

**VIRGINIA BOARD OF NURSING
MINUTES
September 21, 2016
Panel – A**

TIME AND PLACE: The meeting of the Virginia Board of Nursing was called to order at 9:15 A.M. on September 21, 2016 in Board Room 2, Department of Health Professions, 9960 Mayland Drive, Suite 201, Henrico Virginia.

BOARD MEMBERS PRESENT:

Joyce A. Hahn, PhD, RN, NEA-BC, FNAP; President
Guia Caliwagan, RN, MAN
Regina Gilliam, LPN
Jeanne Holmes, Citizen Member
Dustin Ross, DNP, MBA, RN
William Traynham, LPN, CSAC

STAFF PRESENT:

Jay P. Douglas, RN, MSM, CSAC, FRE; Executive Director
Brenda Krohn, RN, MS; Deputy Executive Director
Huong Vu, Executive Assistant

OTHERS PRESENT:

James Rutkowski, Assistant Attorney General, Board Counsel

ESTABLISHMENT OF A QUORUM:

With six members of the Board present, a panel was established

CONSIDERATION OF AGENCY SUBORDINATE RECOMMENDATIONS:

Savanah Gornik, CNA and RMA Applicant

Ms. Gornik appeared.

CLOSED MEETING:

Ms. Caliwagan moved that the Board of Nursing convene a closed meeting pursuant to §2.2-3711(A)(27) of the *Code of Virginia* at 9:22 A.M., for the purpose of deliberation to reach a decision in the matter of agency subordinate recommendation regarding Ms. Gornik. Additionally, Ms. Caliwagan moved that Ms. Douglas, Ms. Krohn, Ms. Vu and Mr. Rutkowski 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 9:25 A.M.

Ms. Caliwagan 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 recommended decision of the agency subordinate to approve Savanah Gornik's application for

certification to practice as a nurse aide, to pass the NNAAP examination, and to place on probation for not less than two years of actual certified nurse aide employment. The motion was seconded and carried unanimously.

Mr. Traynham moved that the Board of Nursing accept the recommended decision of the agency subordinate to approve Savannah Gornik's application for registration to practice as a medication aide upon successful completion of the medication aide examination, and to place said registration on probation for not less than two years of actual medication aide employment subject to terms and conditions. The motion was seconded and carried unanimously.

Lindsay Byrum, CNA 1401-144553

Ms. Byrum appeared.

Ms. Caliwagan moved that the Board of Nursing convene a closed meeting pursuant to §2.2-3711(A)(27) of the *Code of Virginia* at 9:31 A.M., for the purpose of deliberation to reach a decision in the matter of the agency subordinate recommendation regarding Ms. Byrum. Additionally, Ms. Caliwagan moved that Ms. Douglas, Ms. Krohn, Mr. Rutkowski and Ms. Vu 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 9:36 A.M.

Ms. Caliwagan 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 recommended decision of the agency subordinate to revoke Lindsay Byrum's certificate to practice as a nurse aide and enter a Finding of Abuse against her in the Virginia Nurse Aide Registry. The motion was seconded and carried. Dr. Hahn, Ms. Caliwagan, Ms. Gilliam, Dr. Ross, and Mr. Traynham were in favor of the motion. Ms. Holmes opposed the motion.

CLOSED MEETING: Ms. Caliwagan moved that the Board of Nursing convene a closed meeting pursuant to §2.2-3711(A)(27) of the *Code of Virginia* at 9:41 A.M., for the purpose of deliberation to reach a decision in the remaining subordinate recommendations. Additionally, Ms. Caliwagan moved that Ms. Douglas, Ms. Krohn, Mr. Rutkowski and Ms. Vu 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 9:55 A.M.

Chantel Ferguson, CNA 1401-130806

Ms. Ferguson did not appear.

Mr. Traynham moved that the Board of Nursing accept the recommended decision of the agency subordinate to reprimand Chantel Ferguson. The motion was seconded and carried unanimously.

Maria Hryhorenko, RN 0001-244265

Ms. Hryhorenko did not appear.

Mr. Traynham moved that the Board of Nursing accept the recommended decision of the agency subordinate to reprimand and to indefinitely suspend the license of Maria Hryhorenko to practice professional nursing and the suspension applies to any multistage privilege. The motion was seconded and carried unanimously.

