

**VIRGINIA BOARD OF NURSING  
MINUTES  
July 22, 2009**

**TIME AND PLACE:** The meeting of the Virginia Board of Nursing was called to order at 9:05 A.M. on July 22, 2009 in Board Room 2, Department of Health Professions, 9960 Mayland Drive, Suite 201, Richmond, Virginia

**BOARD MEMBERS  
PRESENT:**

Lynne M. Cooper, Citizen Member, President  
Patricia M. Selig, R.N., F.N.P., Ph.D., Vice President  
Peregrin Francisco, R.N., M.S.A., Secretary  
Florence Jones-Clarke, R.N., M.S.  
Brenda L. Hale, R.N.,  
Joyce A. Hahn, Ph.D.; APRN; NEA-BC  
John M. Horn, L.P.N.  
Evelyn Lindsay, L.P.N.  
Judith E. Piersall, R.N., B.S.N.  
G. Maxine Ponn, L.P.N.  
Karen Schultz, Ph.D. M.B.A.

**BOARD MEMBER  
ABSENT:**

Patricia C. Lane, R.N., B.S.N.

**STAFF PRESENT:**

Jay P. Douglas, R.N., M.S.M., C.S.A.C., Executive Director  
Brenda Krohn, R.N., M.S., Deputy Executive Director  
Gloria D. Mitchell, R.N., M.S.N., M.B.A., Deputy Executive Director  
Jodi P. Power, R.N., J.D., Deputy Executive Director  
Linda Kleiner, R.N., Discipline Case Manager  
Ann Tiller, Compliance Manager  
Amy Davis, Administrative Assistant

**OTHERS PRESENT:**

Howard M. Casway, Senior Assistant Attorney General  
Ishneila Moore, Assistant Attorney General (joined later)

**ESTABLISHMENT OF  
A QUORUM:**

With eleven members of the Board present, a quorum was established.

**CONSIDERATION OF AGENCY SUBORDINATE RECOMMENDATIONS:**

**Yvonne Fernandez, R.N. 0001-211870**  
Ms. Fernandez appeared.

CLOSED MEETING: Dr. Hahn moved that the Board of Nursing convene a closed meeting pursuant to §2.2-3711(A)(27) of the *Code of Virginia* at 9:10 A.M., for the purpose of consideration of an agency subordinate recommendation. Additionally, Dr. Hahn moved that Ms. Douglas, Ms. Power, Ms. Mitchell, Ms. Kleiner, Ms. Krohn, Ms. Tiller, Ms. Davis and Mr. Casway 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 9:20 A.M.  
  
Ms. Francisco 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. Lindsey moved to modify the recommended decision of the agency subordinate to indefinitely suspend the professional nursing license of Yvonne Fernandez until such time as she appears before the Board and provides sufficient evidence that she is safe and competent to practice.  
The motion was seconded and carried unanimously.

**Lois F. Ellinger, L.P.N. 0002-041299**

Ms. Ellinger appeared.

CLOSED MEETING: Ms. Francisco moved that the Board of Nursing convene a closed meeting pursuant to §2.2-3711(A)(27) of the *Code of Virginia* at 9:31 A.M., for the purpose of consideration of an agency subordinate recommendation. Additionally, Ms. Francisco moved that Ms. Douglas, Ms. Power, Ms. Mitchell, Ms. Kleiner, Ms. Krohn, Ms. Tiller, Ms. Davis and Mr. Casway 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 9:37 A.M.  
  
Ms. Francisco 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.

Dr. Selig moved that the Board of Nursing accept the recommended decision of the agency subordinate to reprimand Louis Ellinger.  
The motion was seconded and carried. Ms. Cooper, Dr. Selig, Ms. Francisco, Dr. Hahn, Ms. Hale, Mr. Horn, Ms. Lindsey, Ms. Piersall, and Dr. Schultz were in favor of the motion.  
Ms. Jones-Clarke and Ms. Ponn opposed the motion.

**Audrey S. Hollar, R.N. 0001-117631**

Ms. Hollar appeared, accompanied by attorney, Andrea Sloan.

