

**VIRGINIA BOARD OF NURSING
SPECIAL CONFERENCE COMMITTEE
August 17, 2015**

TIME AND PLACE: The meeting of the Special Conference Committee of the Board of Nursing was convened at 9:00 A.M., on August 17, 2015 in Board Room 1, Suite 201, Department of Health Professions, 9960 Mayland Drive, Henrico, Virginia.

MEMBERS PRESENT: Jeanne Holmes, Citizen Member, Chairperson
Marie Gerardo, MS, RN, ANP-BC,
Stephanie Quinby, C.M.T.

STAFF PRESENT: Brenda Krohn, R.N., M.S., Deputy Executive Director

OTHERS PRESENT: Tammie Jones, Adjudication Specialist

CONFERENCES

SCHEDULED: **Mary Beth Fitzgerald, C.M.T. Applicant**
Ms. Fitzgerald appeared.

CLOSED MEETING: Ms. Gerardo 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 Ms. Fitzgerald. Additionally, Ms. Gerardo moved that Ms. Krohn and Ms. Jones 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 9:59 A.M.

Ms. Gerardo 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. Quinby moved to issue an order to approve Mary Beth Fitzgerald's application for certification as a massage therapist in Virginia and issue an unrestricted certificate.

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

Guo Hua Cui, C.M.T. 0019-012907

Ms. Cui did not appear.

CLOSED MEETING:

Ms. Gerardo 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 10:04 A.M. for the purpose of deliberation to reach a decision in the matter of Ms. Cui. Additionally, Ms. Gerardo moved that Ms. Krohn and Ms. Jones 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 10:10 A.M.

Ms. Gerardo 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. Gerardo moved to offer Guo Hua Cui a Consent Order for indefinite suspension of her massage certificate in lieu of a formal hearing until such time she has successfully passed the MBLEX exam.

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. Cui and the Board.

CONFERENCES

SCHEDULED:

Kyong Osorio, C.M.T. 0019-004042

Ms. Osorio did not appear.

CLOSED MEETING:

Ms. Gerardo 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 10:12 A.M. for the purpose of deliberation to reach a decision in the matter of Ms. Osorio. Additionally, Ms. Gerardo moved that Ms. Krohn and Ms. Jones 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 10:17 A.M.

Ms. Gerardo 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. Gerardo moved to offer Kyong Osorio a Consent Order for indefinite suspension of her massage certificate in lieu of a formal hearing for not less than (1) year.

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. Osorio and the Board.

**CONFERENCES
SCHEDULED:**

YanLing Li, C.M.T. Applicant
Ms. Li did not appear.

CLOSED MEETING:

Ms. Gerardo 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 10:35 A.M. for the purpose of deliberation to reach a decision in the matter of Ms. Li. Additionally, Ms. Gerardo moved that Ms. Krohn and Ms. Jones 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 11:00A.M.

Ms. Gerardo 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. Quinby moved to issue an order to deny YanLing Li's application for certification as a massage therapist in Virginia.

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

ZaiMin Han, C.M.T. Applicant
Ms. Han did not appear.

CLOSED MEETING:

Ms. Gerardo 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. Han. Additionally, Ms. Gerardo moved that Ms. Krohn and

Ms. Jones 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 11:30 A.M.

Ms. Gerardo 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. Quinby moved to issue an order to deny ZaiMin Han's application for certification as a massage therapist in Virginia.

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

Carrie Nolan, C.M.T. 0019-004696

Ms. Nolan appeared, accompanied by her attorney Neal Johnson.

CLOSED MEETING:

Ms. Gerardo 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 1:40 P.M. for the purpose of deliberation to reach a decision in the matter of Ms. Nolan. Additionally, Ms. Gerardo moved that Ms. Krohn and Ms. Jones 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 1:47 P.M.

Ms. Gerardo 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. Quinby moved to close the case regarding Carrie Nolan and impose no sanction due to insufficient evidence to warrant disciplinary action by the Board of Nursing.

The motion was seconded and carried unanimously

Ms. Quinby left the meeting.

CONFERENCES

SCHEDULED:

Frances Lehner, C.N.A. Reinstatement Applicant 1401-134735

Ms. Lehner appeared.

CLOSED MEETING:

Ms. Gerardo 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 2:21 P.M. for the purpose of deliberation to reach a decision in the matter of Ms. Lehner. Additionally, Ms. Gerardo moved that Ms. Krohn and Ms. Jones 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 2:30 P.M.

Ms. Gerardo 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. Gerardo moved to issue an order to deny Frances Lehner's application for reinstatement of her certificate to practice as a certified nurse aide in Virginia.

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

Carol Crandall, R.N. Reinstatement Applicant 0001-093373

Ms. Crandall appeared.

CLOSED MEETING:

Ms. Gerardo 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 2:50 P.M. for the purpose of deliberation to reach a decision in the matter of Ms. Crandall. Additionally, Ms. Gerardo moved that Ms. Krohn and Ms. Jones 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. Gerardo 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. Gerardo moved to issue an order to approve Carol Crandall's application for reinstatement of her license to practice as a registered nurse and issue an unrestricted license.

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

Sheryl Mason, L.P.N. Reinstatement Applicant 0002-048568

Ms. Mason appeared.

CLOSED MEETING:

Ms. Gerardo 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 3:21 P.M. for the purpose of deliberation to reach a decision in the matter of Ms. Mason. Additionally, Ms. Gerardo moved that Ms. Krohn and Ms. Jones 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 3:37P.M.

Ms. Gerardo 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. Gerardo moved to issue an order to approve Sheryl Mason's application for reinstatement of her license to practice as a practical nurse contingent upon verification of Ms. Mason's entry into the Health Practitioners Monitoring Program and thereafter remaining in compliance with the terms of the monitoring contract with the Health Practitioners Monitoring Program and successful completion of a refresher course acceptable to the Board prior to returning to 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. Mason unless a written request to the Board for a formal hearing on the allegations made against her is received from Ms. Mason 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:

Ronni Criner, C.N.A. Applicant

Ms. Criner did not appear.

CLOSED MEETING:

Ms. Gerardo 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 3:37 P.M. for the purpose of deliberation to reach a decision in the matter of Ms. Criner. Additionally, Ms. Gerardo moved that Ms. Krohn and Ms. Jones 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 3:50 P.M.

Ms. Gerardo 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. Gerardo moved to issue an order of reprimand to Ronni Criner and approve her application to take the Nurse Aide examination for certification as a Nurse Aide in Virginia and issue an unrestricted certificate.

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. Criner unless a written request to the Board for a formal hearing on the allegations made against her is received from Ms. Criner 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 3:51 P.M.

Brenda Krohn, R.N., M.S.
Deputy Executive Director