Kelly Peren, RN 0001-144472

Ms. Peren did not appear.

Mr. Traynham moved that the Board of Nursing accept the recommended decision of the agency subordinate to indefinitely suspend the license of Kelly Peren to practice professional nursing and the suspension applies to any multistage privilege. The motion was seconded and carried unanimously.

Elizabeth Wells, RN 0001-200129

Ms. Wells did not appear.

Mr. Traynham moved that the Board of Nursing accept the recommended decision of the agency subordinate to indefinitely suspend the license of Elizabeth Wells to practice professional nursing and the suspension applies to any multistage privilege. The motion was seconded and carried unanimously.

Sharesa Hayman, RN 0001-240908

Ms. Hayman did not appear.

Mr. Traynham moved that the Board of Nursing accept the recommended decision of the agency subordinate to indefinitely suspend the license of Sharesa Hayman to practice practical nursing and the suspension applies to any multistage privilege. The suspension is stayed and shall remain stayed contingent upon Ms. Hayman's continued compliance with all terms and conditions of the Virginia Health Practitioners' Monitoring Program (HPMP) for the period specified by HPMP. The motion was seconded and carried unanimously.

Cibchita Mitchiner, LPN 0002-042938

Ms. Mitchiner did not appear.

Mr. Traynham moved that the Board of Nursing accept the recommended decision of the agency subordinate to indefinitely suspend the license of Cibchita Mitchiner to practice nursing and the suspension applies to any multistage privilege. The motion was seconded and carried unanimously.

Leona Brown, CNA 1401-148965

Ms. Brown did not appear.

Mr. Traynham moved that the Board of Nursing accept the recommended decision of the agency subordinate to indefinitely suspend the certificate of Leona Brown to practice as a nurse aide for a period of not less than one year and enter a Finding of Neglect against her in the Virginia Nurse Aide Registry. The motion was seconded and carried unanimously.

April Garrison, CNA 1401-131639

Ms. Garrison did not appear.

Mr. Traynham moved that the Board of Nursing accept the recommended decision of the agency subordinate to revoke the certificate of April Garrison to practice as a nurse aide and enter a Finding of Abuse against her in the Virginia Nurse Aide Registry. The motion was seconded and carried unanimously.

Avis Baker, CNA 1401-137978

Ms. Baker did not appear.

Mr. Traynham moved that the Board of Nursing accept the recommended decision of the agency subordinate to indefinitely suspend the certificate of Avis Baker to practice as a nurse aide. The motion was seconded and carried unanimously.

Bethany Mills, CNA 1401-145540

Ms. Mills did not appear.

Mr. Traynham moved that the Board of Nursing accept the recommended decision of the agency subordinate to indefinitely suspend the certificate of Bethany Mills to practice as a nurse aide. The motion was seconded and carried unanimously.

Lena Bigelow, CNA 1401-117560

Ms. Bigelow did not appear.

Mr. Traynham moved that the Board of Nursing accept the recommended decision of the agency subordinate to indefinitely suspend the certificate of Lena Bigelow to practice as a nurse aide for a period of not less than one year and enter a Finding of Neglect in the Virginia Nurse Aide Registry. The motion was seconded and carried unanimously.

Barbara Hoy, RMA 0031-007456

Ms. Hoy did not appear.

Mr. Traynham moved that the Board of Nursing accept the recommended decision of the agency subordinate to indefinitely suspend Barbara Hoy's right to renew her registration to practice as a mediation aide. The motion was seconded and carried unanimously.

Patricia Church, CNA 1401-140231

Ms. Church did not appear.

Mr. Traynham moved that the Board of Nursing accept the recommended decision of the agency subordinate to indefinitely suspend Patricia Church's certificate to practice as nurse aide. The motion was seconded and carried unanimously.

Terisa Pierce, CNA 1401-033938

Ms. Pierce did not appear.

Mr. Traynham moved that the Board of Nursing amend Finding of Fact #3 and accept the recommended decision of the agency subordinate to reprimand Terisa Pierce. The motion was seconded and carried unanimously.

Sherry Spradlin, CNA 1401-091545

Ms. Spradlin did not appear.