**CLOSED MEETING:**

Ms. Francisco moved that the Board of Nursing convene a closed meeting pursuant to §2.2-3711(A)(27) of the *Code of Virginia* at 9:45 A.M., for the purpose of consideration of an agency subordinate recommendation. Additionally, Ms. Francisco moved that Ms. Douglas, Ms. Power, Ms. Mitchell, Ms. Kleiner, Ms. Krohn, Ms. Tiller, Ms. Davis and Mr. Casway 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 10:24 A.M.

Ms. Francisco 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. Hale moved to accept the recommended decision of the agency subordinate to reprimand Audrey Hollar and require her to submit to an evaluation by a mental health and chemical dependency specialist approved by the Board.

The motion was seconded and carried unanimously.

**Deborah Barrack, R.N. 0001-172807**

Ms. Barrack appeared.

**CLOSED MEETING:**

Ms. Francisco moved that the Board of Nursing convene a closed meeting pursuant to §2.2-3711(A)(27) of the *Code of Virginia* at 10:36 A.M., for the purpose of consideration of an agency subordinate recommendation. Additionally, Ms. Francisco moved that Ms. Douglas, Ms. Power, Ms. Mitchell, Ms. Kleiner, Ms. Krohn, Ms. Tiller, Ms. Davis and Mr. Casway 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 10:38 A.M.

Ms. Francisco 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. Piersall moved that the Board of Nursing accept the recommended decision of the agency subordinate to indefinitely suspend the professional nursing license

of Deborah Barrack until such time as she appears before the Board and provides sufficient evidence that she is safe and competent to practice.  
The motion was seconded and carried unanimously.

**Rachel A. Anderson, C.N.A. 1401-103472**

Ms. Anderson did not appear.

Ms. Francisco moved that the Board of Nursing accept the recommended decision of the agency subordinate to revoke the nurse aide certificate of Rachel Anderson with a finding of misappropriation of patient property.  
The motion was seconded and carried unanimously.

**Mamie Banya, C.N.A. 1401-107467**

Ms. Banya did not appear.

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

**Leslie T. Clark, C.N.A. 1401-051515**

Ms. Clark did not appear.

Ms. Francisco moved that the Board of Nursing accept the recommended decision of the agency subordinate to revoke the right of Leslie Clark to renew her nurse aide certificate with a finding of misappropriation of patient property.  
The motion was seconded and carried unanimously.

**Rita A. Lester, C.N.A. 1401-091240**

Ms. Lester did not appear.

Ms. Francisco moved that the Board of Nursing accept the recommended decision of the agency subordinate to take no action against Rita Lester, contingent upon her continued compliance with the Health Practitioners Monitoring Program  
The motion was seconded and carried unanimously.

**Theresa M. Peebles, C.N.A. 1401-066667**

Ms. Peebles did not appear.

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

**Priscilla A. Jonas, C.N.A. 1401-100825**

Ms. Jonas did not appear.

Ms. Francisco moved that the Board of Nursing accept the recommended decision of the agency subordinate to indefinitely suspend the nurse aide certificate of Priscilla Jonas until such time as she appears before the Board and provides sufficient evidence that she is safe and competent to practice.  
The motion was seconded and carried unanimously.

**Stephanie Loudermilk (Bermudez), C.N.A. 1401-073427**

Ms. Loudermilk (Bermudez) did not appear.

Ms. Francisco moved that the Board of Nursing accept the recommended decision of the agency subordinate to revoke the nurse aide certificate of Stephanie Loudermilk (Bermudez) with a finding of neglect based on a single occurrence. The motion was seconded and carried unanimously.

**Phyllis Garner, C.N.A. 1401-019140**

Ms. Garner did not appear.

Ms. Francisco moved that the Board of Nursing accept the recommended decision of the agency subordinate to place Phyllis Garner on probation with terms for two years of actual nurse aide practice. The motion was seconded and carried unanimously.

**Cameron Stephens, R.N.**

Ms. Stephens did not appear.

Ms. Francisco moved that the Board of Nursing accept the recommended decision of the agency subordinate to indefinitely suspend the multistate privilege of Cameron Stephens until such time as she appears before the Board and provides sufficient evidence that she is safe and competent to practice. The motion was seconded and carried unanimously.

