

VIRGINIA BOARD OF NURSING
SPECIAL CONFERENCE COMMITTEE OF THE
COMMITTEES OF THE JOINT BOARD OF NURSING AND MEDICINE
MINUTES
August 23, 2006

TIME AND PLACE: The meeting of the Special Conference Committee of the Committees of the Joint Boards of Nursing and Medicine was convened at 8:40 A.M., in Conference Room 1, Department of Health Professions, 6603 West Broad Street, Richmond, Virginia.

MEMBERS PRESENT: Judith E. Piersall, R.N., B.S.N., Chairperson
Jane M. Piness, M.D.
Patricia M. Selig, R.N., F.N.P., Ph.D.

STAFF PRESENT: Susan Bell Rosen, R.N., F.N.P., M.S., J.D., Deputy Executive Director, Discipline
Jane Smith, Adjudication Specialist

OTHERS PRESENT: Linda Kleiner, Health Practitioners Intervention Program

CONFERENCES

SCHEDULED: **Sharon F. Leake, R.N. 0001-135013; L.N.P. 0024-135013**
Ms. Leake appeared, accompanied by Darren Leake, husband.

CLOSED MEETING: Dr. Selig moved that the Special Conference Committee of the Committees of the Joint Boards of Nursing and Medicine convene a closed meeting pursuant to Section 2.2-3711(A)(28) of the *Code of Virginia* at 9:00 A.M. for the purpose of deliberation to reach a decision in the matter of Ms. Leake. Additionally, Dr. Selig moved that Ms. Rosen and Ms. Smith 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 9:1A P.M.

Dr. Selig moved that the Special Conference Committee of the Committees of the Joint Boards of Nursing and Medicine 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: Dr. Pines moved to close the case and impose no sanction due to insufficient evidence of a violation of the Nurse Practice Act or Board of Nursing regulations
The motion was seconded and carried. Ms. Piersall and Dr. Piness voted in favor of the motion, Dr. Selig voted in opposition to the motion.

CONFERENCES

CONTINUED: **Weldon E. Davis, R.N. 0001-103239; L.N.P. 0024-103239**
Mr. Davis appeared.

CLOSED MEETING:

Dr. Selig moved that the Special Conference Committee of the Committees of the Joint Boards of Nursing and Medicine convene a closed meeting pursuant to Section 2.2-3711(A)(28) of the *Code of Virginia* at 10:55 A.M. for the purpose of deliberation to reach a decision in the matter of Mr. Davis. Additionally, Dr. Selig moved that Ms. Rosen and Ms. Smith 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.

Dr. Selig moved that the Special Conference Committee of the Committees of the Joint Boards of Nursing and Medicine 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: Dr. Piness moved to issue an Order to make findings of fact and conclusions of law as in the notice and amended by the committee and order Mr. Davis to seek re-entry into the Health Practitioners Intervention Program within 30 days of the Order becoming final. If Mr. Davis is accepted, he shall comply with the terms of his Health Practitioners Intervention Program contract. If Mr. Davis is not accepted into Health Practitioners Intervention Program, he shall be placed on probation with terms which will begin upon the Board being notified by the Health Practitioners Intervention Program that Mr. Davis is not eligible for participation in the program.

The motion was seconded and carried unanimously.

As provided by law, this decision shall become a Final Order thirty days after service of such order on Mr. Davis unless a written request to the Board for a formal hearing on the allegations made against him is received from Mr. Davis 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 decision of this conference committee shall be vacated.

ADJOURNMENT:

The meeting was adjourned at 11:15 A.M.

Susan Bell Rosen, R.N., F.N.P., M.S., J.D.
Deputy Executive Director, Discipline

**VIRGINIA BOARD OF NURSING
SPECIAL CONFERENCE COMMITTEE
August 23, 2006**

TIME AND PLACE: The meeting of the Special Conference Committee of the Board of Nursing was convened at 10:15 A.M., in Conference Room 3, Department of Health Professions, 6603 West Broad Street, Richmond, Virginia.

MEMBERS PRESENT: Judith E. Piersall, R.N., B.S.N., Chairperson
Patricia M. Selig, R.N., F. N.P., Ph.D.

STAFF PRESENT: Gloria D. Mitchell, R.N., M.S.N., M.B.A., Deputy Executive Director, Discipline
Jodi P. Power, R.N., J.D., Deputy Executive Director, Nurse Aide Registry Manager

PRESENTED FOR CLOSURE/ADVICE:

Ms. Ponn moved that the Special Conference Committee of the Board of Nursing convene a closed meeting pursuant to Section 2.2-3711(A)(28) of the *Code of Virginia* at 12:15 P.M. for the purpose of deliberation regarding case disposition. Additionally, Ms. Ponn moved that Dr. Elliott and Ms. Mitchell 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 12:45 P.M.

Ms. Ponn 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.

Investigative reports regarding two registered nurses and three licensed practical nurses were reviewed.

ACTION: Ms. Ponn moved to close three of the above cases due to insufficient evidence to support allegations of any violation of the Nurse Practice Act or Board of Nursing regulations. The motion was seconded and carried unanimously.