Ms. Caliwagan moved that the Board of Nursing accept the recommended decision of the agency subordinate to indefinitely suspend the certificate of Sherry Spradlin to practice as a nurse aide. The motion was seconded and carried. Dr. Hahn, Ms. Caliwagan, Ms. Gilliam, Dr. Ross, and Ms. Holmes were in favor of the motion. Mr. Traynham opposed the motion.

Lindsay Bateman, RN 0001-237824

Ms. Bateman did not appear.

Mr. Traynham moved that the Board of Nursing accept the recommended decision of the agency subordinate to indefinitely suspend the license of Lindsay Bateman to practice professional nursing. The suspension is stayed and shall

remain stayed contingent upon Ms. Bateman's continued compliance with all terms and conditions of the Virginia Health Practitioners' Monitoring Program (HPMP) for the period specified by the HPMP. The motion was seconded and carried unanimously.

Lillie Dubois, RN 0001-190376

Ms. Dubois did not appear.

Dr. Ross moved that the Board of Nursing accept the recommended decision of the agency subordinate to reprimand and to place Lillie Dubois on probation for a period of not less than two years of active practice in employment as a professional nurse subject to the terms and conditions set forth in the Board's Order entered September 2, 2014. The motion was seconded and carried unanimously.

Jessica Haynes, LPN 0002-086643

Ms. Haynes did not appear.

Mr. Traynham moved that the Board of Nursing accept the recommended decision of the agency subordinate to indefinitely suspend Jessica Haynes' license to practice professional nursing and the suspension applies to any multistage privilege. The motion was seconded and carried unanimously.

Myra Easter, RN 0001-159451

Mr. Easter did not appear.

Mr. Traynham moved that the Board of Nursing accept the recommended decision of the agency subordinate to indefinitely suspend Myra Easter's license to practice professional nursing and the suspension applies to any multistage privilege. The motion was seconded and carried unanimously.

Samantha Bradley, RN 0001-235252

Ms. Bradley did not appear.

Mr. Traynham moved that the Board of Nursing accept the recommended decision of the agency subordinate to take no action at this time contingent upon Samantha Bradley's continuance to comply with all terms and conditions of her contact with Virginia Health Practitioners' Monitoring Program (HPMP) for the period specified in the Contract. The motion was seconded and carried unanimously.

Laura Banks, RN 0001-092760

Ms. Banks did not appear.

Mr. Traynham moved that the Board of Nursing accept the recommended decision of the agency subordinate to indefinitely suspend Laura Bank's license to practice professional nursing and the suspension applies to any multistage privilege. The motion was seconded and carried unanimously.

ADJOURNMENT: The Board adjourned at 10:00 A.M.

Brenda Krohn, RN, MS
Deputy Executive Director

**VIRGINIA BOARD OF NURSING
FORMAL HEARINGS
September 21, 2016
Panel - A**

TIME AND PLACE: The meeting of the Virginia Board of Nursing was called to order at 10:04 A.M. on September 21, 2016 in Board Room 2, Department of Health Professions, 9960 Mayland Drive, Suite 201, Henrico Virginia.

BOARD MEMBERS PRESENT:

Joyce A. Hahn, PhD, RN, NEA-BC, FNAP; President
Guia Caliwagan, RN, MAN
Regina Gilliam, LPN
Jeanne Holmes, Citizen Member
Dustin Ross, DNP, MBA, RN
William Traynham, LPN, CSAC

STAFF PRESENT:

Jay P. Douglas, RN, MSM, CSAC, FRE; Executive Director
Brenda Krohn, RN, MS; Deputy Executive Director
Huong Vu, Executive Assistant

OTHERS PRESENT:

James Rutkowski, Assistant Attorney General, Board Counsel
Nursing students

ESTABLISHMENT OF A QUORUM:

With six members of the Board present, a panel was established

FORMAL HEARINGS:

Juan Montalvo, LPN 0002-059404
Mr. Montalvo did not appear.

Steve Bulger, Adjudication Specialist, represented the Commonwealth. Mr. Rutkowski was legal counsel for the Board. Kimberly Moat, court reporter with Crane-Snead & Associates, recorded the proceedings.

Kim Martin, RN, Senior Investigator, Department of Health Professions and Kafayat Shodiya, CNA at DePaul Medical Center were present and testified.

