

**VIRGINIA BOARD OF NURSING  
SPECIAL CONFERENCE COMMITTEE  
August 28, 2009**

**TIME AND PLACE:** The meeting of the Special Conference Committee of the Board of Nursing was convened at 9:00 A.M., on August 28, 2009, in Board Room 1, Suite 201, Department of Health Professions, 9960 Mayland Drive, Richmond, Virginia.

**MEMBERS PRESENT:** Patricia C. Lane, R.N., B.S.N., M.B.A., H.C.A., Chairperson  
Evelyn Lindsay, L.P.N.

**STAFF PRESENT:** Gloria D. Mitchell, R.N., M.S.N., M.B.A., Deputy Executive Director  
Brenda Krohn, R.N., M.S., Deputy Executive Director (joined later)  
Jane Elliott, R.N., Ph.D., Discipline Staff

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

**CONFERENCES**

**SCHEDULED:** **Margaret Wilson, L.P.N. 0002-025040**  
Ms. Wilson appeared, accompanied by Lorra Ambrose, Kristine Payne, Pam Copeland and Denise Ashby.

**CLOSED MEETING:** Ms. Lindsay 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 10:15 A.M. for the purpose of deliberation to reach a decision in the matter of Ms. Wilson. Additionally, Ms. Lindsay 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 10:30 A.M.

Ms. Lindsay 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. Lindsay moved to issue an order to take no action at this time, contingent upon verification of Margaret Wilson's entry into the Health Practitioners Monitoring Program within 30 days of the order becoming final and thereafter remaining in compliance with the terms of the monitoring contract with the Health Practitioners Monitoring Program.

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

Wilson 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.

Dr. Elliott left the meeting.

CONFERENCES  
SCHEDULED:

**Linda S. Raines, L.P.N. 0002-052672**

Ms. Raines appeared.

CLOSED MEETING:

Ms. Lindsay 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 11:10 A.M. for the purpose of deliberation to reach a decision in the matter of Ms. Raines. Additionally, Ms. Lindsay moved that Ms. Mitchell 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 11:20 A.M.

Ms. Lindsay 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. Lindsay moved to issue an order making findings of fact and conclusions of law, but imposing no sanction on Linda Raines.

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

**Susan Fine, R.N. 0001-127216**

Ms. Fine did not appear.

CLOSED MEETING:

Ms. Lindsay 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 11:45 A.M. for the purpose of deliberation to reach a decision in the matter of Ms. Fine. Additionally, Ms. Lindsay moved that Ms. Mitchell 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 11:50 A.M.

Ms. Lindsay 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. Lindsay moved to offer Susan Fine a consent order for indefinite suspension of her license for not less than two 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 Ms. Fine and the Board.

#### CONFERENCES

##### SCHEDULED:

**Amber Breeden, L.P.N. 0002-070526**

Ms. Breeden appeared, accompanied by attorney Aaron Graves.

CLOSED MEETING: Ms. Lindsay 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 1:50 P.M. for the purpose of deliberation to reach a decision in the matter of Ms. Breeden. Additionally, Ms. Lindsay moved that Ms. Mitchell 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 2:10 P.M.

Ms. Lindsay 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. Lindsay moved to offer Amber Breeden a consent order for indefinite suspension of the right to renew her practical nursing license and nurse aide certification, stay said suspension contingent upon consideration of review of a statement from Ms. Breeden's current psychiatrist and proof of completing an ASAP program.

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. Breeden and the Board.

Ms. Mitchell left the meeting. Ms. Krohn joined the meeting.

CONFERENCES

SCHEDULED:

**Kathleen Nethery, R.N. 0001-209131**

Ms. Nethery did not appear.

CLOSED MEETING:

Ms. Lindsay 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 2:57 P.M. for the purpose of deliberation to reach a decision in the matter of Ms. Nethery. Additionally, Ms. Lindsay moved that Ms. Krohn 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 3:07 P.M.

Ms. Lindsay 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. Lindsay moved to issue an Order of reprimand to Kathleen Nethery and further issue an order for a monetary penalty of \$500 to be paid within 60 days. 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. Nethery unless a written request to the Board for a formal hearing on the allegations made against her is received from Ms. Nethery 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.

ADJOURNMENT:

The Board adjourned at 3:10 P.M.

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Gloria D. Mitchell, R.N., M.S.N., M.B.A.  
Deputy Executive Director