

**VIRGINIA BOARD OF NURSING  
SPECIAL CONFERENCE COMMITTEE  
April 14, 2009**

**TIME AND PLACE:** The meeting of the Special Conference Committee of the Board of Nursing was convened at 9:00 A.M., on April 14, 2009, in Board Room 1, Suite 201, Department of Health Professions, 9960 Mayland Drive, Richmond, Virginia.

**MEMBERS PRESENT:** Lawrence L. Logan, Citizen Member, Chairperson  
G. Maxine Ponn, L.P.N.

**STAFF PRESENT:** Jane Elliott, R.N., Ph.D., Discipline Staff

**OTHERS PRESENT:** LaRhonda Carter, Adjudication Specialist

**CONFERENCES  
SCHEDULED:** **Darrick Davis, C.N.A. 1401-094057**  
Mr. Davis did not appear.

**CLOSED MEETING:** Ms. Ponn 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 9:20 A.M. for the purpose of deliberation to reach a decision in the matter of Mr. Davis. Additionally, Ms. Ponn moved that Dr. Elliott and Ms. Carter 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 9:45 A.M.

Ms. Ponn 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. Ponn moved to issue an order of reprimand to Darrick Davis. The motion was seconded and carried unanimously.

As provided by law, this decision shall become a Final Order thirty days after service of such order on Mr. Davis unless a written request to the Board for a formal hearing on the allegations made against him is received from Mr. Davis 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 decision of this conference committee shall be vacated.

CONFERENCES

SCHEDULED: **Stewart Gantt, C.N.A. 1401-105395**

Mr. Gantt did not appear.

CLOSED MEETING: Ms. Ponn 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 9:50 A.M. for the purpose of deliberation to reach a decision in the matter of Mr. Gantt. Additionally, Ms. Ponn moved that Dr. Elliott and Ms. Carter 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 9:55 A.M.

Ms. Ponn 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. Ponn moved to issue an Order of reprimand to Stewart Gantt with a finding of misappropriation of patient property. The motion was seconded and carried unanimously.

As provided by law, this decision shall become a Final Order thirty days after service of such order on Mr. Gantt unless a written request to the Board for a formal hearing on the allegations made against him is received from Mr. Gantt 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 decision of this conference committee shall be vacated.

#### CONFERENCES

SCHEDULED: **Rayshawn Allen, C.N.A. Reinstatement Applicant 1401-070281**

Mr. Allen appeared, accompanied by friend, Emily Clark.

CLOSED MEETING: Ms. Ponn 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 11:00 A.M. for the purpose of deliberation to reach a decision in the matter of Mr. Allen. Additionally, Ms. Ponn moved that Dr. Elliott and Ms. Carter 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 11:15 A.M.

Ms. Ponn 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. Ponn moved to issue an order to reinstate the certificate of Rayshawn Allen to practice as a nurse aide and issue an unrestricted certificate. The motion was seconded and carried unanimously.

As provided by law, this decision shall become a Final Order thirty days after service of such order on Mr. Allen unless a written request to the Board for a formal hearing on the allegations made against him is received from Mr. Allen 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 decision of this conference committee shall be vacated.

**CONFERENCES  
SCHEDULED:**

**Sharvette Walker, C.N.A. 1401-122122**  
Ms. Walker appeared.

**CLOSED MEETING:**

Ms. Ponn 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 12:20 P.M. for the purpose of deliberation to reach a decision in the matter of Ms. Walker. Additionally, Ms. Ponn moved that Dr. Elliott and Ms. Carter 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 12:35 P.M.

Ms. Ponn 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. Ponn moved to issue an Order of reprimand to Sharvette Walker with a finding of abuse. The motion was seconded and carried unanimously.

**CONFERENCES  
SCHEDULED:**

**Faustina Mills, C.N.A. 1401-122233**  
Ms. Mills appeared, accompanied by her husband.

**CLOSED MEETING:**

Ms. Ponn 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 2:15 P.M. for the purpose of deliberation to reach a decision in the matter of Ms. Mills. Additionally, Ms. Ponn moved that Dr. Elliott and Ms. Carter 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 2:20 P.M.

Ms. Ponn 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. Ponn moved to close the case regarding Faustina Mills and impose no sanction due to insufficient evidence of a violation of the Nurse Practice Act or Board of Nursing regulations.  
The motion was seconded and carried unanimously.

**CONFERENCES**

**SCHEDULED:**

**Mary Francis Jones, C.N.A. 1401-016974**

Ms. Jones did not appear.

