

**VIRGINIA BOARD OF NURSING
SPECIAL CONFERENCE COMMITTEE
December 5, 2017**

- TIME AND PLACE:** The meeting of the Special Conference Committee of the Board of Nursing was convened at 9:15 A.M., on December 5, 2017 in Board Room 1, Suite 201, Department of Health Professions, 9960 Mayland Drive, Henrico, Virginia.
- MEMBERS PRESENT:** Louise Hershkowitz, CRNA, MSHA, Chairperson
Margaret Friedenberg, Citizen Member
- STAFF PRESENT:** Linda Kleiner, RN (A.M.)
Jane Elliott, RN, PhD (P.M.)
Robin Hills, DNP, RN, WHNP
- OTHERS PRESENT:** Steve Bulger, Adjudication Specialist
Holly Woodcock, Administrative Proceedings Division
Diana Gaston, Administrative Proceedings Division
- CONFERENCES
SCHEDULED:** **Edward Robson, RN 0001-202644**
Mr. Robson appeared.
- CLOSED MEETING:** Ms. Friedenberg 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 9:49 A.M. for the purpose of deliberation to reach a decision in the matter of Mr. Robson. Additionally, Ms. Friedenberg moved that Dr. Hills, Ms. Kleiner and Mr. Bulger 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 10:20 A.M.

Ms. Friedenberg 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. Friedenberg moved to offer Edward Robson a Consent Order for the indefinite suspension of his license for not less than two (2) years 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 Mr. Robson and the Board.

CONFERENCES
SCHEDULED:

Christie Bidwell, RN 0001-208833
Ms. Bidwell appeared.

CLOSED MEETING:

Ms. Friedenberg 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. Bidwell. Additionally, Ms. Friedenberg moved that Dr. Hills, Ms. Kleiner and Mr. Bulger 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 11:21 A.M.

Ms. Friedenberg 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. Friedenberg moved to issue an Order of Reprimand to Christie Bidwell and require she provide proof of completion of the following courses within 90 days of entry of the Order: "*Professional Accountability & Legal Liability for Nurses*" and "*Ethics of Nursing Practice*".
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. Bidwell unless a written request to the Board for a formal hearing on the allegations made against her is received from Ms. Bidwell 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:

Ashley Alston, LPN 0002-091180
Ms. Alston appeared.

CLOSED MEETING:

Ms. Friedenberg 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 12:02 P.M. for the purpose of deliberation to reach a decision in the matter of Ms. Alston. Additionally, Ms. Friedenberg moved that Dr. Hills, Ms. Kleiner and Mr. Bulger 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 12:23 P.M.

Ms. Friedenberg 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. Friedenberg moved to issue an Order to require Ashley Alston to submit to mental health and neurological evaluations, including a diagnosis, recommended course of therapy, and prognosis sent to the Board within 90 days from the date the Order is entered. Ms. Alston shall thereafter comply with any recommendations of the specialists, including submission of written quarterly reports, until discharged from therapy. Upon receipt of the evaluations, the Board may request Ms. Alston to reappear at an informal conference in order to consider the specialists' recommendations and make a final disposition in the matter.

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. Alston unless a written request to the Board for a formal hearing on the allegations made against her is received from Ms. Alston 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

RECESS: The committee recessed at 12:30 P.M.

RECONVENTION: The committee reconvened at 1:10 P.M.

CONFERENCES

SCHEDULED: **Tracy Lombardo, LPN 0002-085806**
Ms. Lombardo appeared.

CLOSED MEETING: Ms. Friedenberg 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 2:05 P.M. for the purpose of deliberation to reach a decision in the matter of Ms. Lombardo. Additionally, Ms. Friedenberg moved that Dr. Hills, Dr. Elliott and Mr. Bulger 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 2:26 P.M.

Ms. Friedenberg 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. Friedenberg moved to offer Tracy Lombardo a Consent Order for the indefinite suspension of her license with said suspension stayed contingent upon verification of Ms. Lombardo's entry into the Health Practitioners Monitoring Program (HPMP) and remaining in compliance with HPMP.
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. Lombardo and the Board.

**CONFERENCES
SCHEDULED:**

Tabatha Martin, LPN 0002-073537
Ms. Martin appeared.

CLOSED MEETING:

Ms. Friedenberg 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 3:10 P.M. for the purpose of deliberation to reach a decision in the matter of Ms. Martin. Additionally, Ms. Friedenberg moved that Dr. Hills, Dr. Elliott and Mr. Bulger 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 3:21 P.M.

Ms. Friedenberg 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. Friedenberg moved to offer Tabatha Martin a Consent Order for the indefinite suspension of her license with said suspension stayed contingent upon Ms. Martin remaining in compliance with HPMP.
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. Martin and the Board.

**CONFERENCES
SCHEDULED:**

Heather Muth, RN 0001-193474
Ms. Muth appeared.

CLOSED MEETING:

Ms. Friedenberg 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 3:50 P.M. for the purpose of deliberation to reach a decision in the matter of Ms. Muth. Additionally, Ms. Friedenberg moved that Dr. Hills, Dr. Elliott and Mr. Bulger 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 3:59 P.M.

Ms. Friedenberg 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. Friedenberg moved to issue an Order to Heather Muth to Take No Action at this time, contingent upon Ms. Muth remaining in compliance with HPMP.
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. Muth unless a written request to the Board for a formal hearing on the allegations made against her is received from Ms. Muth 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:

Lisha Barker, RN 0001-102903
Ms. Barker appeared.

CLOSED MEETING: Ms. Friedenberg 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 4:45 P.M. for the purpose of deliberation to reach a decision in the matter of Ms. Barker. Additionally, Ms. Friedenberg moved that Dr. Hills, Dr. Elliott and Mr. Bulger 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 5:15 P.M.

Ms. Friedenberg 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. Friedenberg moved to issue an Order to require Lisha Barker to submit to mental health and chemical dependency evaluations by mental health and chemical dependency specialists satisfactory to the Board who are not currently providing care and have written reports of the evaluations, including a diagnosis, recommended course of therapy, and prognoses sent to the Board within 90 days from the date the Order is entered. Ms. Barker shall thereafter comply with any recommendations of the specialists, including submission of written quarterly reports, until discharged from therapy. Upon receipt of the evaluations, the Board

may request Ms. Barker appear at an informal conference in order to consider the specialist's recommendation and make a final disposition in the matter.

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. Barker unless a written request to the Board for a formal hearing on the allegations made against her is received from Ms. Barker 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:

Lindsey Motley, LPN 0002-062634
Ms. Motley did not appear.

CLOSED MEETING:

Ms. Friedenberg 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 5:31 P.M. for the purpose of deliberation to reach a decision in the matter of Ms. Motley. Additionally, Ms. Friedenberg moved that Dr. Hills, Dr. Elliott and Mr. Bulger 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 5:40 P.M.

Ms. Friedenberg 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. Friedenberg moved to offer Lindsey Motley a Consent Order for the indefinite suspension of her license in lieu of a Formal Hearing and until such time as she appears before the Board to demonstrate that she is safe and competent to return to the practice of practical nursing.

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. Motley and the Board.

ADJOURNMENT:

The Board adjourned at 5:40 P.M.



Robin Hills, DNP, RN, WHNP
Deputy Executive Director for
Advance Practice