CLOSED MEETING:

Ms. Gilliam moved that the Board of Nursing convene a closed meeting pursuant to §2.2-3711(A)(27) of the *Code of Virginia* at 11:14 A.M., for the purpose of deliberation to reach a decision in the matter of Mr. Montalvo. Additionally, Ms. Gilliam moved that Ms. Douglas, Ms. Krohn, Ms. Vu and Mr. Rutkowski 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 11:24 A.M.

Ms. Gilliam 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. Bulger and amended by the Board. The motion was seconded and carried unanimously.

ACTION: Ms. Holmes moved that the Board of Nursing indefinitely suspend Juan Montalvo’s practical nurse license until he can prove he is safe and competent to practice to the Board. 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 11:25 P.M.

RECONVENTION: The Board reconvened at 11:35 P.M.

FORMAL HEARINGS: **Laurel Woodruff, RN 0001-166965**
Ms. Woodruff appeared.

Amy Weiss, Adjudication Specialist, represented the Commonwealth. Mr. Rutkowski was legal counsel for the Board. Kimberly Moat, court reporter with Crane-Snead & Associates, recorded the proceedings.

Lane Raker, Senior Investigator, Department of Health Professions was present and testified.

CLOSED MEETING: Ms. Gilliam moved that the Board of Nursing convene a closed meeting pursuant to §2.2-3711(A)(27) of the *Code of Virginia* at 12:15 P.M., for the purpose of deliberation to reach a decision in the matter of Ms. Woodruff. Additionally, Ms. Gilliam moved that Ms. Douglas, Ms. Krohn, Ms. Vu and Mr. Rutkowski 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 12:25 P.M.

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

ACTION:

Ms. Holmes moved that the Board of Nursing indefinitely suspend Laurel Woodruff's license to practice professional nursing but stay the suspension contingent upon receiving proof of her entry into the Virginia Health Practitioners' Monitoring Program and remaining compliant thereafter. The motion was seconded 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 1:19 P.M.

FORMAL HEARINGS:

Kimberly Turner, RN 0001-220745
Ms. Turner did not appear

Amy Weiss, Adjudication Specialist, represented the Commonwealth. Mr. Rutkowski was legal counsel for the Board. Kimberly Moat, court reporter with Crane-Snead & Associates, recorded the proceedings.

Lisa Thomas, Senior Investigator with Department of Health Professions, Joan Horne, LPN at the Brambles, and Julie Tucker, CNA at the Brambles were present and testified.

CLOSED MEETING:

Ms. Gilliam moved that the Board of Nursing convene a closed meeting pursuant to §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. Turner. Additionally, Ms. Gilliam moved that Ms. Douglas, Ms. Krohn, Ms. Vu and Mr. Rutkowski 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 2:16 P.M.

Ms. Gilliam 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. Weiss and amended by the Board. The motion was seconded and carried unanimously.

ACTION: Ms. Caliwagan moved that the Board of Nursing indefinitely suspend Kimberly Turner’s right to renew her license to practice professional nursing until she can prove she is safe and competent to practice to the Board. 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 2:20 P.M.

RECONVENTION: The Board reconvened at 2:25 P.M.

FORMAL HEARINGS: **Misty Jackson, RN 0001-244069**
Ms. Jackson did not appear.

Amy Weiss, Adjudication Specialist, represented the Commonwealth. Mr. Rutkowski was legal counsel for the Board. Kimberly Moat, court reporter with Crane-Snead & Associates, recorded the proceedings.

Ashley Hester, Senior Investigator with Department of Health Profession and Amanda Bane, RN at the VCU Health System were present and testified.

CLOSED MEETING: Ms. Gilliam moved that the Board of Nursing convene a closed meeting pursuant to §2.2-3711(A)(27) of the *Code of Virginia* at 2:52 P.M., for the purpose of deliberation to reach a decision in the matter of Ms. Jackson. Additionally, Ms. Gilliam moved that Ms. Douglas, Ms. Krohn, Ms. Vu and Mr. Rutkowski 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 2:59 P.M.

Ms. Gilliam, 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. Weiss and amended by the Board. The motion was seconded and carried unanimously.

