

**VIRGINIA BOARD OF NURSING
COMMITTEE OF THE JOINT BOARDS OF NURSING AND MEDICINE
FORMAL HEARING MINUTES
February 8, 2017**

TIME AND PLACE: The meeting of the Committee of the Joint Boards of Nursing and Medicine was convened at 12:55 P.M., February 8, 2017 in Board Room 2, Department of Health Professions, Perimeter Center, 9960 Mayland Drive, Suite 201, Henrico, Virginia.

CHAIR: Louise Hershkowitz, CRNA, MSHA; Chair

COMMITTEE OF THE JOINT BOARDS OF NURSING AND MEDICINE MEMBERS PRESENT:
Marie Gerardo, MS, RN, ANP-BC, Board of Nursing, Joint Board Member
Rebecca Poston, PhD, RN, CPNP, Board of Nursing, Joint Board Member
Wayne Reynolds, DO, Board of Medicine, Joint Board Member
Kenneth Walker, MD, Board of Medicine, Joint Board Member

BOARD OF NURSING MEMBERS PRESENT:
Guia Caliwagan, RN, MAN, EdS
Joyce Hahn, PhD, RN, NEA-BC, FNAP
William Traynham, LPN, CSAC

STAFF PRESENT: Jay P. Douglas, MSM, RN, CSAC, FRE; Executive Director; Board of Nursing
Jodi P. Power, RN, JD; Deputy Executive Director
Darlene Graham, Senior Discipline Specialist; Board of Nursing

OTHERS PRESENT: Erin Barrett, Assistant Attorney General; Board Counsel
Amy Weiss, Adjudication Specialist (joined later)

CONSIDERATION OF AGENCY SUBORDINATE RECOMMENDATION:

CLOSED MEETING: Dr. Poston moved that the Committee of the Joint Board of Nursing and Medicine convene a closed meeting pursuant to §2.2-3711(A)(27) of the *Code of Virginia* at 1:00 P.M., for the purpose of consideration of agency subordinate recommendations. Additionally, Dr. Poston moved that Ms. Douglas, Ms. Power, Ms. Graham and Ms. Barrett 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 1:20 P.M.

Dr. Poston moved that the Committee of the Joint Board of Nursing and Medicine 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.

Cherish Van Schaik, LNP 0024-171314; Prescriptive Authority 0017-141362
Ms. Schaik did not appear.

Ms. Gerardo moved that the Committee of the Joint Boards of Nursing and Medicine modify the recommended decision of the agency subordinate to reprimand Cherish Van Schaik and to place her on probation with terms for at least one year of active employment as a nurse practitioner in the Commonwealth of Virginia. The motion was seconded and carried unanimously.

Lee Caswell Hughes, LNP 0024-169677; Prescriptive Authority 0017-140240
Ms. Hughes did not appear.

Dr. Walker moved that the Committee of the Joint Boards of Nursing and Medicine accept the recommended decision of the agency subordinate to reprimand Lee Caswell Hughes, to assess a monetary penalty of \$500.00 to be paid to the Board within 90 days from the date of entry of the Order, and to order Ms. Hughes to undergo a chemical dependency evaluation conducted by a Committee-approved specialist who holds an unrestricted license, and have a written report of the evaluation, including a diagnosis, recommended course of therapy, prognosis, and any other recommendations sent to the Committee, within 90 days of the entry of the Order. The motion was seconded and carried unanimously.

Ms. Power left at 1:30 P.M.

Ms. Weiss joined the hearing at 1:32 P.M.

ESTABLISHMENT OF
A QUORUM:

With five members of the Committee of the Joint Boards present, a quorum was established. Additionally there were three members of Board of Nursing present with two members of the Board of Nursing serving in dual capacity.

FORMAL HEARING:

Julie Maria Hall Megaro, RN 0001-217867; LNP 00024-0024168815
Ms. Megaro appeared accompanied by Kristin Paudling, Esquire.

Amy Weiss, Adjudication Specialist, represented the Commonwealth. Ms. Barret was legal counsel for the Committee of Joint Boards and Board of Nursing. Mary Tretar, court reporter from Crane Snead and Associates, recorded the proceedings.

Lane Raker, Senior Investigator, Department of Health Professions, and Amy Vinson, Office Manager, OB/GYN Physicians Inc., were present and testified

CLOSED MEETING:

Dr. Poston moved that the Committee of the Joint Boards of Nursing and Medicine and panel of the Board of Nursing convene a closed meeting pursuant to §2.2-3711(A)(28) of the *Code of Virginia* at 2:57 P.M., for the purpose to reach a

Virginia Board of Nursing
Committee of Joint Boards of Nursing and Medicine Minutes – Formal Hearing
February 8, 2017

decision in the matter of Ms. Megaro. Additionally, Dr. Poston moved that Ms. Douglas, Ms. Graham and Ms. Barrett 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 3:34 P.M.

Dr. Poston moved that the Committee of the Joint Boards of Nursing and Medicine and panel 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: 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.

Dr. Hahn moved that the Board of Nursing reprimand Julie Maria Hall Megaro and place her on probation with terms for a period of not less than two years of active employment as a professional nurse in the Commonwealth of Virginia. The motion was seconded and carried unanimously.

Ms. Gerardo moved that the Committee of the Joint Boards of Nursing and Medicine accept the findings of fact and conclusions of law as presented by Ms. Weiss.

Dr. Walker moved that the Committee of the Joint Boards of Nursing and Medicine reprimand Julie Maria Hall Megaro and place her on probation with terms for a period of not less than two years of active employment as a nurse practitioner in the Commonwealth of Virginia. The motion was seconded and carried unanimously.

ADJOURNMENT: The meeting was adjourned at 3:38 P.M.

Jay P. Douglas, MSM, RN, CSAC, FRE
Executive Director