinate to indefinitely suspend the license of Ms. Collins to practice professional nursing until she can prove she is safe and competent to return to professional nursing. The motion was seconded and carried unanimously.

Angela Swift, RN 0001086101
Ms. Swift did not appear.

Pursuant to Virginia Code 54.1-2400.2(K), the Board considered the use of a confidential exhibit for health records or health services in this matter.

Mr. Monson moved that the Board of Nursing accept the recommended decision of the agency subordinate to indefinitely suspend the license of Ms. Swift to practice professional nursing until she can prove she is safe and competent to return to professional nursing. The motion was seconded and carried unanimously.

Vicki Shure, RN 0001200695
Ms. Shure did not appear.

Ms. Hershkowitz moved that the Board of Nursing accept the recommended decision of the agency subordinate to indefinitely suspend the right of Ms. Shure to renew her professional nursing license until she can prove she is safe and competent to return to professional nursing. The motion was seconded and carried unanimously.

Wayne Cooke, LPN 0002077171
Mr. Cooke did not appear.

Mr. Monson moved that the Board of Nursing accept the recommended decision of the agency subordinate to reprimand Mr. Cooke and indefinitely suspend the right of Mr. Cooke to renew his practical nursing license until he can prove he is safe and competent to return to practical nursing. The motion was seconded and carried unanimously.

Michelle Sampsel, CNA 1401171351
Ms. Sampsel did not appear.

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

Janna Shelton, CNA 1401166910
Ms. Shelton did not appear.

Pursuant to Virginia Code 54.1-2400.2(K), the Board considered the use of a confidential exhibit for health records or health services in this matter.

Mr. Monson moved that the Board of Nursing accept the recommended decision of the agency subordinate to indefinitely suspend the certificate for Ms. Shelton to practice nurse aide until she can prove she is safe and competent to return to nurse aide practice. The motion was seconded and carried unanimously.

ADJOURNMENT: The Board adjourned at 9:45 A.M.

Jodi P. Power, RN, JD
Deputy Executive Director

VIRGINIA BOARD OF NURSING
FORMAL HEARINGS
July 20, 2016
Panel – B

TIME AND PLACE: The meeting of the Virginia Board of Nursing was called to order at 11:00 A.M. on July 20, 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
Rebecca Poston, PhD, RN, CPNP-PC

STAFF PRESENT: Brenda Krohn, RN, MS; Deputy Executive Director
Jodi P. Power, RN, JD; Deputy Executive Director
Darlene Graham, Senior Discipline Specialist

OTHERS PRESENT: Charis Mitchell, Assistant Attorney General, Board Counsel

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

FORMAL HEARINGS: **Kirsten Bray, RN 0001184670**
Ms. Bray appeared.

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

Tonya James, Compliance Case Manager, Board of Nursing 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 12:00 P.M., for the purpose of deliberation to reach a decision in the matter of Ms. Bray. Additionally, Ms. Phelps moved that Ms. Power, Ms. Graham, Ms. Krohn 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 12:18 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. Poston 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 issue a reprimand to Kirsten Bray and indefinitely suspend her license until such time 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 12:25 P.M.

RECONVENTION: The Board reconvened at 1:05 P.M.

FORMAL HEARINGS: **Susan Smith CNA 1401080009**
Ms. Smith appeared with her husband, Rodney Smith

Carla Boyd, Adjudication Specialist represented the Commonwealth. Ms. Mitchell was legal counsel for the Board. Lori Larsen, court reporter with Crane-Snead & Associates, recorded the proceedings.

Joyce Shelton-Jones, 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 1:25 P.M., for the purpose of deliberation to reach a decision in the matter of Ms. Smith. Additionally, Ms. Phelps moved that Ms. Power, Ms. Krohn, Ms. Graham 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 1:32 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. Poston moved that the Board of Nursing accept the findings of fact and conclusions of law as presented by Ms. Boyd and amended by the Board. The motion was seconded and carried unanimously.

ACTION: Mr. Monson moved that the Board of Nursing approve Susan Smith's application for reinstatement of her nurse aide certification. 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: **Carmen Borges, RN 0001191588**
Ms. Borges did not appear

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

Sherry Foster, 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 1:53 P.M., for the purpose of deliberation to reach a decision in the matter of Ms. Borges. Additionally, Ms. Phelps moved that Ms. Krohn, Ms. Power, Ms. Graham 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 2:02 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: Mr. Monson moved that the Board of Nursing issue a reprimand to Carmen Borges and indefinitely suspend her professional nursing license 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.

ADJOURNMENT: The Board adjourned at 2:10 P.M.

Jodi Y Power

Jodi Power, RN, JD
Deputy Executive Director