**Karyn R. Perry, R.N. 0001-156509**

Ms. Perry did not appear.

Ms. Francisco moved that the Board of Nursing accept the recommended decision of the agency subordinate to take no action against Karen Perry on the condition that she enter a recovery monitoring contract with the Health Practitioners Monitoring Program within sixty days of entry of the Order and thereafter remain in compliance with the Program. The motion was seconded and carried unanimously.

**Crystal Taylor, L.P.N. 0002-067341**

Ms. Taylor did not appear.

Ms. Francisco moved that the Board of Nursing accept the recommended decision of the agency subordinate to indefinitely suspend the practical nursing license of Crystal Taylor for a period of not less than two years and until such time as she appears before the Board and provide sufficient evidence that she is safe and competent to practice. The motion was seconded and carried unanimously.

**DeShanna C. Washington, L.P.N. 0002-060573**

Ms. Washington did not appear.

Ms. Francisco moved that the Board of Nursing accept the recommended decision of the agency subordinate to require DeShanna Washington to provide proof of completing the National Council of State Boards of Nursing courses "Ethics in

Nursing Practice” and “Documentation: A Critical Aspect of Client Care” within sixty days of the date entry of the order. Upon timely satisfaction of these terms, no further action will be taken.

The motion was seconded and carried unanimously.

**Jeanette Critzer, R.N. 0001-176279**

Ms. Critzer did not appear.

Ms. Francisco moved that the Board of Nursing accept the recommended decision of the agency subordinate to indefinitely suspend the professional nursing license of Jeanette Critzer for not less than two years and until such time as she appears before the Board and provide sufficient evidence that she is safe and competent to practice..

The motion was seconded and carried unanimously.

**Annette Bonner, L.P.N. 0002-035045**

Ms. Bonner did not appear.

Ms. Francisco moved that the Board of Nursing accept the recommended decision of the agency subordinate to reprimand Annette Bonner and that Ms. Bonner be ordered to take a course, approved by the Board, on anger management and a course, approved by the Board, on managing aggressive patients. Proof of completing of said courses are to be received by the Board within ninety days of the entry of the order.

The motion was seconded and carried unanimously.

**Debora P. Smith, L.P.N. 0002-038141**

Ms. Smith did not appear.

Ms. Francisco moved that the Board of Nursing accept the recommended decision of the agency subordinate to indefinitely suspend the right of Debora Smith to renew her practical nursing license until such time as she appears before the Board and provides sufficient evidence that she is safe and competent to practice.

The motion was seconded and carried unanimously.

**Pamela R. Turnage, C.N.A. 1401-081595**

Ms. Turnage did not appear.

Ms. Francisco moved that the Board of Nursing accept the recommended decision of the agency subordinate to revoke the nurse aide certificate of Pamela Turnage with a finding of misappropriation of patient property.

The motion was seconded and carried unanimously.

**Celeste N. Willis, C.N.A. 1401-097499**

Ms. Willis did not appear.

Ms. Francisco moved that the Board of Nursing accept the recommended decision of the agency subordinate to revoke the right Celeste Willis to renew her nurse aide certificate with a finding of misappropriation of patient property.

The motion was seconded and carried unanimously.

Ms. Moore joined the meeting.

**CLOSED MEETING:**

Ms. Francisco moved that the Board of Nursing convene a closed meeting pursuant to §2.2-3711(A)(27) of the *Code of Virginia* at 10:52 A.M., for the purpose of consideration of an agency subordinate recommendations and a consent order. Additionally, Ms. Francisco moved that Ms. Douglas, Ms. Power, Ms. Mitchell, Ms. Kleiner, Ms. Krohn, Ms. Tiller, Ms. Davis, Ms. Moore and Mr. Casway 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 11:50 A.M.

Ms. Francisco 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.

**Schrice B. Stewart, C.N.A. 1401-108048**

Ms. Stewart did not appear.

Dr. Schultz moved that the Board of Nursing accept the recommended decision of the agency subordinate to revoke the right of Schrice Stewart to renew her nurse aide certification and enter a finding of misappropriation of patient property. The motion was seconded and carried unanimously.

**Bertha Soto, C.N.A. 1401-121838**

Ms. Soto did not appear.