**CLOSED MEETING:**

Ms. Ponn 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 2:22 P.M. for the purpose of deliberation to reach a decision in the matter of Ms. Jones.. Additionally, Ms. Ponn moved that Dr. Elliott and Ms. Carter 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 2:27 P.M.

Ms. Ponn 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. Ponn moved to close the case regarding Mary Francis Jones and impose no sanction due to insufficient evidence of a violation of the Nurse Practice Act or Board of Nursing regulations.  
The motion was seconded and carried unanimously.

**CONFERENCES**

**SCHEDULED:**

**Julita Lazaro, C.N.A. 1401-103130**

Ms. Lazano did not appear.

**CLOSED MEETING:**

Ms. Ponn 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 2:29 P.M. for the purpose of deliberation to reach a decision in the matter of Ms. Lazaro. Additionally, Ms. Ponn moved that Dr. Elliott and Ms. Carter 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 2:35 P.M.

Ms. Ponn 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. Ponn moved to issue an Order of reprimand to Julita Lazaro with a finding of abuse.

The motion was seconded and carried unanimously.

As provided by law, this decision shall become a Final Order thirty days after service of such order on Ms. Lazaro unless a written request to the Board for a formal hearing on the allegations made against her is received from Ms. Lazaro 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 decision of this conference committee shall be vacated.

**CONFERENCES**

**SCHEDULED:**

**Teresa Gilmer, C.N.A. 1401-034034**

Ms. Gilmer did not appear.

**CLOSED MEETING:**

Ms. Ponn 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 2:40 P.M. for the purpose of deliberation to reach a decision in the matter of Ms. Gilmer. Additionally, Ms. Ponn moved that Dr. Elliott and Ms. Carter 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 2:55 P.M.

Ms. Ponn 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. Ponn moved to issue an Order of reprimand to Teresa Gilmer and further impose a \$200.00 monetary penalty to Ms. Gilmer.

The motion was seconded and carried unanimously.

As provided by law, this decision shall become a Final Order thirty days after service of such order on Ms. Gilmer unless a written request to the Board for a formal hearing on the allegations made against her is received from Ms. Gilmer 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 decision of this conference committee shall be vacated.

CONFERENCES

SCHEDULED:

**Bonnie Harrison, C.N.A. 1401-117864**

Ms. Harrison appeared, accompanied by attorney Reginald Barley.

CLOSED MEETING:

Ms. Ponn 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 3:45 P.M. for the purpose of deliberation to reach a decision in the matter of Ms. Harrison. Additionally, Ms. Ponn moved that Dr. Elliott and Ms. Carter 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 3:55 P.M.

Ms. Ponn 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. Ponn moved to close the case and impose no sanction due to insufficient evidence to warrant disciplinary action by the Board of Nursing.

The motion was seconded and carried unanimously.

ADJOURNMENT:

The Board adjourned at 4:00 P.M.

---

Jane Elliott, R.N., Ph.D.  
Discipline Staff

**VIRGINIA BOARD OF NURSING  
SPECIAL CONFERENCE COMMITTEE  
April 14, 2009**

**TIME AND PLACE:** The meeting of the Special Conference Committee of the Board of Nursing was convened at 3:00 P.M. April 14, 2009 in Board Room 1, Department of Health Professions, 9960 Mayland Drive, Richmond, Virginia

**MEMBERS PRESENT:** Lawrence L. Logan, Citizen Member  
G. Maxine Ponn, L.P.N.

**STAFF PRESENT:** Linda Kleiner, R.N., Discipline Case Manager

**PRESENTED FOR CLOSURE/ADVICE:**

**CLOSED MEETING:** Ms. Ponn 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 3:00 P.M. for the purpose of deliberation regarding case disposition. Additionally, Ms. Ponn moved Ms. Kleiner attend the closed meeting because her presence in the closed meeting is deemed necessary, and her presence will aid the Committee in its deliberations.  
The motion was seconded and carried unanimously.

**RECONVENTION:** The Committee reconvened in open session at 3:10 P.M.

Ms. Ponn 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.

Investigative reports regarding one practical nurse were reviewed.

**ACTION:** Ms. Ponn moved to offer the above individuals a prehearing consent order in lieu of further administrative proceedings.  
The motion was seconded and carried unanimously.

**ADJOURNMENT:** The Committee adjourned at 3:10 P.M.

---

Linda Kleiner, R.N.  
Discipline Case Manager