

**VIRGINIA BOARD OF NURSING
SPECIAL CONFERENCE COMMITTEE
August 4, 2009**

TIME AND PLACE: The meeting of the Special Conference Committee of the Board of Nursing was convened at 9:00 A.M., on August 4, 2009, in Board Room 3, Suite 201, Department of Health Professions, 9960 Mayland Drive, Richmond, Virginia.

MEMBERS PRESENT: Judith E. Piersall, R.N., B.S.N., Chairperson
Peregrin C. Francisco, R.N., M.S.A.

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

OTHERS PRESENT: Cynthia Gaines, Adjudication Specialist
LaRhonda Carter, Adjudication Specialist (joined later)

CONFERENCES
SCHEDULED: **Kelly Peren, R.N. Reinstatement Applicant 0001-144472**
Ms. Peren appeared.

CLOSED MEETING: Ms. Francisco moved that the Special Conference Committee of the Board of Nursing convene a closed meeting pursuant to Section 2.2-3711(A)(27) of the *Code of Virginia* at 9:10 A.M. for the purpose of deliberation to reach a decision in the matter of Ms. Peren. Additionally, Ms. Francisco moved that Ms. Krohn and Ms. Gaines 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 9:15 A.M.

Ms. Francisco moved that the Special Conference Committee of the Board of Nursing certify that it heard, discussed or considered only public business matters lawfully exempted from open meeting requirements under the Virginia Freedom of Information Act and only such public business matters as were identified in the motion by which the closed meeting was convened.
The motion was seconded and carried unanimously.

ACTION: Ms. Francisco moved to issue an order to reinstate the license of Kelly Peren to practice as a professional nurse and place Ms. Peren on probation with terms.
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 Ms. Peren unless a written request to the Board for a formal hearing on the allegations made against her is received from Ms. Peren 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.

CONFERENCES

SCHEDULED:

Soon Ja Kim, C.M.T. Reinstatement Applicant 0019-003046

Ms. Kim appeared, accompanied by attorney, Steven Garner; and members of her family.

CLOSED MEETING:

Ms. Francisco moved that the Special Conference Committee of the Board of Nursing convene a closed meeting pursuant to Section 2.2-3711(A)(27) of the *Code of Virginia* at 9:50 A.M. for the purpose of deliberation to reach a decision in the matter of Ms. Kim. Additionally, Ms. Francisco moved that Ms. Krohn and Ms. Gaines attend the closed meeting because their presence in the closed meeting is deemed necessary, and their presence will aid the Committee in its deliberations.

The motion was seconded and carried unanimously.

RECONVENTION:

The Committee reconvened in open session at 10:00 A.M.

Ms. Francisco moved that the Special Conference Committee of the Board of Nursing certify that it heard, discussed or considered only public business matters lawfully exempted from open meeting requirements under the Virginia Freedom of Information Act and only such public business matters as were identified in the motion by which the closed meeting was convened.

The motion was seconded and carried unanimously.

ACTION:

Ms. Francisco moved to issue an order to reinstate the certificate of Soon Ja Kim to practice as a massage therapist and place Ms. Kim on probation with terms for not less than three years.

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

CONFERENCES

SCHEDULED:

Mojisola Fadina-Ogunba, C.N.A. Reinstatement Applicant 1401-044152

Ms. Ogunba appeared.

CLOSED MEETING:

Ms. Francisco moved that the Special Conference Committee of the Board of Nursing convene a closed meeting pursuant to Section 2.2-3711(A)(27) of the *Code of Virginia* at 10:25 A.M. for the purpose of deliberation to reach a decision in the matter of Ms. Ogunba. Additionally, Ms. Francisco moved that Ms. Krohn and Ms. Gaines attend the closed meeting because their presence in the closed meeting is deemed necessary, and their presence will aid the Committee in its deliberations.

The motion was seconded and carried unanimously.

RECONVENTION:

The Committee reconvened in open session at 10:33 A.M.

Ms. Francisco moved that the Special Conference Committee of the Board of Nursing certify that it heard, discussed or considered only public business matters lawfully exempted from open meeting requirements under the Virginia Freedom of Information Act and only such public business matters as were identified in the motion by which the closed meeting was convened.

The motion was seconded and carried unanimously.

ACTION:

Ms. Francisco moved to issue an order to reinstate the certificate of Mojisola Fadina-Ogunba to practice as a nurse aide and issue an unrestricted certificate.

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

CONFERENCES

SCHEDULED:

Penny Clark, L.P.N. Applicant

Ms. Clark appeared, accompanied by her husband, Dennis Clark.

CLOSED MEETING:

Ms. Francisco moved that the Special Conference Committee of the Board of Nursing convene a closed meeting pursuant to Section 2.2-3711(A)(27) of the *Code of Virginia* at 11:17 A.M. for the purpose of deliberation to reach a decision in the matter of Ms. Clark. Additionally, Ms. Francisco moved that Ms. Krohn and Ms. Gaines 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 11:27 A.M.

Ms. Francisco moved that the Special Conference Committee of the Board of Nursing certify that it heard, discussed or considered only public business matters lawfully exempted from open meeting requirements under the Virginia Freedom of Information Act and only such public business matters as were identified in the motion by which the closed meeting was convened.

The motion was seconded and carried unanimously.

ACTION:

Ms. Francisco moved to recommend the Board issue an order to approve Penny Clark's application for license as a practical nurse in Virginia by endorsement contingent upon proof of entry into a recovery monitoring contract with the Health Practitioners Monitoring Program and remaining in compliance with 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 Ms. Clark unless a written request to the Board for a

formal hearing on the allegations made against her is received from Ms. Clark 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.

