

**VIRGINIA BOARD OF NURSING
FORMAL HEARINGS
Monday, September 12, 2011**

TIME AND PLACE: The meeting of the Virginia Board of Nursing was called to order at 9:09 A.M. on September 12, 2011 in Board Room 2, Department of Health Professions, 9960 Mayland Drive, Suite 201, Henrico Virginia.

**BOARD MEMBERS
PRESENT:** Joyce A. Hahn, RN, FNP, PhD; Vice President
Allison Gregory, RN, LNP
John M. Horn, LPN
Florence Jones-Clarke, RN, MS
William Traynham, LPN

STAFF PRESENT: Gloria D. Mitchell, RN, MSN, MBA; Deputy Executive Director
Brenda Krohn, RN, MS, Deputy Executive Director
Krystal Blanton, Senior Discipline Specialist

OTHERS PRESENT: Amy Marschean, Senior Assistant Attorney General
Nursing students from Bon Secours School of Nursing and Fortis College

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

FORMAL HEARINGS: **Angela R. Rorrer, RN 0001-1127241**
Ms. Rorrer appeared.

Tammie Jones, Adjudication Specialist, represented the Commonwealth. Ms. Marschean was legal counsel for the Board. Lanieda Briggs, court reporter, recorded the proceedings.

Dawn France, Counselor, Health Practitioners Monitoring Program and Lynne Austin, Senior Investigator, Department of Health Professions were present and testified.

CLOSED MEETING: Ms. Gregory moved that the Board of Nursing convene a closed meeting pursuant to §2.2-3711(A)(27) of the *Code of Virginia* at 10:04 A.M., for the purpose of deliberation to reach a decision in the matter of Ms. Rorrer. Additionally, Ms. Gregory moved that Ms. Mitchell, Ms. Krohn, Ms. Blanton and Ms. Marschean 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 10:18 A.M.

Ms. Gregory 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. Gregory moved that the Board of Nursing issue a reprimand to Angela Rorrer and continue the professional nursing license of Ms. Rorrer on indefinite suspension, stay the suspension contingent upon verification of reentry into the Health Practitioners Monitoring Program and thereafter remaining in compliance with the Health Practitioners Monitoring Program. 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:

Megan R. Roach, LPN 0002-073839

Ms. Roach appeared, accompanied by her mother, Patty Lloyd.

Cynthia Gaines, Adjudication Specialist, represented the Commonwealth. Ms. Marschean was legal counsel for the Board. Lanieda Briggs, court reporter, recorded the proceedings.

Sandra Barton, Senior Investigator, Department of Health Professions; Kara Franks, Case Manager, Health Practitioners Monitoring Program were present and testified.

CLOSED MEETING:

Ms. Gregory moved that the Board of Nursing convene a closed meeting pursuant to §2.2-3711(A)(27) of the *Code of Virginia* at 11:19 A.M., for the purpose of deliberation to reach a decision in the matter of Ms. Roach. Additionally, Ms. Gregory moved that Ms. Mitchell, Ms. Krohn, Ms. Blanton and Ms. Marschean 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 11:39 A.M.

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

ACTION:

Mr. Horn moved that the Board of Nursing continue the practical nursing license on indefinite suspension, stay the suspension contingent upon verification of reentry into the Health Practitioners Monitoring Program and thereafter remaining in compliance with the Health Practitioners Monitoring Program. 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:

Laura K. Richter, LPN 0002-038283

Ms. Richter did not appear.

Tammie Jones, Adjudication Specialist, represented the Commonwealth. Ms. Marschean was legal counsel for the Board. Lanieda Briggs, court reporter, recorded the proceedings.

June Morrison, Senior Investigator, Department of Health Professions; and T. Friend-Kimble, Case Manager, Health Practitioners Monitoring Program were present and testified.

CLOSED MEETING:

Ms. Gregory moved that the Board of Nursing convene a closed meeting pursuant to §2.2-3711(A)(27) of the *Code of Virginia* at 12:07 P.M., for the purpose of deliberation to reach a decision in the matter of Ms. Richter. Additionally, Ms. Gregory moved that Ms. Mitchell, Ms. Krohn, Ms. Blanton and Ms. Marschean 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 12:23 P.M.

Ms. Gregory 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. Gregory 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. Traynham moved that the Board of Nursing revoke the practical nursing license of Laura Richter. 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 12:30 P.M.

RECONVENTION: The Board reconvened at 1:16 P.M.

FORMAL HEARINGS: **Mary Katherine Cummings, RN 0001-081858**
Ms. Cummings appeared, accompanied by Linda DeDo, RN, MSN, Supervisor.

David Kazzie, Adjudication Specialist represented the Commonwealth. Ms. Marschean was legal counsel for the Board. Lanieda Briggs, court reporter, recorded the proceedings.

Andria Christian, Senior Investigator, Department of Health Professions; ToShera Friend, Case Manager, Health Practitioners Monitoring Program; and Linda DeDo, RN, MSN, UVA Medical Center Manager were present and testified.

CLOSED MEETING: Ms. Gregory moved that the Board of Nursing convene a closed meeting pursuant to §2.2-3711(A)(27) of the *Code of Virginia* at 2:20 P.M., for the purpose of deliberation to reach a decision in the matter of Ms. Cummings. Additionally, Ms. Gregory moved that Ms. Mitchell, Ms. Krohn, Ms. Blanton and Ms. Marschean 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 2:51 P.M.

Ms. Gregory 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 Mr. Kazzie and amended by the Board.
The motion was seconded and carried unanimously.

ACTION: Ms. Gregory moved that the Board of Nursing reprimand Mary Katherine Cummings and continue her professional nursing license on indefinite suspension, stay the suspension contingent upon verification of reentry into the Health Practitioners Monitoring Program and thereafter remaining in compliance with the Health Practitioners Monitoring Program. The motion was seconded and carried. Dr. Hahn, Ms. Gregory and Mr. Horn were in favor of the motion. Ms. Jones-Clarke and Mr. Traynham 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.

FORMAL HEARINGS: **Melissa Jane Crow Sheldon, RN 0001-206183**
Ms. Sheldon did not appear.

David Kazzie, Adjudication Specialist represented the Commonwealth. Ms. Marschean was legal counsel for the Board. Lanieda Briggs, court reporter, recorded the proceedings.

Kelly D. Ashley, Senior Investigator, Department of Health Professions; and Kara Franco, Case Manager, Health Practitioners Monitoring Program were present and testified.

CLOSED MEETING: Ms. Gregory moved that the Board of Nursing convene a closed meeting pursuant to §2.2-3711(A)(27) of the *Code of Virginia* at 3:26 P.M., for the purpose of deliberation to reach a decision in the matter of Ms. Sheldon. Additionally, Ms. Gregory moved that Ms. Mitchell, Ms. Krohn, Ms. Blanton and Ms. Marschean 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 3:36 P.M.

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

The motion was seconded and carried unanimously.

ACTION: Ms. Gregory moved that the Board of Nursing issue an order of reprimand and continue the professional nursing license of Melissa Sheldon 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 3:40 P.M.

Brenda Krohn, RN, MS
Deputy Executive Director