

**VIRGINIA BOARD OF NURSING
COMMITTEE OF THE JOINT BOARDS OF NURSING AND MEDICINE
FORMAL HEARING MINUTES
April 11, 2018**

TIME AND PLACE: The meeting of the Committee of the Joint Boards of Nursing and Medicine was convened at 2:00 P.M., April 11, 2018 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
Joyce A. Hahn, PhD, Rn, NEA-BC, FNAP, Board of Nursing, Joint Board Member
Kenneth Walker, MD, Board of Medicine, Joint Board Member

STAFF PRESENT: Jay P. Douglas, MSM, RN, CSAC, FRE; Executive Director; Board of Nursing
Robin L. Hills, DNP, RN, WHNP; Deputy Executive Director for Advanced Practice
Darlene Graham, Senior Discipline Specialist; Board of Nursing

OTHERS PRESENT: Erin Barrett, Assistant Attorney General; Board Counsel

ESTABLISHMENT OF A QUORUM: With four members of the Committee of the Joint Boards present, a quorum was established.

FORMAL HEARING: **Karen Diane Beatty, LNP 00024-168880, Authorization to Prescribe 0017-139805**
Ms. Beatty appeared and was accompanied by Jeremy Ball, Esquire, Walter Mostek, MD, Randall Scott, MD, and Brian Brown, Father of Patient A.

David Kazzie, Adjudication Specialist, represented the Commonwealth. Ms. Barrett was legal counsel for the Committee of Joint Boards and Board of Nursing. Andrea Pegram, court reporter, recorded the proceedings.

Pam Twombly, Enforcement Deputy Director, Department of Health Professions, Catherine Merrit, Mother of Patient A, Dr. Walter Mostek, Dr. Randall Scott, and Brian Brown, Father of Patient A, were present and testified.

RECESS: The Committee recessed at 3:45 P.M.

RECONVENTION: The Committee reconvened at 3:55 P.M.

CLOSED MEETING: Ms. Gerardo moved that the Committee of the Joint Boards of Nursing and Medicine convene a closed meeting pursuant to §2.2-3711(A)(7) of the *Code of Virginia* at 3:58 P.M., for consultation with Board Counsel pertaining to actual or probable litigations in the matter of Ms. Beatty. Additionally, Ms. Gerardo moved that Ms. Douglas, Dr. Hills and Ms. Barrett attend the closed meeting because their presence in the closed meeting is deemed necessary and their presence will

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aid the Board in its deliberations. The motion was seconded and carried unanimously.

RECONVENTION: The Board reconvened in open session at 5:58 P.M.

Ms. Gerardo 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: Dr. Hahn moved that the Committee of the Joint Boards of Nursing and Medicine dismiss allegations 2a and 2b in the case against Karen Diane Beatty, LNP. The motion was seconded and carried unanimously.

CLOSED MEETING: Ms. Gerardo moved that the Committee of the Joint Boards of Nursing and Medicine convene a closed meeting pursuant to §2.2-3711(A)(28) of the *Code of Virginia* at 7:06 P.M., for the purpose to reach a decision in the matter of Ms. Beatty. Additionally, Ms. Gerardo moved that Dr. Hills, 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 7:52 P.M.

Dr. Hahn moved that the Committee of the Joint Boards 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.

Dr. Walker moved that the Committee of the Joint Boards of Nursing and Medicine accept the findings of fact and conclusions of laws as presented by Mr. Kazzie, amended by the Committee of the Joint Boards of Nursing and Medicine. The motion was seconded and carried unanimously.

ACTION: Ms. Gerardo moved that the Committee of the Joint Boards of Nursing and Medicine reprimand Karen Diane Beatty and to impose a \$500.00 monetary penalty to be paid to the Board within 30 days from the date of entry of the Order. The motion was seconded and carried unanimously.

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ADJOURNMENT: The meeting was adjourned at 7:55 P.M.

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