CONFERENCES

SCHEDULED:

Michael Baker, C.N.A. Reinstatement Applicant

Ms. Baker did not appear.

CLOSED MEETING:

Ms. Francisco moved that the Special Conference Committee of the Board of Nursing convene a closed meeting pursuant to Section 2.2-3711(A)(27) of the *Code of Virginia* at 11:35 A.M. for the purpose of deliberation to reach a decision in the matter of Ms. Baker. Additionally, Ms. Francisco moved that Ms. Krohn and Ms. Gaines 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 11:40 A.M.

Ms. Francisco moved that the Special Conference Committee of the Board of Nursing certify that it heard, discussed or considered only public business matters lawfully exempted from open meeting requirements under the Virginia Freedom of Information Act and only such public business matters as were identified in the motion by which the closed meeting was convened.

The motion was seconded and carried unanimously.

ACTION:

Ms. Francisco moved to issue an order to deny Michael Baker's petition for reinstatement of her certificate to practice as nurse aide.

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

CONFERENCES

SCHEDULED:

Franklin Brooks, R.N. Reinstatement Applicant 0001-110996

Mr. Brooks appeared.

CLOSED MEETING:

Ms. Francisco moved that the Special Conference Committee of the Board of Nursing convene a closed meeting pursuant to Section 2.2-3711(A)(27) of the *Code of Virginia* at 1:20 P.M. for the purpose of deliberation to reach a decision in the matter of Mr. Brooks. Additionally, Ms. Francisco moved that Ms. Krohn and Ms. Gaines 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 1:25 P.M.

Ms. Francisco moved that the Special Conference Committee of the Board of Nursing certify that it heard, discussed or considered only public business matters lawfully exempted from open meeting requirements under the Virginia Freedom of Information Act and only such public business matters as were identified in the motion by which the closed meeting was convened.

The motion was seconded and carried unanimously.

ACTION: Ms. Francisco moved to issue an order to reinstate the license of Franklin Brooks to practice as a professional nurse and require Mr. Brooks complete a refresher course prior to working as a nurse.

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

CONFERENCES
SCHEDULED:

Kim Bradley, R.M.A. Applicant
Ms. Bradley appeared, accompanied by attorney, Caroline B. Davis.

CLOSED MEETING: Ms. Francisco moved that the Special Conference Committee of the Board of Nursing convene a closed meeting pursuant to Section 2.2-3711(A)(27) of the *Code of Virginia* at 1:46 P.M. for the purpose of deliberation to reach a decision in the matter of Ms. Bradley. Additionally, Ms. Francisco moved that Ms. Krohn and Ms. Gaines 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 1:49 P.M.

Ms. Francisco moved that the Special Conference Committee of the Board of Nursing certify that it heard, discussed or considered only public business matters lawfully exempted from open meeting requirements under the Virginia Freedom of Information Act and only such public business matters as were identified in the motion by which the closed meeting was convened.

The motion was seconded and carried unanimously.

ACTION: Ms. Francisco moved to recommend the Board issue an order to approve Kim Bradley's application to take the medication aide exam for registration as a medication aide in Virginia.

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

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.

CONFERENCES

SCHEDULED:

Sheina Harris, C.N.A. Reinstatement Applicant 1401-028515

Ms. Harris did not appear.

CLOSED MEETING:

Ms. Francisco moved that the Special Conference Committee of the Board of Nursing convene a closed meeting pursuant to Section 2.2-3711(A)(27) of the *Code of Virginia* at 1:52 P.M. for the purpose of deliberation to reach a decision in the matter of Ms. Harris. Additionally, Ms. Francisco moved that Ms. Krohn and Ms. Gaines 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 1:55 P.M.

Ms. Francisco moved that the Special Conference Committee of the Board of Nursing certify that it heard, discussed or considered only public business matters lawfully exempted from open meeting requirements under the Virginia Freedom of Information Act and only such public business matters as were identified in the motion by which the closed meeting was convened.

The motion was seconded and carried unanimously.

ACTION:

Ms. Francisco moved to issue an order to deny Sheina Harris' petition for reinstatement of her certificate to practice as a nurse aide in Virginia.

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

Ms. Gaines left the meeting. Ms. Carter joined the meeting.

CONFERENCES

SCHEDULED:

Teresa Sorrell, C.N.A. 1401-116008

Ms. Sorrell appeared, accompanied by attorney, Taz Schultz.

Mr. Smith, husband of a former client; Linda Solova daughter of a former client; and Geneva Lamb, C.N.A. were also present and provided information related to the matter of Ms. Sorrell.

CLOSED MEETING:

Ms. Francisco moved that the Special Conference Committee of the Board of Nursing convene a closed meeting pursuant to Section 2.2-3711(A)(27) of the *Code of Virginia* at 3:35 P.M. for the purpose of deliberation to reach a decision in the matter of Ms. Sorrell. Additionally, Ms. Francisco moved that Ms. Krohn

and Ms. Gaines attend the closed meeting because their presence in the closed meeting is deemed necessary, and their presence will aid the Committee in its deliberations.

The motion was seconded and carried unanimously.

RECONVENTION:

The Committee reconvened in open session at 3:55 P.M.

Ms. Francisco moved that the Special Conference Committee of the Board of Nursing certify that it heard, discussed or considered only public business matters lawfully exempted from open meeting requirements under the Virginia Freedom of Information Act and only such public business matters as were identified in the motion by which the closed meeting was convened.

The motion was seconded and carried unanimously.

ACTION:

Ms. Francisco moved to close the case and impose no sanction due to insufficient evidence to warrant disciplinary action by the Board of Nursing.

The motion was seconded and carried unanimously.

ADJOURNMENT:

The Board adjourned at 4:00 P.M.

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