

**VIRGINIA BOARD OF NURSING
SPECIAL CONFERENCE COMMITTEE
December 8, 2014**

TIME AND PLACE: The meeting of the Special Conference Committee of the Board of Nursing was convened at 9:00 A.M., on December 8, 2014 in Board Room 3, Suite 201, Department of Health Professions, 9960 Mayland Drive, Henrico, Virginia.

MEMBERS PRESENT: Jeanne Holmes, Chairperson
Guia Caliwagon, RN, MSN

STAFF PRESENT: Jane Elliott, RN, PhD

OTHERS PRESENT: Amanda M. Blount, Adjudication Specialist
Park View High School, CNA Students
Patricia Urda, Instructor

**CONFERENCES
SCHEDULED:** **Susan Polson, RN 0001-242052**
Ms. Polson appeared.

CLOSED MEETING: Ms. Caliwagon moved that the Special Conference Committee of the Board of Nursing convene a closed meeting pursuant to Section 2.2-3711(A)(28) of the *Code of Virginia* at 9:25 A.M. for the purpose of deliberation to reach a decision in the matter of Ms. Polson. Additionally, Ms. Caliwagon moved that Dr. Elliott and Ms. Blount 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 9:35 A.M.

Ms. Caliwagon 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. Caliwagon 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.

**CONFERENCES
SCHEDULED:** **Cassandra Arnold, LPN 0002-084752**
Ms. Arnold did not appear.

CLOSED MEETING: Ms. Caliwagon moved that the Special Conference Committee of the Board of Nursing convene a closed meeting pursuant to Section 2.2-3711(A)(28) of the

Code of Virginia at 9:50 A.M. for the purpose of deliberation to reach a decision in the matter of Ms. Arnold. Additionally, Ms. Caliwagon moved that Dr. Elliott and Ms. Mitchell 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 9:55 A.M.

Ms. Caliwagon 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. Caliwagon moved to offer Cassandra Arnold, LPN, a Consent Order for indefinite suspension of her license until such time as Ms. Arnold can prove to the Board that she is safe to practice. The motion was seconded and carried unanimously.

This Consent Order shall be effective upon endorsement of its findings, conclusions, and terms of consent by both Ms. Arnold and the Board.

CONFERENCES
SCHEDULED:

Reana House, LPN 0002-043635

Ms. House appeared.

CLOSED MEETING: Ms. Caliwagon moved that the Special Conference Committee of the Board of Nursing convene a closed meeting pursuant to Section 2.2-3711(A)(28) of the *Code of Virginia* at 11:30 A.M. for the purpose of deliberation to reach a decision in the matter of Ms. House. Additionally, Ms. Caliwagon moved that Dr. Elliott and Ms. Mitchell 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 11:35 A.M.

Ms. Caliwagon 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. Caliwagon moved issue an Order to Reana House, LPN, for voluntary surrender for indefinite suspension. The motion was seconded and carried unanimously.

This Consent Order shall be effective upon endorsement of its findings, conclusions, and terms of consent by both Ms. House and the Board.

CONFERENCES
SCHEDULED:

Debra Marks, RN 0001-174290
Ms. Marks appeared.

CLOSED MEETING:

Ms. Caliwagon moved that the Special Conference Committee of the Board of Nursing convene a closed meeting pursuant to Section 2.2-3711(A)(28) of the *Code of Virginia* at 11:05 A.M. for the purpose of deliberation to reach a decision in the matter of Ms. Marks. Additionally, Ms. Caliwagon moved that Dr. Elliott and Ms. Mitchell 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 11:15 A.M.

Ms. Caliwagon 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. Caliwagon moved to issue an Order of reprimand to Debra Marks, RN. 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. Marks unless a written request to the Board for a formal hearing on the allegations made against her is received from Ms. Marks 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:

Chicqueta Elliott, LPN 0002-066558
Ms. Elliott appeared.

CLOSED MEETING:

Ms. Caliwagon moved that the Special Conference Committee of the Board of Nursing convene a closed meeting pursuant to Section 2.2-3711(A)(28) of the *Code of Virginia* at 1:30 P.M. for the purpose of deliberation to reach a decision in the matter of Ms. Elliott. Additionally, Ms. Caliwagon moved that Dr. Elliott and Ms. Mitchell 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 1:40 P.M.

Ms. Caliwagon 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. Caliwagon moved to refer the case of Chicqueta Elliott, LPN, to the Board of Nursing or a panel thereof for a Formal Hearing. The motion was seconded and carried unanimously.

**CONFERENCES
SCHEDULED:**

Linda Toombs, LPN 0002-035246
Ms. Toombs appeared.

CLOSED MEETING: Ms. Caliwagon moved that the Special Conference Committee of the Board of Nursing convene a closed meeting pursuant to Section 2.2-3711(A)(28) of the *Code of Virginia* at 2:05 P.M. for the purpose of deliberation to reach a decision in the matter of Ms. Toombs. Additionally, Ms. Caliwagon moved that Dr. Elliott and Ms. Mitchell 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 2:25 P.M.

Ms. Caliwagon 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. Caliwagon moved to offer Linda Toombs, LPN, a Consent Order for indefinite suspension of her license for not less than one year, in lieu of a formal hearing. The motion was seconded and carried unanimously.

This Consent Order shall be effective upon endorsement of its findings, conclusions, and terms of consent by both Ms. Toombs and the Board

**CONFERENCES
SCHEDULED:**

Kimberly Luck, LPN 0002-065138
Ms. Luck did not appear.

CLOSED MEETING: Ms. Caliwagon moved that the Special Conference Committee of the Board of Nursing convene a closed meeting pursuant to Section 2.2-3711(A)(28) of the *Code of Virginia* at 2:30 P.M. for the purpose of deliberation to reach a decision in the matter of Ms. Luck. Additionally, Ms. Caliwagon moved that Dr. Elliott and Ms. Mitchell 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 2:35 P.M.

Ms. Caliwagon 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. Caliwagon moved to offer Kimberly Luck, LPN, a Consent Order for indefinite suspension of her license until such time as she is capable of safely practicing. The motion was seconded and carried unanimously.

This Consent Order shall be effective upon endorsement of its findings, conclusions, and terms of consent by both Ms. Luck and the Board.

CONFERENCES
SCHEDULED: **Delores Soyars, RN 0001-101728**
Ms. Soyars appeared.

CLOSED MEETING: Ms. Caliwagon moved that the Special Conference Committee of the Board of Nursing convene a closed meeting pursuant to Section 2.2-3711(A)(28) of the *Code of Virginia* at 3:05 P.M. for the purpose of deliberation to reach a decision in the matter of Ms. Soyars. Additionally, Ms. Caliwagon moved that Dr. Elliott and Ms. Mitchell 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 3:15 P.M.

Ms. Caliwagon 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. Caliwagon moved issue an Order to take no action at the time, contingent upon verification of Ms. Soyars entry into the Health Practitioners' Monitoring Program within 90 days of the Order becoming final. 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. Soyars unless a written request to the Board for a formal hearing on the allegations made against her is received from Ms. Soyars 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 3:15 P.M.



Gloria D. Mitchell, RN, MSN, MBA
Deputy Executive Director