

**VIRGINIA BOARD OF NURSING
FORMAL HEARINGS
November 17, 2010
Panel - A**

TIME AND PLACE: The meeting of the Virginia Board of Nursing was called to order at 9:25 A.M. on November 17, 2010 in Board Room 2, Department of Health Professions, 9960 Mayland Drive, Suite 201, Henrico Virginia.

BOARD MEMBERS
PRESENT:

Patricia M. Selig, R.N., F.N.P., Ph.D, President
Louise D. Hartz, Citizen Member
John M. Horn, L.P.N.
Judith E. Piersall, R.N., B.S.N.
William Traynham, L.P.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
Krystal Blanton, Senior Discipline Specialist

OTHERS PRESENT:

Rachel J. Baer, Assistant Attorney General

ESTABLISHMENT OF
A QUORUM:

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

CONSIDERATION OF AGENCY SUBORDINATE RECOMMENDATIONS:

Colby Mansell, R.N. 0001-177972
Mr. Mansell appeared.

CLOSED MEETING:

Mr. Horn moved that the Board of Nursing convene a closed meeting pursuant to §2.2-3711(A)(27) of the *Code of Virginia* at 9:18 A.M., for the purpose of consideration of an agency subordinate recommendation. Additionally, Mr. Horn moved that Ms. Douglas, Ms. Krohn, Ms. Blanton and Ms. Baer attend the closed meeting because their presence in the closed meeting is deemed necessary and their presence will aid the Board in its deliberations.
The motion was seconded and carried unanimously.

RECONVENTION:

The Board reconvened in open session at 9:23 A.M.

Mr. Horn 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 to accept the recommended decision of the agency subordinate to place Colby Mansell on indefinite probation for a period of not less

than two years of actual professional nursing practice with terms. The motion was seconded and carried unanimously.

Valerie Hill, R.N. 0001-059316

Ms. Hill appeared.

CLOSED MEETING:

Mr. Horn 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 consideration of an agency subordinate recommendation. Additionally, Mr. Horn moved that Ms. Douglas, Ms. Krohn, Ms. Blanton and Ms. Baer 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 9:47 A.M.

Mr. Horn 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. Hartz moved to modify the recommended decision of the agency subordinate to indefinitely suspend the professional nursing license of Valerie Hill until such time as she can appear before the Board and provide sufficient evidence that she is safe and competent to practice. The motion was seconded and carried unanimously.

Bronwen K. Marshall, R.N. 0001-140420

Ms. Marshall appeared.

CLOSED MEETING:

Mr. Horn moved that the Board of Nursing convene a closed meeting pursuant to §2.2-3711(A)(27) of the *Code of Virginia* at 9:57 A.M., for the purpose of consideration of an agency subordinate recommendation. Additionally, Mr. Horn moved that Ms. Douglas, Ms. Krohn, Ms. Blanton and Ms. Baer 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 10:03 A.M.

Mr. Horn 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 to modify the recommended decision of the agency subordinate reprimand Bronwen Marshall and to indefinitely suspend her professional nursing license until such time as she can appear before the Board and provide sufficient evidence that she is safe and competent to practice. The motion was seconded and carried unanimously.

CLOSED MEETING:

Mr. Horn moved that the Board of Nursing convene a closed meeting pursuant to §2.2-3711(A)(27) of the *Code of Virginia* at 10:10 A.M., for the purpose of consideration of agency subordinate recommendations. Additionally, Mr. Horn moved that Ms. Douglas, Ms. Krohn, Ms. Blanton and Ms. Baer 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 10:41 A.M.

Mr. Horn 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.

Helen L. Jones, C.N.A. 1401-029595

Ms. Jones did not appear.

Mr. Traynham moved that the Board of Nursing reject the recommended decision of the agency subordinate and to close the case in the matter of Helen Jones.

The motion was seconded and carried unanimously.

Kamika Napier, C.N.A. 1401-122864

Ms. Napier did not appear.

Mr. Traynham moved that the Board of Nursing accept the recommended decision of the agency subordinate to reprimand Kamika Napier.

The motion was seconded and carried unanimously.

Teresa S. Ramsey, L.P.N. 0002-037489

Ms. Ramsey did not appear.