ACTION:

Ms. Caliwagan moved that the Board of Nursing indefinitely suspend the right of Misty Jackson to renew her license to practice professional nursing until such time as she can prove she is safe and competent to practice to the Board. 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 3:01 P.M.

Brenda Krohn, RN, MS
Deputy Executive Director

**VIRGINIA BOARD OF NURSING
MINUTES
September 21, 2016
Panel – B**

TIME AND PLACE: The meeting of the Virginia Board of Nursing was called to order at 9:00 A.M. on September 21, 2016 in Board Room 3, Department of Health Professions, 9960 Mayland Drive, Suite 201, Henrico Virginia.

BOARD MEMBERS PRESENT:

Kelly McDonough, DNP, RN; Vice President
Louise Hershkowitz, CRNA, MSHA
Trula Minton, MS, RN
Mark Monson, Citizen Member
Rebecca Poston, PhD, RN, CPNP-PC

STAFF PRESENT:

Jodi P. Power, RN, JD; Deputy Executive Director
Jane Elliott, RN, PhD; Discipline Staff
Darlene Graham, Senior Discipline Specialist

OTHERS PRESENT:

Charis Mitchell, Assistant Attorney General, Board Counsel

ESTABLISHMENT OF A QUORUM:

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

CONSIDERATION OF AGENCY SUBORDINATE RECOMMENDATIONS:

Lauren Keane, RN 0001-233676
Ms. Keane appeared.

CLOSED MEETING:

Dr. Poston moved that the Board of Nursing convene a closed meeting pursuant to §2.2-3711(A)(27) of the *Code of Virginia* at 9:20 A.M., for the purpose of consideration of agency subordinate recommendations regarding Ms. Keane. Additionally, Dr. Poston moved that Ms. Power, Dr. Elliott, Ms. Graham and Ms. Mitchell 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.

Dr. Poston 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. Hershkowitz moved that the Board of Nursing accept the recommended decision of the agency subordinate to take no action at this time, contingent upon

Lauren Kean's continued compliance with all terms and conditions of her Contract with the Virginia Health Practitioners' Monitoring Program (HPMP) for the period specified in the Contract. The motion was seconded and carried unanimously.

CLOSED MEETING:

Dr. Poston moved that the Board of Nursing convene a closed meeting pursuant to §2.2-3711(A)(27) of the *Code of Virginia* at 9:25 A.M., for the purpose of consideration of agency subordinate recommendations regarding the remaining subordinate recommendations. Additionally, Dr. Poston moved that Ms. Power, Ms. Graham and Ms. Mitchell 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 9:48 A.M.

Dr. Poston 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.

Elizabeth Meadows, RN 0001-142782

Ms. Meadows did not appear.

Dr. Poston moved that the Board of Nursing accept the recommended decision of the agency subordinate to reprimand Elizabeth Meadows and to accept the voluntary surrender for indefinite suspension of Ms. Meadows' license to practice professional nursing. The motion was seconded and carried unanimously.

Paul Ngek, LPN 0002-091305

Mr. Ngek did not appear.

Dr. Poston moved that the Board of Nursing modify the recommended decision of the agency subordinate to reprimand Paul Ngek and require completion of two NCSBN courses (1) Professional Accountability and Legal Liability for Nurses and (2) Sharpening Critical Thinking Skills within 60 days of entry of Order. The motion was seconded and carried unanimously.

Kelly Vargas, RN 0001-248732

Ms. Vargas did not appear.

Dr. Poston moved that the Board of Nursing accept the recommended decision of the agency subordinate to reprimand Kelly Vargas and take no further action at this time, contingent upon Ms. Vargas' continued compliance with all terms and conditions of her Contract with the Virginia Health Practitioners' Monitoring

Program (HPMP) for the period specified in the Contract. The motion was seconded and carried unanimously.

Jennifer Bell, LPN 0002-083320

Ms. Bell did not appear.

Dr. Poston moved that the Board of Nursing accept the recommended decision of the agency subordinate to indefinitely suspend Jennifer Bell's license to practice practical nursing and the suspension applies to any multistate privilege. The motion was seconded and carried unanimously.

Allyson Solly, RN 0001-231719

Ms. Solly did not appear.

