## VIRGINIA BOARD OF NURSING SPECIAL CONFERENCE COMMITTEE INFORMAL CONFERENCES December 14, 2015

TIME AND PLACE:

The meeting of the Special Conference Committee of the Board of Nursing was convened at 9:00 A.M., on December 14, 2015 in Training Room 2, Suite 201, Department of Health Professions, 9960 Mayland Drive, Henrico, Virginia.

MEMBERS PRESENT:

Jeanne Holmes, Citizen Member, Chairperson

Rebecca Poston, PhD, RN, CPNP

STAFF PRESENT:

Jane Elliott, RN, PhD

OTHERS PRESENT:

David Kazzie, Adjudication Specialist

**CONFERENCES** 

SCHEDULED:

Shannon Miller, R.N. 0001-229047

Ms. Miller appeared, accompanied by her husband Justin Miller, her mother-in

law Karen Miller, and her attorney Nathan Mortier.

CLOSED MEETING:

Dr. Poston, 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 10:15 A.M. for the purpose of deliberation to reach a decision in the matter of Ms. Miller. Additionally, Dr. Poston moved that Dr. Jane 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.

Dr. Poston 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:** 

Dr. Poston moved to close the case regarding Ms. Miller 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:

Marshall Brown, L.P.N. 0002-050353

Mr. Brown appeared, accompanied by Sonia Winston, Supervisor at The Cardiac

Connection.

CLOSED MEETING:

Dr. Poston, 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

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Code of Virginia at 10:50 A.M. for the purpose of deliberation to reach a decision in the matter of Mr. Brown. Additionally, Dr. Poston moved that Dr. Jane 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 11:05 A.M.

Dr. Poston 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:

Dr. Poston moved to close the case regarding Mr. Brown 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:

Robin Bidout, R.N. 0001-212222

Ms. Bidout appeared.

CLOSED MEETING:

Dr. Poston, 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 11:47 A.M. for the purpose of deliberation to reach a decision in the matter of Ms. Bidout. Additionally, Dr. Poston moved that Dr. Jane 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 1:20 P.M.

Dr. Poston 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:

Dr. Poston moved to offer Ms. Bidout a Consent Order for a reprimand and indefinite suspension of her license to practice as a professional nurse in Virginia, until such time that Ms. Bidout shall petition the Board for reinstatement of her license, 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. Bidout and the Board.

CONFERENCES SCHEDULED:

Melissa Clem, R.N. 0001-210172

Ms. Clem appeared.

CLOSED MEETING:

Dr. Poston, 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 1:30 P.M. for the purpose of deliberation to reach a decision in the matter of Ms. Clem. Additionally, Dr. Poston moved that Dr. Jane 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 2:00 P.M.

Dr. Poston 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:

Dr. Poston moved to offer a Consent Order for indefinite suspension of her right to renew license with said suspension stayed contingent upon verification of enrollment in the Health Practitioners' Monitoring Program (HPMP) and payment of appropriate fees, 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. Clem and the Board.

CONFERENCES SCHEDULED:

Rachel Severin, R.N. 0001-227950

Ms. Severin appeared, accompanied by Scott Williamson, Administrator, Cathy Chivaro, Regional Manager, and Gerald Canaan, Attorney.

CLOSED MEETING:

Dr. Poston, 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 2:10 P.M. for the purpose of deliberation to reach a decision in the matter of Ms. Severin. Additionally, Dr. Poston moved that Dr. Jane 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 2:40 P.M.

Dr. Poston 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:** 

Dr. Poston moved to close the case and impose no sanction due to insufficient evidence of a violation of the Nurse Practice Act or Board of Nursing Regulations. The motion was seconded and carried unanimously.

CONFERENCES SCHEDULED:

Chrystall Collins, R.N. 0001-163862

Ms. Collins appeared, accompanied by Hanna Lloyd, Therapist, and her friends, Mr. and Ms. Bob West.

**CLOSED MEETING:** 

Dr. Poston, 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 3:30 P.M. for the purpose of deliberation to reach a decision in the matter of Ms. Collins. Additionally, Dr. Poston moved that Dr. Jane 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 3:40 P.M.

Dr. Poston 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:

Dr. Poston moved to issue an Order to take no action at this time, contingent upon Ms. Collins remaining in compliance with the terms of the Health Practitioners' Monitoring Program (HPMP). The motion was seconded and carried unanimously.

An Order will be entered. As provided by law, this decision shall become a Final Order 30 days after service of such Order on Ms. Collins, unless a written request to the Board for a formal hearing on the allegations made against her is received from Ms. Collins 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:

Andrea Thomas, R.N. 0001-244879

Ms. Thomas appeared.

CLOSED MEETING:

Dr. Poston, 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 4:05 P.M. for the purpose of deliberation to reach a decision in the matter of Ms. Thomas. Additionally, Dr. Poston moved that Dr. Jane 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 4:20 P.M.

Dr. Poston 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:

Dr. Poston moved to issue an Order to take no action at this time, contingent upon Ms. Thomas remaining in compliance with the terms of the Health Practitioners' Monitoring Program (HPMP). The motion was seconded and carried unanimously.

An Order will be entered. As provided by law, this decision shall become a Final Order 30 days after service of such Order on Ms. Thomas, unless a written request to the Board for a formal hearing on the allegations made against her is received from Ms. Thomas 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:

Crystal Browning, R.N. 0001-241516

Ms. Browning appeared.

CLOSED MEETING:

Dr. Poston, 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 4:25 P.M. for the purpose of deliberation to reach a decision in the matter of Ms. Browning. Additionally, Dr. Poston moved that Dr. Jane 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 4:40 P.M.

Dr. Poston 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:

Dr. Poston moved to close the case regarding Ms. Browning 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 5:05 P.M.

Jane Elliott, RN, Phi Discipline Staff