

**VIRGINIA BOARD OF NURSING
SPECIAL CONFERENCE COMMITTEE
April 1, 2019**

TIME AND PLACE: The meeting of the Special Conference Committee of the Board of Nursing was convened at 9:10 A.M., on April 1, 2019 in Training Room 2, Suite 201, Department of Health Professions, 9960 Mayland Drive, Henrico, Virginia.

MEMBERS PRESENT: Trula Minton, M.S., R.N. - Chairperson
Margaret Friedenberg, Citizen Member

STAFF PRESENT: Jodi Power, R.N., J.D., Senior Deputy Executive Director

OTHERS PRESENT: David Kazzie, Adjudication Specialist

**CONFERENCES
SCHEDULED:** **Carissa Varca, L.P.N. 0002-082728**
Ms. Varca 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 9:18 A.M. for the purpose of deliberation to reach a decision in the matter of Ms. Varca. Additionally, Ms. Friedenberg moved that Ms. Power 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 9:33 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 a Consent Order to Carissa Varca for the Indefinite Suspension of her right to renew her practical nursing license in lieu of a Formal Hearing until such time as she appears before the Board. 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. Varca and the Board.

**CONFERENCES
SCHEDULED:** **Ethel Spencer, L.P.N. 0002-053368**
Ms. Spencer 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 11:18 A.M. for the purpose of deliberation to reach a decision

in the matter of Ms. Spencer. Additionally, Ms. Friedenberg moved that Ms. Power 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 11:51 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 to require Ethel Spencer to provide proof of completion of the following two NCSBN courses within 90 days of entry of the Order: "*Professional Accountability & Legal Liability for Nurses*" and "*Documentation: A Critical Aspect of Client Care*". 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. Spencer unless a written request to the Board for a formal hearing on the allegations made against her is received from Ms. Spencer 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.

The Committee recessed at 12:00 P.M.
The Committee reconvened at 1:00 P.M.

**CONFERENCES
SCHEDULED:**

Royal Hendricks, R.N. 0001-175569

Mr. Hendricks appeared, accompanied by his attorney Eileen Talamante and his wife, Patrice Hendricks.

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 2:26 P.M. for the purpose of deliberation to reach a decision in the matter of Mr. Hendricks. Additionally, Ms. Friedenberg moved that Ms. Power 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 2:43 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 Dismiss the case against Royal Hendricks due to insufficient evidence of a violation of laws or regulations governing the practice of Nursing. 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 Mr. Hendricks unless a written request to the Board for a formal hearing on the allegations made against him is received from Mr. Hendricks 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.

ADJOURNMENT:

The Board adjourned at 2:45 P.M.



Jodi Power, R.N., J.D.
Senior Deputy Executive Director