Dr. Poston moved that the Board of Nursing accept the recommended decision of the agency subordinate to indefinitely suspend Allyson Solly's license to practice professional nursing and the suspension applies to any multistate privilege. The motion was seconded and carried unanimously.

Brandi Laffoon, LPN 0002-069157

Ms. Laffoon did not appear.

Dr. Poston moved that the Board of Nursing accept the recommended decision of the agency subordinate to reprimand Brandi Laffoon and to indefinitely suspend her license to practice practical nursing and the suspension applies to any multistate privilege. The motion was seconded and carried unanimously.

Kevin Haley, CNA 1401-159721

Mr. Haley did not appear.

Ms. Minton moved that the Board of Nursing accept the recommended decision of the agency subordinate to indefinitely suspend the certification of Kevin Haley to practice as a nurse aide for a period of not less than one year enter a Finding of neglect against him in the Virginia Nurse Aide Registry based on a single incident. The motion was seconded and carried. Dr. McDonough, Ms. Minton, Mr. Monson, and Dr. Poston were in favor of the motion. Ms. Hershkowits opposed the motion.

Petula Watkins, CNA 1401-061935

Ms. Watkins did not appear.

Dr. Poston moved that the Board of Nursing accept the recommended decision of the agency subordinate to revoke the certification of Petula Watkins to practice as a nurse aide and enter a Finding of Abuse against her in Virginia Nurse Aide Registry. The motion was seconded and carried unanimously.

Katarina Ohlschwager, RMA 0031-007896

Ms. Ohlschwager did not appear.

Ms. Hershkowitz moved that the Board of Nursing accept the recommended decision of the agency subordinate to reprimand Katarina Ohlschwager. The motion was seconded and carried unanimously.

Vivian Raysor, CNA 1401-108068

Ms. Raysor did not appear.

Dr. Poston moved that the Board of Nursing accept the recommended decision of the agency subordinate to revoke the certification of Vivian Raysor to practice as a nurse aide and enter a Finding of Abuse against her in the Virginia Nurse Aide Registry. The motion was seconded and carried unanimously.

Tanesha Mbele, CNA 1401-151234

Ms. Mbele did not appear.

Dr. Poston moved that the Board of Nursing accept the recommended decision of the agency subordinate to revoke the certification of Tanesha Mbele to practice as a nurse aide and enter a Finding of Misappropriation of patient property against her in the Virginia Nurse Aide Registry. The motion was seconded and carried unanimously.

Ayisha Muhammad, CNA 1401-115645

Ms. Muhammad did not appear.

Dr. Poston moved that the Board of Nursing accept the recommended decision of the agency subordinate to reprimand Ayisha Muhammad. The motion was seconded and carried unanimously.

Patricia Wibert, CNA 1401-129959; RMA 0031-006418

Ms. Wibert did not appear.

Dr. Poston moved that the Board of Nursing accept the recommended decision of the agency subordinate to revoke the certification of Patricia Wibert to practice as a nurse aide and enter a Finding of Misappropriation of patient property against her in the Virginia Nurse Aide Registry. The motion was seconded and carried unanimously.

Dr. Poston moved that the Board of Nursing accept the recommended decision of the agency subordinate to revoke Patricia Wibert's right to renew her registration as a medication aide. The motion was seconded and carried unanimously.

Mandie Thurston, CNA 1401-150973

Ms. Thurston did not appear.

Dr. Poston moved that the Board of Nursing accept the recommended decision of the agency subordinate to reprimand Mandie Thurston. The motion was seconded and carried unanimously.

Tabiatha Welch, CNA 1401-128127

Ms. Welch did not appear.

Dr. Poston moved that the Board of Nursing accept the recommended decision of the agency subordinate to indefinitely suspend the certification of Tabitha Welch to practice as a nurse aide. The motion was seconded and carried unanimously.

Mariama Wundu, CNA 1401-134541

Ms. Wundu did not appear.

Dr. Poston moved that the Board of Nursing accept the recommended decision of the agency subordinate to revoke the certification of Mariama Wundu to practice as a nurse aide and enter a Finding of Misappropriation of patient property against her in the Virginia Nurse Aide Registry. The motion was seconded and carried unanimously.

Donna Palacios, RN 0001-139835

Ms. Palacios did not appear.