Ms. Francisco moved that the Board of Nursing modify conclusions of law and recommended decision of the agency subordinate, to issue a reprimand with a finding of abuse against Bertha Soto.

The motion was seconded and carried. Ms. Ponn, Ms. Hale, Dr. Hahn, Ms. Jones-Clarke, Dr. Selig, Ms. Cooper, Ms. Francisco, Mr. Horn, Dr. Schultz and Ms. Lindsey were in favor of the motion. Ms. Piersall opposed the motion.

**Tracy W. Murphy, R.N. 0001-184173**

Ms. Murphy did not appear.

Ms. Cooper moved that the Board of Nursing modify the recommended decision of the agency subordinate to indefinitely suspend the professional nursing license of Tracy Murphy and to indefinitely suspend the right of Ms. Murphy to renew her practical nursing license until such time as can appear before the Board and provide sufficient evidence that she is safe and competent to practice.

The motion was seconded and carried unanimously.

**Sherry B. Govin, R.N. 0001-185570**

Ms. Govin did not appear.

Ms. Jones-Clarke moved that the Board of Nursing accept the recommended decision of the agency subordinate to reprimand Sherry Govin. The motion was seconded and carried unanimously.

**Deborah M. Joyce, R.N. 0001-202969**

Ms. Joyce did not appear.

Ms. Cooper moved that the Board of Nursing modify the recommended decision of the agency subordinate to indefinitely suspend the professional nursing license of Deborah Joyce, but stay said suspension contingent upon proof of entry in a participation contract with the Health Practitioners Monitoring Program and remain in compliance with Program thereafter.

The motion was seconded and carried. Ms. Cooper, Dr. Selig, Ms. Francisco, Dr. Hahn, Ms. Hale, Mr. Horn, Ms. Lindsey, Ms. Piersall, Ms. Ponn and Dr. Schultz were in favor of the motion. Ms. Jones-Clarke opposed the motion.

**Christine Gaither, R.N. 0001-171042**

Ms. Gaither did not appear.

Ms. Francisco moved that the Board of Nursing accept the recommended decision of the agency subordinate to indefinite suspend the professional nursing license of Christine Gaither for a period of not less than two years and until such time as she appears before the Board and provide sufficient evidence that she is safe and competent to practice.

The motion was seconded and carried unanimously.

**Robin L. Taylor, C.M.T. 0019-003788**

Ms. Taylor did not appear.

Mr. Horn moved that the Board of Nursing accept the recommended decision of the agency subordinate for Robin Taylor to pay a \$500 monetary penalty within 45 days of entry of the order.

The motion was seconded and carried unanimously.

**Tiana R. Hill, L.P.N. 0002-063652**

Ms. Hill did not appear.

Ms. Jones-Clarke moved that the Board of Nursing modify the recommended decision of the agency subordinate to indefinitely suspend the practical nursing license of Tiana Hill until such time as she appears before the Board and provides sufficient evidence that she is safe and competent to practice.

The motion was seconded and carried unanimously.

**Cornelia F. Angeles Corbett, R.N. 0001-133715**

Ms. Corbett did not appear.

Ms. Jones-Clarke moved that the Board of Nursing modify the recommended decision of the agency subordinate and place Cornelia Corbett on probation with terms for an indefinite period of time.

The motion was seconded and carried. Dr. Selig, Ms. Francisco, Dr. Hahn, Ms. Hale, Ms. Jones-Clarke, Ms. Ponn were in favor of the motion. Mr. Horn, Dr. Schultz, Ms. Lindsey, Ms. Piersall and Ms. Cooper opposed the motion.

**Arangu L. Tomdio, R.N. 0001-147236**

Ms. Tomdio did not appear.

Dr. Selig moved that the Board of Nursing accept the recommended decision of the agency subordinate for Arangu Tomdio to pay a \$375 monetary penalty to the Board within sixty days of entry of the order.

The motion was seconded and carried. Dr. Selig, Ms. Francisco, Dr. Hahn, Ms. Hale, Mr. Horn, Ms. Piersall, Ms. Ponn, and Dr. Schultz were in favor of the motion. Ms. Lindsey, Ms. Jones-Clarke and Ms. Cooper opposed the motion.