Mr. Traynham moved that the Board of Nursing modify the recommended decision of the agency subordinate indefinitely suspend the right to renew the practical nursing license of Teresa Ramsey.

The motion was seconded and carried unanimously.

Tiffany L. Campbell, C.N.A. 1401-104680

Ms. Campbell did not appear.

Ms. Piersall moved that the Board of Nursing accept the recommended decision of the agency subordinate to suspend the right to renew the nurse aide certificate of Tiffany Campbell.

The motion was seconded and carried unanimously.

Angela O. Darcus, C.N.A. 1401-070169

Ms. Darcus did not appear.

Ms. Piersall moved that the Board of Nursing accept the recommended decision of the agency subordinate to reprimand Angela Darcus.

The motion was seconded and carried unanimously.

Lisa Meredith, C.N.A. 1401-132596

Ms. Meredith did not appear.

Ms. Piersall moved that the Board of Nursing accept the recommended decision of the agency subordinate to reprimand Lisa Meredith.

The motion was seconded and carried unanimously.

Celia M.B. Mitchell, C.N.A. 1401-111461

Ms. Mitchell did not appear.

Ms. Piersall moved that the Board of Nursing accept the recommended decision of the agency subordinate to revoke the nurse aide certificate of Celia Mitchell and enter a finding of abuse in the nurse aide registry.

The motion was seconded and carried unanimously.

Peggy Beale, C.N.A. 1401-001051

Ms. Beale did not appear.

Ms. Piersall moved that the Board of Nursing accept the recommended decision of the agency subordinate to revoke the nurse aide certificate of Peggy Beale and enter a finding of abuse in the nurse aide registry.

The motion was seconded and carried unanimously.

Annette Bonner, L.P.N. 0002-171042

Ms. Bonner did not appear.

Ms. Piersall moved that the Board of Nursing accept the recommended decision of the agency subordinate to reprimand Annette Bonner and to indefinitely suspend the right to renew her practical nursing license for a period of not less than one year and until such time as she provides proof that she has completed the courses required by the Order of the Board entered August 6, 2009 and can appear before the Board and provide sufficient evidence that she is safe and competent to practice.

The motion was seconded and carried unanimously.

Sharon Alls, R.N. 0001-193817

Ms. Alls did not appear.

Ms. Piersall moved that the Board of Nursing accept the recommended decision of the agency subordinate to indefinitely suspend the professional nursing license of Sharon Alls for a period of not less than two years and until such time as she can appear before the Board and provide sufficient evidence that she is safe and competent to practice. In addition, that the right to renew the practical nursing license of Ms. Alls be indefinitely suspended for a period of not less than two years and until such time as she can appear before the Board and provide sufficient evidence that she is safe and competent to practice.

The motion was seconded and carried unanimously.

Jamie Lee Kelley, L.P.N. 0002-076799

Ms. Kelley did not appear.

Ms. Piersall moved that the Board of Nursing accept the recommended decision of the agency subordinate to reprimand Jamie Lee Kelley.

The motion was seconded and carried unanimously.

Patricia McFadden, RN Privilege (Tennessee RN license); L.N.P. 0024-168001

Ms. McFadden did not appear.

Ms. Piersall moved that the Board of Nursing accept the recommended decision of the agency subordinate to reprimand Patricia McFadden and require Ms. McFadden to remain in compliance with the terms and conditions of the Health Practitioners Monitoring Program.

The motion was seconded and carried unanimously

William I. Cunningham, R.N. 0001-082600

Mr. Cunningham did not appear.

Ms. Piersall moved that the Board of Nursing accept the recommended decision of the agency subordinate to place William Cunningham on indefinite probation for not less than three years of active nursing employment in a clinical setting with terms and conditions.

The motion was seconded and carried unanimously

FORMAL HEARINGS BEFORE A PANEL OF THE BOARD OF NURSING:

FORMAL HEARINGS: Karen R. Muntz, R.M.A. 0031-000156

Ms. Muntz did not appear.

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

Jennifer Challis, Senior Investigator, Department of Health Professions was present and testified.