Dr. Poston moved that the Board of Nursing accept the recommended decision of the agency subordinate to place Donna Palacios on probation for a period of not less than 12 months of active professional nursing practice subject to terms and conditions. The motion was seconded and carried unanimously.

Sabrina Roberts, LPN 0002-069281

Ms. Roberts did not appear.

Dr. Poston moved that the Board of Nursing accept the recommended decision of the agency subordinate to indefinitely suspend the license of Sabrina Roberts to practice practical nursing and the suspension applies to any multistate privilege. The motion was seconded and carried unanimously.

Tiffany Thompson, RN 0001-179813

Ms. Thompson did not appear.

Dr. Poston moved that the Board of Nursing accept the recommended decision of the agency subordinate to indefinitely suspend the license of Tiffany Thompson to practice professional nursing; the suspension is stayed and shall remain stayed

contingent upon Ms. Thompson's continued compliance with all terms and conditions of the Virginia Health Practitioners' Monitoring Program (HPMP) for the period specified by the HPMP. The motion was seconded and carried unanimously.

Sondra Walters, RN 0001-218745

Ms. Walters did not appear.

Dr. Poston moved that the Board of Nursing accept the recommended decision of the agency subordinate to take no action at this time, contingent upon Sondra Walters' entering into the Virginia Health Practitioners' Monitoring Program (HPMP) and providing to the Board proof of entry into a Contract with HPMP within 45 days of entry of the Order, and thereafter complying with all terms and conditions of the HPMP. The motion was seconded and carried unanimously.

Corina Steward, LPN 0002-054689

Mr. Steward did not appear.

Dr. Poston moved that the Board of Nursing accept the recommended decision of the agency subordinate to reprimand Corina Steward and to indefinitely suspend her license to practice practical nursing for a period of not less than two years from the date of entry of the Order. The motion was seconded and carried unanimously.

Linda Raines, LPN 0002-052672

Ms. Raines did not appear.

Dr. Poston moved that the Board of Nursing accept the recommended decision of the agency subordinate to indefinitely suspend Linda Raines' right to renew her license to practice practical nursing and the suspension applies to any multistate privilege. The motion was seconded and carried unanimously.

Tiea Andrews, RN 0001-238274

Ms. Andrews did not appear.

Dr. Poston moved that the Board of Nursing accept the recommended decision of the agency subordinate to reprimand Tiea Andrews and to indefinitely suspend her right to renew her license to practice professional nursing and the suspension applies to any multistate privilege. The motion was seconded and carried unanimously.

Brett Crawford, Jr., RN 0001-254942

Mr. Crawford did not appear.

Virginia Board of Nursing
Panel B - Agency Subordinate Recommendations
September 21, 2016

Dr. Poston moved that the Board of Nursing accept the recommended decision of the agency subordinate to take no action at this time, contingent upon Brett Crawford's entering into the Virginia Health Practitioners' Monitoring Program (HPMP) and providing to the Board proof of entry into a Contract with HPMP within 60 days of entry of the Order, and thereafter comply with all the terms and conditions of the HPMP. The motion was seconded and carried unanimously.

ADJOURNMENT: The Board adjourned at 10:00 A.M.

Jodi P. Power, RN, JD
Deputy Executive Director

**VIRGINIA BOARD OF NURSING
FORMAL HEARINGS
September 21, 2016
Panel – B**

TIME AND PLACE: The meeting of the Virginia Board of Nursing was called to order at 10:25 A.M. on September 21, 2016 in Board Room 3, Department of Health Professions, 9960 Mayland Drive, Suite 201, Henrico Virginia.

BOARD MEMBERS PRESENT:
Kelly McDonough, DNP, RN; Vice President
Louise Hershkowitz, CRNA, MSHA
Trula Minton, MS, RN
Mark Monson, Citizen Member
Jennifer Phelps, LPN, QMHPA
Rebecca Poston, PhD, RN, CPNP-PC

STAFF PRESENT:
Jodi P. Power, RN, JD; Deputy Executive Director
Jane Elliott, RN, PhD; Discipline Staff
Darlene Graham, Senior Discipline Specialist

OTHERS PRESENT: Charis Mitchell, Assistant Attorney General, Board Counsel

ESTABLISHMENT OF A QUORUM:
With six members of the Board present, a panel was established.