**Jaime Santmyer, L.P.N. 0002-060198**

Ms. Santmyer did not appear.

Ms. Cooper moved that the Board of Nursing modify the recommended decision of the agency subordinate to indefinitely suspend the practical nursing license of Jaime Santmyer until such time as she appears before the Board and provides sufficient evidence that she is safe and competent to practice.

The motion was seconded and carried unanimously.

**Joyce Outen, R.N. 0001-206736**

Ms. Outen appeared and was informed that since she did not appear at the informal conference she would not be able to verbally address the Board. However she was advised she was able to submit a written response to the Board, and did so.

Ms. Cooper moved to modify the recommended decision of the agency subordinate to indefinitely suspend the professional nursing license of Joyce Outen until such time as she appear before the Board and provide sufficient evidence that she is safe and competent to practice.

The motion was seconded and carried unanimously.

**Michelle Smith, R.N. 0001-208822**

Ms. Smith did not appear.

Ms. Hale moved that the Board of Nursing re-offer Michelle Smith a consent order to indefinitely suspend the right to renew her professional nursing license and to indefinitely suspend the right of Ms. Smith to renew her nurse aide certificate.

The motion was seconded and carried unanimously.

ADJOURNMENT:

The meeting was adjourned at 11:50 A.M.

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Peregrin Francisco, R.N., M.S.A.  
Secretary

**VIRGINIA BOARD OF NURSING  
FORMAL HEARINGS  
July 22, 2009  
Panel - A**

**TIME AND PLACE:** The meeting of the Virginia Board of Nursing was called to order at 12:00 P.M. on July 22, 2009 in Board Room 4, Department of Health Professions, 9960 Mayland Drive, Suite 201, Henrico Virginia.

**BOARD MEMBERS**

**PRESENT:** Patricia M. Selig, R.N., F.N.P., Ph.D., Vice President  
Peregrin Francisco, R.N., M.S.A.  
John M. Horn, L.P.N.  
Florence Jones-Clarke, R.N., M.S.  
Judith E. Piersall, R.N., B.S.N.  
Karen K. Schultz, Ph.D., M.B.A., Citizen Member

**STAFF PRESENT:** Jodi P. Power, R.N., J.D., Deputy Executive Director  
Brenda Krohn, R.N., M.S., Deputy Executive Director  
Donna Lee, Senior Discipline Specialist

**OTHERS PRESENT:** Ishneila Moore, Assistant Attorney General

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

**FORMAL HEARINGS:** **Ebony M. Latta, C.N.A. 1401-123236**  
Ms. Latta did not appear.

Tammie Jones, Adjudication Specialist, represented the Commonwealth. Ms. Moore was legal counsel for the Board. Beth Aliff, court reporter, recorded the proceedings.

Kevin Pultz, Senior Investigator, Department of Health Professions; Ginni Jackson, Staffing Supervisor, Care Advantage Plus were present and testified.

**CLOSED MEETING:** Ms. Francisco moved that the Board of Nursing convene a closed meeting pursuant to §2.2-3711(A)(27) of the *Code of Virginia* at 12:17 P.M., for the purpose of deliberation to reach a decision in the matter of Ms. Latta. Additionally, Ms. Francisco moved that Ms. Power, Ms. Krohn, Ms. Lee and Ms. Moore 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 12:33 P.M.

Ms. Francisco 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.

Dr. Schultz moved that the Board of Nursing accept the findings of fact and conclusions of law as presented by Ms. Jones and amended by the Board.

The motion was seconded and carried unanimously.

**ACTION:**

Ms. Jones-Clarke moved that the Board of Nursing reprimand Ebony Latta.

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 12:35 P.M.

**RECONVENTION:**

The Board reconvened at 1:15 P.M.

**FORMAL HEARINGS:**

**Linda S. Burns, R.M.A. Applicant**

Ms. Burns appeared.

Tammie Jones, Adjudication Specialist, represented the Commonwealth. Ms. Moore was legal counsel for the Board. Beth Aliff, court reporter, recorded the proceedings.