CLOSED MEETING: Mr. Horn moved that the Board of Nursing convene a closed meeting pursuant to §2.2-3711(A)(27) of the *Code of Virginia* at 11:07 A.M. for the purpose of deliberation to reach a decision in the matter of Ms. Muntz.. Additionally, Mr. Horn moved that Ms. Douglas, Ms. Krohn, Ms. Blanton and Ms. Baer 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 11:27 P.M.

Mr. Horn 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.

Mr. Traynham 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. Hartz moved that the Board of Nursing revoke the medication aide registration of Karen Muntz.. 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: **Katherine Hartwell, R.N. 0001-180488**
Ms. Hartwell did not appear.

James Rutkowski, Adjudication Specialist, represented the Commonwealth. Ms. Baer was legal counsel for the Board. Beth Aliff, court reporter, recorded the proceedings.

Lynne Austin, Senior Investigator, Department of Health Professions was present and testified.

CLOSED MEETING: Mr. Horn moved that the Board of Nursing convene a closed meeting pursuant to §2.2-3711(A)(27) of the *Code of Virginia* at 1:14 P.M., for the purpose of deliberation to reach a decision in the matter of Ms. Hartwell. Additionally, Mr. Horn moved that Ms. Douglas, Ms. Krohn, Ms. Blanton and Ms. Baer 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 1:31 P.M.

Mr. Horn 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.

Mr. Traynham 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:

Mr. Horn moved that the Board of Nursing reprimand Katherine Hartwell and indefinitely suspend the professional nursing license of Ms. Hartwell. 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:

Shannon C. Holmes, R.N. Reinstatement Applicant 0001-184839

Ms. Holmes did not appear.

Cynthia Gaines, Adjudication Specialist, represented the Commonwealth. Ms. Baer was legal counsel for the Board. Beth Aliff, court reporter, recorded the proceedings.

Patricia Sheehan, Senior Investigator, Department of Health Professions and Leigh Kammerer, Intake Coordinator, Health Practitioners Monitoring Program were present and testified.

CLOSED MEETING:

Mr. Horn moved that the Board of Nursing convene a closed meeting pursuant to §2.2-3711(A)(27) of the *Code of Virginia* at 2:39 P.M., for the purpose of deliberation to reach a decision in the matter of Ms. Holmes. Additionally, Mr. Horn moved that Ms. Douglas, Ms. Krohn, Ms. Blanton and Ms. Baer 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 3:05 P.M.

Mr. Horn 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 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. Hartz moved that the Board of Nursing deny the reinstatement application of Shannon Holmes to reinstate her professional nursing license. The motion was seconded and carried unanimously.

This decision shall be effective upon the entry by the Board of a written Order stating the findings, conclusions, and decision of this formal hearing panel.

ADJOURNMENT: The Board adjourned at 3:05 P.M.

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

**VIRGINIA BOARD OF NURSING
FORMAL HEARINGS
November 17, 2010
Panel - B**

TIME AND PLACE: The meeting of the Virginia Board of Nursing was called to order at 9:00 A.M. on November 17, 2010 in Board Room 3, Department of Health Professions, 9960 Mayland Drive, Suite 201, Henrico Virginia.

**BOARD MEMBERS
PRESENT:**

Florence Jones-Clarke, R.N., M.S., Vice President
Peregrin Francisco, R.N., M.S.A.
Joyce A. Hahn, Ph.D, APRN, NEA-BC
Jeanne Holmes, Citizen Member
Evelyn Lindsay, L.P.N.
Karen K. Schultz, Ph.D., M.B.A., Citizen Member

STAFF PRESENT:

Jodi P. Power, R.N., J.D., Deputy Executive Director
Gloria D. Mitchell, R.N., M.S.N., M.B.A., Deputy Executive Director
Paula B. Saxby, R.N., Ph.D, Deputy Executive Director (joined later)
Tomeka Dowling, R.N., M.S., Nursing Education Consultant (joined later)
Amy Davis, Executive Assistant

OTHERS PRESENT:

Howard M. Casway, Senior Assistant Attorney General
Nurse Aide students from North Stafford High School (joined later)

**ESTABLISHMENT OF
A QUORUM:**

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

CONSIDERATION OF AGENCY SUBORDINATE RECOMMENDATIONS:

Judy Bell, C.N.A. 1401-021530

Ms. Bell 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 Judy Bell and enter a finding of abuse in the nurse aide registry.
The motion was seconded and carried unanimously.

