VIRGINIA BOARD OF NURSING SPECIAL CONFERENCE COMMITTEE April 7, 2014

TIME AND PLACE: The meeting of the Special Conference Committee of the Board of Nursing was

convened at 9:00 A.M., on April 7, 2014 in Board Room 4, Suite 201, Department

of Health Professions, 9960 Mayland Drive, Henrico, Virginia.

MEMBERS PRESENT: Trula Minton, M.S., R.N. Chairperson

Louise Hershkowitz, CRNA, MSHA

STAFF PRESENT: Jane Elliott, R.N., Ph. D., Discipline Staff

OTHERS PRESENT: David Kazzie, Adjudication Specialist

CONFERENCES

SCHEDULED: LeQuetta Bottoms, C.N.A. Reinstatement Applicant 1401-111756

Ms. Bottoms did not appear.

CLOSED MEETING: Ms. Hershkowitz 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 9:05 A.M. for the purpose of deliberation to reach a decision in the matter of Ms. Bottoms. Additionally, Ms. Hershkowitz moved that Dr. Elliott and Mr. Kazzie 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 9:10 A.M.

Ms. Hershkowitz 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. Hershkowitz moved to issue an order to deny LeQuetta Bottoms' petition for

reinstatement of her certificate to practice as a certified nurse aide.

The motion was seconded and carried unanimously.

An Order will be entered. As provided by law, this decision shall become a Final Order thirty days after service of such order on Ms. Bottoms unless a written request to the Board for a formal hearing on the allegations made against her is received from Ms. Bottoms 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 Order shall be vacated.

CONFERENCES SCHEDULED.

Karen Bonilla, C.N.A. Reinstatement Applicant 1401-072970

Ms. Bonilla appeared.

CLOSED MEETING:

Ms. Hershkowitz 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 9:45 A.M. for the purpose of deliberation to reach a decision in the matter of Ms. Bonilla. Additionally, Ms. Hershkowitz moved that Dr. Elliott and Mr. Kazzie 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 10:25 A.M.

Ms. Hershkowitz 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. Hershkowitz moved to issue an order to reprimand and reinstate the certificate of Karen Bonilla to practice as a certified nurse aide and issue an unrestricted certificate; contingent upon successful completion of the Nurse Aide Exam.

The motion was seconded and carried unanimously.

An Order will be entered. As provided by law, this decision shall become a Final Order thirty days after service of such order on Ms. Bonilla unless a written request to the Board for a formal hearing on the allegations made against her is received from Ms. Bonilla 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 Order shall be vacated.

CONFERENCES SCHEDULED:

Jennifer Spear, R.N. Reinstatement Applicant 0001-181276

Ms. Spear appeared, accompanied by her supervisor at Blue Ridge Community College, Richard Snyder.

CLOSED MEETING:

Ms. Hershkowitz 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 11:05 A.M. for the purpose of deliberation to reach a decision in the matter of Ms. Spear. Additionally, Ms. Hershkowitz moved that Dr. Elliott and Mr. Kazzie 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 11:20 A.M.

Ms. Hershkowitz 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. Hershkowitz moved to issue an order to reinstate the license of Jennifer Spear to practice as a registered nurse and issue an unrestricted license.

The motion was seconded and carried unanimously.

An Order will be entered. As provided by law, this decision shall become a Final Order thirty days after service of such order on Ms. Spear unless a written request to the Board for a formal hearing on the allegations made against her is received from Ms. Spear 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 Order shall be vacated.

CONFERENCES SCHEDULED:

Kelly Gayne, R.N. Reinstatement Applicant 0001-158556

Ms. Gayne appeared.

CLOSED MEETING:

Ms. Hershkowitz 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 12:05 P.M. for the purpose of deliberation to reach a decision in the matter of Ms. Gayne. Additionally, Ms. Hershkowitz moved that Dr. Elliott and Mr. Kazzie attend the closed meeting because their presence in the closed meeting is deemed necessary, and their presence will aid the Committee in its deliberations.

The motion was seconded and carried unanimously.

RECONVENTION:

The Committee reconvened in open session at 12:35 P.M.

Ms. Hershkowitz 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. Hershkowitz moved to issue an order to deny Kelly Gayne's petition for reinstatement of her license to practice as a registered nurse in Virginia and continue the indefinite suspension of her license as a registered nurse. Said suspension shall be stayed contingent upon remaining in compliance with the terms of the recovery monitoring contract with the Health Practitioners Monitoring Program.

The motion was seconded and carried unanimously.

An Order will be entered. As provided by law, this decision shall become a Final Order thirty days after service of such order on Ms. Gayne unless a written

request to the Board for a formal hearing on the allegations made against her is received from Ms. Gayne 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 Order shall be vacated.

CONFERENCES SCHEDULED:

Nina Morrison, R.N. Reinstatement Applicant 0001-120558

Ms. Morrison appeared, accompanied by her attorney, Jim Wilson; a friend, Ms. Preston; and Mr. Thatiket Thiargthum, Senior Clinician Intensive Community Team Member in Chesterfield County.

CLOSED MEETING:

Ms. Hershkowitz 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 2:00 P.M. for the purpose of deliberation to reach a decision in the matter of Ms. Morrison. Additionally, Ms. Hershkowitz moved that Dr. Elliott and Mr. Kazzie 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 2:15 P.M.

Ms. Hershkowitz 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. Hershkowitz moved to issue an order to deny Nina Morrison's petition for reinstatement of her license to practice as a registered nurse in Virginia and continue the indefinite suspension of her license as a registered nurse. Said suspension shall be stayed contingent upon remaining in compliance with the terms of the recovery monitoring contract with the Health Practitioners Monitoring Program.

The motion was seconded and carried unanimously.

An Order will be entered. As provided by law, this decision shall become a Final Order thirty days after service of such order on Ms. Morrison unless a written request to the Board for a formal hearing on the allegations made against her is received from Ms. Morrison 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 Order shall be vacated.

CONFERENCES SCHEDULED:

Amber Breeden, L.P.N. Reinstatement Applicant 0002-070526

Ms. Breeden appeared.

CLOSED MEETING:

Ms. Hershkowitz 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 2:20 P.M. for the purpose of deliberation to reach a decision

in the matter of Ms. Breeden. Additionally, Ms. Hershkowitz moved that Dr. Elliott and Mr. Kazzie 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 3:45 P.M.

Ms. Hershkowitz 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. Hershkowitz moved to issue an order to reinstate the license of Amber Breeden to practice as a licensed practical nurse and issue a valid in Virginia only license contingent upon verification of Ms. Breeden's entry into the Health Practitioners Monitoring Program or a similar program in another state and thereafter remaining in compliance with the terms of the monitoring contract with the Health Practitioners Monitoring Program or similar program.

The motion was seconded and carried unanimously.

An Order will be entered. As provided by law, this decision shall become a Final Order thirty days after service of such order on Ms. Breeden unless a written request to the Board for a formal hearing on the allegations made against her is received from Ms. Breeden 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 Order shall be vacated.

ADJOURNMENT:

The Board adjourned at 4:00 P.M.

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