**CLOSED MEETING:**

Ms. Francisco moved that the Board of Nursing convene a closed meeting pursuant to §2.2-3711(A)(27) of the *Code of Virginia* at 1:43 P.M., for the purpose of deliberation to reach a decision in the matter of Ms. Burns. Additionally, Ms. Francisco moved that Ms. Power, Ms. Krohn, Ms. Lee and Ms. Moore 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 1:58 P.M.

Ms. Francisco 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.

Dr. Schultz moved that the Board of Nursing accept the findings of fact and conclusions of law as presented by Ms. Jones and amended by the Board.

The motion was seconded and carried unanimously.

**ACTION:**

Ms. Piersall moved that the Board of Nursing deny the application of Linda Burns for registration as a medication aide.

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: **Mariama Jalloh, C.N.A. 1401-107405**  
Ms. Jalloh appeared.

Tammie Jones, Adjudication Specialist, represented the Commonwealth. Ms. Moore was legal counsel for the Board. Beth Aliff, court reporter, recorded the proceedings.

Sue Zich, R.N., Senior Investigator, Department of Health Professions; Kathy Delimba, former Director of Nursing for Iliff Nursing and Rehab were present and testified.

CLOSED MEETING: Ms. Francisco moved that the Board of Nursing convene a closed meeting pursuant to §2.2-3711(A)(27) of the *Code of Virginia* at 3:00 P.M., for the purpose of deliberation to reach a decision in the matter of Ms. Jalloh. Additionally, Ms. Francisco moved that Ms. Power, Ms. Krohn, Ms. Lee and Ms. Moore 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 3:15 P.M.

Ms. Francisco 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.

ACTION: Mr. Horn moved that the Board of Nursing dismiss the case in the matter of Mariama Jalloh. 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: **Ketti Jo Turner, C.N.A. Reinstatement Applicant 1401-025732**  
Ms. Turner appeared.

Tammie Jones, Adjudication Specialist, represented the Commonwealth. Ms. Moore was legal counsel for the Board. Beth Aliff, court reporter, recorded the proceedings.

Cecile Custer, Senior Investigator, Department of Health Professions was present and testified.

CLOSED MEETING: Ms. Francisco moved that the Board of Nursing convene a closed meeting pursuant to §2.2-3711(A)(27) of the *Code of Virginia* at 3:42 P.M., for the purpose of deliberation to reach a decision in the matter of Ms. Turner. Additionally, Ms. Francisco moved that Ms. Power, Ms. Krohn, Ms. Lee and Ms. Moore 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 4:05 P.M.

Ms. Francisco 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.

Dr. Schultz moved that the Board of Nursing accept the findings of fact and conclusions of law as presented by Ms. Jones and amended by the Board. The motion was seconded and carried unanimously.

ACTION: Ms. Piersall moved that the Board of Nursing deny reinstatement of Ketti Jo Turner's certificate to practice as a nurse aide and continue her on indefinite suspension 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 4:12 P.M.

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

**VIRGINIA BOARD OF NURSING  
FORMAL HEARINGS  
July 22, 2009  
Panel - B**

**TIME AND PLACE:** The meeting of the Virginia Board of Nursing was called to order at 12:02 P.M. on July 22, 2009 in Board Room 2, Department of Health Professions, 9960 Mayland Drive, Suite 201, Henrico Virginia.

**BOARD MEMBERS PRESENT:** Lynne M. Cooper, Citizen Member, President  
Joyce A. Hahn, Ph.D, APRN, NEA-BC  
Brenda L. Hale, R.N.  
Evelyn Lindsay, L.P.N.  
G. Maxine Ponn, L.P.N.

**BOARD MEMBER ABSENT:** Patricia C. Lane, R.N., B.S.N.

**STAFF PRESENT:** Jay P. Douglas, R.N., M.S.M., C.S.A.C., Executive Director  
Gloria D. Mitchell, R.N., M.S.N., M.B.A., Deputy Executive Director  
Amy Davis, Administrative Assistant

**OTHERS PRESENT:** Howard M. Casway, Senior Assistant Attorney General

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

**FORMAL HEARINGS:** **Susan M. Beck, R.N. Reinstatement Applicant 0001-133866**  
Ms. Beck did not appear.

Ann Joseph, Deputy Director, Administrative Proceedings Division represented the Commonwealth. Mr. Casway was legal counsel for the Board. Holly Bush, court reporter, recorded the proceedings.