Marian R. Haynes, C.N.A. 1401-068199

Ms. Haynes 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 Marian Haynes and enter a finding of abuse in the nurse aide registry.
The motion was seconded and carried unanimously.

Stephanie L. McKinney, C.N.A. 1401-130720

Ms. McKinney 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 McKinney and enter a finding of abuse in the nurse aide registry.
The motion was seconded and carried unanimously.

Anita Estep, R.N. 0001-131643

Ms. Estep did not appear.

Ms. Francisco moved that the Board of Nursing accept the recommended decision of the agency subordinate to accept the surrender of the professional nursing license of Anita Estep which shall be indefinitely suspended for a period of not less than two years and until such time as she can appear before the Board and provide sufficient evidence that she is safe and competent to practice.
The motion was seconded and carried unanimously.

Michelle M. Collier, L.P.N. 0002-052519

Ms. Collier did not appear.

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

Tara K. Marquez, R.N. 0001-199641

Ms. Marquez did not appear.

Ms. Francisco moved that the Board of Nursing accept the recommended decision of the agency subordinate to indefinitely suspend the right to renew the professional nursing license of Tara Marquez until such time as she can appear before the Board and provide sufficient evidence that she is safe and competent to practice.
The motion was seconded and carried unanimously.

Kemisha Y. Moore, C.N.A. 1401-129184

Ms. Moore 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 Kemisha Moore and enter a finding of abuse and neglect in the nurse aide registry.
The motion was seconded and carried unanimously.

Joseph Luttrell, R.N. 0001-156719

Mr. Luttrell 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 Joseph Luttrell until such time as he can appear before the Board and provide sufficient evidence that he is safe and competent to practice.
The motion was seconded and carried unanimously.

Cheryl Schmitz, R.N. 0001-187727; C.N.S. Applicant

Ms. Schmitz did not appear.

Ms. Francisco moved that the Board of Nursing accept the recommended decision of the agency subordinate to deny the application of Cheryl Schmitz for registration as a clinical nurse specialist.

The motion was seconded and carried unanimously.

George Robertson, L.P.N. 0002-053590

Mr. Robertson did not appear.

Ms. Francisco moved that the Board of Nursing accept the recommended decision of the agency subordinate to reprimand George Robertson and place him on probation for one year of actual practical nursing practice with terms.

The motion was seconded and carried unanimously.

Virginia Stacy, L.P.N. 0002-055507

Ms. Stacy did not appear.

Ms. Francisco moved that the Board of Nursing accept the recommended decision of the agency subordinate to place Virginia Stacy on probation for two years of actual nursing practice with terms.

The motion was seconded and carried unanimously

Erin Nicole Lynch Everitt, R.N. 0001-208301

Ms. Everitt did not appear.

Ms. Francisco moved that the Board of Nursing accept the recommended decision of the agency subordinate to take no action contingent upon Erin Everitt's continued compliance with the Health Practitioners Monitoring Program.

The motion was seconded and carried unanimously

Tonesia Bailey, L.P.N. 0002-071834

Ms. Bailey did not appear.

Dr. Hahn moved that the Board of Nursing modify the recommended decision of the agency subordinate to indefinitely suspend the practical nursing license of Tonesia Bailey for a period of not less than two years and until such time as she can appear before the Board and provide sufficient evidence that she is safe and competent to practice.

The motion was seconded and carried unanimously

Robert J. Talmadge, L.P.N. 0002-068966

Mr. Talmadge appeared.

CLOSED MEETING:

Ms. Lindsay moved that the Board of Nursing convene a closed meeting pursuant to §2.2-3711(A)(27) of the *Code of Virginia* at 9:36 A.M., for the purpose of consideration of an agency subordinate recommendation. Additionally, Ms.

Lindsay moved that Ms. Mitchell, Ms. Power, 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 9:43 A.M.

Ms. Lindsay 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 to reject the recommended decision of the agency subordinate and refer the matter of Robert Talmadge to a formal hearing.