FORMAL HEARINGS: **Harry Fon, LPN 0002-075795**
Mr. Fon appeared.

David Kazzie, Adjudication Specialist, represented the Commonwealth. Ms. Mitchell was legal counsel for the Board. Anne Nelson, court reporter with Crane-Snead & Associates, recorded the proceedings.

Patricia Dewey, Senior Investigator, Department of Health Professions was present and testified.

CLOSED MEETING: Ms. Phelps moved that the Board of Nursing convene a closed meeting pursuant to §2.2-3711(A)(27) of the *Code of Virginia* at 10:59 A.M., for the purpose of deliberation to reach a decision in the matter of Mr. Fon. Additionally, Ms. Phelps moved that Ms. Power, Dr. Elliott, Ms. Graham and Ms. Mitchell 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 11:07 A.M.

Ms. Phelps 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. Minton 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:

Mr. Monson moved that the Board of Nursing approve Harry Fon's application for reinstatement of his license to practice as a practical nurse. 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:

Candice Williams, LPN 0002-072814

Ms. Williams did not appear.

Cynthia Gaines, Adjudication Specialist represented the Commonwealth. Ms. Mitchell was legal counsel for the Board. Anne Nelson, court reporter with Crane-Snead & Associates, recorded the proceedings.

Kelly Ashley, Senior Investigator, Department of Health Professions, and Christopher Bowers, Health Practitioners' Monitoring Program Case Manager were present and testified.

CLOSED MEETING:

Ms. Phelps moved that the Board of Nursing convene a closed meeting pursuant to §2.2-3711(A)(27) of the *Code of Virginia* at 11:30 A.M., for the purpose of deliberation to reach a decision in the matter of Ms. Williams. Additionally, Ms. Phelps moved that Ms. Power, Dr. Elliott, Ms. Graham and Ms. Mitchell 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 11:34 A.M.

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

ACTION: Mr. Monson moved that the Board of Nursing reprimand Candice Williams for failure to comply with a Board Order and indefinitely suspend Ms. Williams' practical nursing license for a period of not less than one year. 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 11:40 A.M.

RECONVENTION: The Board reconvened at 1:00 P.M.

FORMAL HEARINGS: **Brooke Trent, RN 0001-232084**

Ms. Trent appeared and was accompanied by Nathan C. Mortier, Esq., her attorney.

Cynthia Gaines, Adjudication Specialist, represented the Commonwealth. Ms. Mitchell was legal counsel for the Board. Mary Treta, court reporter with Crane-Snead & Associates, recorded the proceedings.

Anna Badgley, Senior Investigator, Department of Health Professions was present and testified.

CLOSED MEETING: Ms. Phelps moved that the Board of Nursing convene a closed meeting pursuant to §2.2-3711(A)(27) of the *Code of Virginia* at 2:17 P.M., for the purpose of deliberation to reach a decision in the matter of Ms. Trent. Additionally, Ms. Phelps moved that Ms. Power, Dr. Elliott, Ms. Graham and Ms. Mitchell 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 2:39 P.M.

Ms. Phelps 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. Hershkowitz 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. Monson moved that the Board of Nursing approve the application of Brooke Trent to reinstate her license to practice as professional nurse. 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: Dorecia Lee, LPN 0002-089483

Ms. Lee did not appear.

Carla Boyd, Adjudication Specialist, represented the Commonwealth. Ms. Mitchell was legal counsel for the Board. Mary Treta, court reporter with Crane-Snead & Associates, recorded the proceedings.

Laura Pezzulo, Senior Investigator, Department of Health Professions was present and testified.

CLOSED MEETING:

Ms. Phelps moved that the Board of Nursing convene a closed meeting pursuant to §2.2-3711(A)(27) of the *Code of Virginia* at 3:10 P.M., for the purpose of deliberation to reach a decision in the matter of Ms. Lee. Additionally, Ms. Phelps moved that Ms. Power, Dr. Elliott, Ms. Graham and Ms. Mitchell 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 3:15 P.M.

Ms. Phelps 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. Poston 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. Hershkowitz moved that the Board of Nursing reprimand Ms. Lee and indefinitely suspend her practical nursing license 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 3:17 P.M.

Jodi Power, RN, JD
Deputy Executive Director