Cecile Custer, Senior Investigator, Department of Health Professions; and Vicky Fox, Senior Investigator, Department of Health Professions were present and testified.

**CLOSED MEETING:** Ms. Ponn moved that the Board of Nursing convene a closed meeting pursuant to §2.2-3711(A)(27) of the *Code of Virginia* at 12:15 P.M., for the purpose of deliberation to reach a decision in the matter of Ms. Beck. Additionally, Ms. Ponn moved that Ms. Douglas, Ms. Mitchell, Ms. Davis and Mr. Casway 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 12:20 P.M.

Ms. Ponn 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.

Dr. Hahn moved that the Board of Nursing accept the findings of fact and conclusions of law as presented by Ms. Joseph and amended by the Board.

The motion was seconded and carried unanimously.

ACTION: Ms. Ponn moved that the Board of Nursing deny the petition for reinstatement of the professional nursing license of Susan Beck and continue Ms. Beck on indefinite suspension 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.

RECESS: The Board recessed at 12:25 P.M.

RECONVENTION: The Board reconvened at 1:15 P.M.

FORMAL HEARINGS: **Deanna Jones, R.N. 0001-120064**  
Ms. Jones appeared, accompanied by Lee Liverman.

Ann Joseph, Deputy Director, Administrative Proceedings Division, represented the Commonwealth. Mr. Casway was legal counsel for the Board. Holly Bush, court reporter, recorded the proceedings.

J. W. Turner, Senior Investigator, Department of Health Professions; Margaret Summers, R.N., former supervisor; testified by telephone.

CLOSED MEETING: Ms. Ponn moved that the Board of Nursing convene a closed meeting pursuant to §2.2-3711(A)(27) of the *Code of Virginia* at 2:10 P.M., for the purpose of deliberation to reach a decision in the matter of Ms. Jones. Additionally, Ms. Jones moved that Ms. Douglas, Ms. Mitchell, Ms. Davis and Mr. Casway 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. Ponn 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.

Dr. Hahn moved that the Board of Nursing accept the findings of fact and conclusions of law as presented by Ms. Joseph and amended by the Board.

The motion was seconded and carried unanimously.

**ACTION:**

Ms. Ponn moved that the Board of Nursing issue an order of reprimand to Deanna Jones.

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: 2:41 P.M.

**RECONVENTION:**

The Board reconvened at: 2:53 P.M.

**FORMAL HEARINGS:**

**Alfon C. Maristela, R.N. 0001-189418**

Mr. Maristela appeared.

LaRhonda Carter, Adjudication Specialist represented the Commonwealth. Mr. Casway was legal counsel for the Board. Holly Bush, court reporter, recorded the proceedings.

Loretta Hopson-Bush, Senior Investigator, Department of Health Professions; Phyllis Desjarlais, R.N, former patient.; Lila Coderra, R.N., Carilion Roanoke Memorial Hospital; Carla Hazlewood, R.N., Carilion Roanoke Memorial Hospital; Judy Hamilton, R.N., Carilion Roanoke Memorial Hospital; and Sandy Sayre, R.N., Unit Director, Carilion Roanoke Memorial Hospital were present and testified.

**RECESS:**

The Board recessed at 4:10 P.M.

**RECONVENTION:**

The Board reconvened at 4:15 P.M.

**CLOSED MEETING:**

Ms. Francisco moved that the Board of Nursing convene a closed meeting pursuant to §2.2-3711(A)(27) of the *Code of Virginia* at 5:52 P.M., for the purpose of deliberation to reach a decision in the matter of Mr. Maristela. Additionally, Ms. Ponn moved that Ms. Douglas, Ms. Mitchell, Ms. Davis and Mr. Casway 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 6:15 P.M.

Ms. Ponn 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.

Dr. Hahn moved that the Board of Nursing accept the findings of fact and conclusions of law as presented by Ms. Carter and amended by the Board.

The motion was seconded and carried unanimously.

**ACTION:**

Ms. Lindsey moved that the Board of Nursing indefinitely suspend Alfon Maristela's right to renew his 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 6:20 P.M.

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