RECESS: The Board recessed at 9:50 A.M.

RECONVENTION: The Board reconvened at 11:00 A.M.

The nurse aide students joined the meeting.

FORMAL HEARINGS BEFORE A PANEL OF THE BOARD OF NURSING:

FORMAL HEARINGS: **Tania Marie Lee, C.N.A. Reinstatement Applicant 1401-102987**
Ms. Lee appeared, represented by attorney Scott Hook.

David Kazzie, Adjudication Specialist, represented the Commonwealth. Mr. Casway was legal counsel for the Board. Kim Taylor, court reporter, recorded the proceedings.

Loretta Hopson-Bush, Senior Investigator, Department of Health Professions and Alan McDonald, Senior Investigator, Department of Health Professions were present and testified.

CLOSED MEETING: Ms. Lindsay moved that the Board of Nursing convene a closed meeting pursuant to §2.2-3711(A)(27) of the *Code of Virginia* at 11:59 A.M. for the purpose of deliberation to reach a decision in the matter of Ms. Lee. Additionally, Ms. Lindsay moved that Ms. Power, 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 1:00 P.M.

Ms. Lindsay 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 Mr. Kazzie and amended by the Board.

The motion was seconded and carried. Ms. Lindsay, Dr. Schultz, Dr. Hahn and Ms. Holmes were in favor of the motion. Ms. Jones-Clarke and Ms. Francisco opposed the motion.

ACTION:

Ms. Lindsay moved that the Board of Nursing deny the reinstatement application of Tania Lee to reinstate her nurse aide certificate and moved to enter a finding of abuse and neglect in the nurse aide registry. The motion was seconded and carried. Ms. Lindsay, Dr. Schultz, Dr. Hahn and Ms. Holmes were in favor of the motion. Ms. Jones-Clarke and Ms. Francisco opposed the motion.

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 1:03 P.M.

RECONVENTION:

The Board reconvened at 2:03 P.M.

Dr. Saxby and Ms. Dowling joined the meeting

FORMAL HEARINGS:

Virginia School of Nursing and Medical Institute (VSNMI) Practical Nursing Education Program.

Mr. Abdul Malike, R.N., Program Director appeared, represented by attorney, Matthew Williams.

Amanda Blount, Adjudication Specialist, and Corie Tillman Wolf, Assistant Attorney General represented the Commonwealth. Mr. Casway was legal counsel for the Board. Kim Taylor, court reporter, recorded the proceedings.

Jean Moseley, R.N., Board of Nursing on-site visitor; Barbara Applegate, R.N., Board of Nursing on-site visitor; Jessica Ressler, Nursing Education Consultant, Board of Nursing; Abdul Malike, R.N., Director of Nursing, VSNMI; Pamela Henderson, R.N., VSNMI Faculty; Ishmail Kamara, R.N. VSNMI Faculty were present and testified.

RECESS:

The Board recessed at 4:16 P.M.

RECONVENTION:

The Board reconvened at 4:40 P.M.

CLOSED MEETING:

Ms. Lindsay moved that the Board of Nursing convene a closed meeting pursuant to §2.2-3711(A)(27) of the *Code of Virginia* at 7:10 P.M., for the purpose of deliberation to reach a decision in the matter of Virginia School of Nursing and Medical Institute Practical Nursing Education Program.. Additionally, Ms. Lindsay moved that Ms. Power, Ms. Mitchell, Dr. Saxby, Ms. Dowling, 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 9:15 P.M.

Ms. Lindsay 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. Wolf and amended by the Board.

The motion was seconded and carried unanimously.

ACTION:

Ms. Francisco moved that, in lieu of final disposition of this matter, VSNMI shall be continued on conditional approval until such time as the board can complete and act upon the verification of VSNMI's purported remediation of the identified deficiencies and the results of survey visit to be conducted within 90 days of entry of this order to verify current compliance with BON regulations. The results of the verification and site visit shall be reviewed at a formal hearing before a panel of the Board no later than 6 months from the date of the entry of this order. During the period of conditional approval VSNMI shall not admit any new or transfer students. 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 9:33 P.M.

Jodi P. Power, R.N., J.D.
Deputy Executive Director