Ms. Ponn moved to close one of the above cases undetermined at this time. The motion was seconded and carried unanimously.

Ms. Ponn moved that one of the above individuals should be scheduled for an informal conference. The motion was seconded and carried unanimously.

ADJOURNMENT: The Committee adjourned at 12:45 P.M.

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Jane Elliott, R.N., Ph.D.
Discipline Staff

VIRGINIA BOARD OF NURSING
SPECIAL CONFERENCE COMMITTEE OF THE
COMMITTEES OF THE JOINT BOARD OF NURSING AND MEDICINE
MINUTES
AUGUST 23, 2006

TIME AND PLACE: The meeting of the Special Conference Committee of the Committees of the Joint Boards of Nursing and Medicine was convened at 11:13 A.M., in Conference Room 3, Department of Health Professions, 6603 West Broad Street, Richmond, Virginia.

MEMBERS PRESENT: Judith E. Piersall, R.N., B.S.N., Chairperson
Sandra A. Bell, M.D.
Patricia M. Selig, R.N., F.N.P., Ph.D.

STAFF PRESENT: Jay P. Douglas, R.N., M.S.N., C.S.A.C., Executive Director
Gloria D. Mitchell, R.N., M.S.N., M.B.A., Deputy Executive Director, Discipline
Anne Joseph, Deputy Director, Administrative Proceedings Division

CONFERENCE
SCHEDULED: **Eleen Brady-Myrie, R.N. 0001-179897; L.N.P. 0024-165243**
Ms. Brady-Myrie did not appear.

CLOSED MEETING: Dr. Selig moved that the Special Conference Committee of the Committees of the Joint Boards of Nursing and Medicine convene a closed meeting pursuant to Section 2.2-3711(A)(28) of the *Code of Virginia* at 11:16 A.M. for the purpose of deliberation to reach a decision in the matter of Ms. Brady-Myrie. Additionally, Dr. Selig moved that Ms. Douglas, Ms. Mitchell, and Ms. Joseph 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 11:22 A.M.

Dr. Selig moved that the Special Conference Committee of the Committees of the Joint Boards of Nursing and Medicine 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: Dr. Selig moved to offer the respondent a consent order for indefinite suspension of her right to renew her professional nursing license and her nurse practitioner license.
The motion was seconded and carried.

ADJOURNMENT: The meeting was adjourned at 11:25 A.M.

Gloria D. Mitchell, R.N., M.S.N., M.B.A.
Deputy Executive Director, Discipline

**VIRGINIA BOARD OF NURSING
SPECIAL CONFERENCE COMMITTEE OF THE
COMMITTEES OF THE JOINT BOARD OF NURSING AND MEDICINE
MINUTES
August 23, 2006**

TIME AND PLACE: The meeting of the Special Conference Committee of the Committees of the Joint Boards of Nursing and Medicine was convened at 11:30 A.M., in Conference Room 3, Department of Health Professions, 6603 West Broad Street, Richmond, Virginia.

MEMBERS PRESENT: Judith E. Piersall, R.N., B.S.N., Chairperson
Sandra A. Bell, M.D.
Patricia M. Selig, R.N., F.N.P., Ph.D.

STAFF PRESENT: Jay P. Douglas, R.N., M.S.N., C.S.A.C., Executive Director
Gloria D. Mitchell, R.N., M.S.N., M.B.A., Deputy Executive Director,
Discipline

PRESENTED FOR CLOSURE:

CLOSED MEETING: Dr. Selig moved that the Special Conference Committee of the Committee of the Joint Boards of Nursing and Medicine convene a closed meeting pursuant to Section 2.2-3711(A)(28) of the *Code of Virginia* at 11:30 A.M. for the purpose of deliberation regarding case disposition. Additionally, Dr. Selig moved that Ms. Douglas and Ms. Mitchell attend the closed meeting because her presence in the closed meeting is deemed necessary, and her presence will aid the Committee in its deliberations.
The motion was seconded and carried unanimously.

RECONVENTION: The Committee reconvened in open session at 11:55 A.M.

Dr. Selig moved that the Special Conference Committee of the Committee of the Joint Boards of Nursing and Medicine 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.

Investigative reports regarding six licensed nurse practitioners were reviewed.

ACTION: Dr. Selig moved to close three of the above cases due to insufficient evidence to support allegations of any violation of the Nurse Practice Act or Board of Nursing regulations.

The motion was seconded and carried unanimously.

Dr. Selig moved to close one of the above cases undetermined at this time.

The motion was seconded and carried unanimously.

Dr. Selig moved to offer one of the above individuals a pre-hearing consent order, in lieu of further administrative proceedings.
The motion was seconded and carried unanimously.

Ms. Piersall moved that one of the above individuals should be scheduled for an informal conference.
The motion was seconded and carried unanimously.

ADJOURNMENT: The meeting was adjourned at 12:00 Noon.

Gloria D. Mitchell, R.N., M.S.N., M.B.A.
Deputy Executive Director, Discipline