

**VIRGINIA BOARD OF NURSING
FORMAL HEARINGS
March 18, 2013**

TIME AND PLACE: The meeting of the Virginia Board of Nursing was called to order at 9:15 A.M. on March 18, 2013 in Board Room 2, Department of Health Professions, 9960 Mayland Drive, Suite 201, Henrico Virginia.

BOARD MEMBERS
PRESENT: Louise D. Hartz, Citizen Member; Vice President
Allison Gregory, RN, FNP-BC
John M. Horn, LPN
Florence Jones-Clarke, RN, MS
Evelyn Lindsay, LPN
Patricia M. Selig, RN, FNP, PhD

STAFF PRESENT: Jodi P. Power, RN, JD; Deputy Executive Director
Gloria D. Mitchell, RN, MSN, MBA; Deputy Executive Director
Darlene Graham, Senior Discipline Specialist

OTHERS PRESENT: Howard M. Casway, Senior Assistant Attorney General
Nursing students from Lynchburg College School of Nursing; Chesterfield
Technical Center Practical Nursing Program; and Central School of Practical
Nursing, Norfolk

ESTABLISHMENT OF
A QUORUM: With six members of the Board present, a quorum was established.

FORMAL HEARINGS: **Christopher Stiltner, RN 0001-163468**
Mr. Stiltner did not appear.

Cynthia Gaines, Adjudication Specialist, represented the Commonwealth. Mr. Casway was legal counsel for the Board. Lisa Mattson, court reporter with Crane-Snead Reporting, recorded the proceedings.

Debra Hay-Pierce, Senior Investigator, Department of Health Professions; and Corrie Parker, RN, Nurse Manager, UVA Health Services were present and testified.

CLOSED MEETING: Ms. Lindsay moved that the Board of Nursing convene a closed meeting pursuant to §2.2-3711(A)(27) of the *Code of Virginia* at 9:40 A.M., for the purpose of deliberation to reach a decision in the matter of Mr. Stiltner. Additionally, Ms. Lindsay moved that Ms. Power, Ms. Mitchell, Ms. Graham and Mr. Casway 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 9:48 A.M.

Ms. Lindsay moved that 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.

Ms. Gregory moved that the Board of Nursing accept the findings of fact and conclusions of law as presented by Ms. Gaines and amended by the Board.

The motion was seconded and carried unanimously.

ACTION:

Ms. Lindsay moved that the Board of Nursing indefinitely suspend the professional nursing license of Christopher Stiltner until such time as he can appear before the Board and prove that he is safe and competent to practice. The motion was seconded and carried unanimously.

This decision shall be effective upon the entry by the Board of a written Order stating the findings, conclusions, and decision of this formal hearing panel.

FORMAL HEARINGS:

Tameka Mitchell, RN Reinstatement Applicant 0001-233619

Ms. Mitchell appeared.

James Rutkowski, Adjudication Specialist, represented the Commonwealth. Mr. Casway was legal counsel for the Board. Lisa Mattson court reporter with Crane-Snead Reporting, recorded the proceedings.

Ashley Moran, Senior Investigator, Department of Health Professions was present and testified.

CLOSED MEETING:

Ms. Lindsay moved that the Board of Nursing convene a closed meeting pursuant to §2.2-3711(A)(27) of the *Code of Virginia* at 11:30 A.M., for the purpose of deliberation to reach a decision in the matter of Ms. Mitchell. Additionally, Ms. Lindsay moved that Ms. Power, Ms. Mitchell, Ms. Graham and Mr. Casway 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 11:50 A.M.

Ms. Lindsay moved that 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.

Ms. Gregory moved that the Board of Nursing accept the findings of fact and conclusions of law as presented by Mr. Rutkowski and amended by the Board.

The motion was seconded and carried unanimously.

ACTION: Dr. Selig moved that the Board of Nursing reinstate the professional nursing license of Tameka Mitchell contingent upon proof of completion of National Council of State Boards of Nursing online courses “Patient Privacy” and “Respecting Patient Boundaries”; and further issue an order of reprimand. The motion was seconded and carried unanimously.

This decision shall be effective upon the entry by the Board of a written Order stating the findings, conclusions, and decision of this formal hearing panel.

RECESS: The Board recessed at 11:55 A.M.

RECONVENTION: The Board reconvened at 1:00 P.M.

FORMAL HEARINGS: **Julia McKinnis, RN 0001-136083**
Ms. McKinnis appeared, accompanied by her husband, Roy McKinnis.

Anne Joseph, Deputy Director, represented the Commonwealth. Mr. Casway was legal counsel for the Board. Lisa Mattson, court reporter with Crane-Snead Reporting, recorded the proceedings.

Lisa Elgin, Senior Investigator, Department of Health Professions; and Roy McKinnis were present and testified.

CLOSED MEETING: Ms. Lindsay moved that the Board of Nursing convene a closed meeting pursuant to §2.2-3711(A)(27) of the *Code of Virginia* at 3:24 P.M., for the purpose of deliberation to reach a decision in the matter of Ms. McKinnis. Additionally, Ms. Lindsay moved that Ms. Power, Ms. Mitchell, Ms. Graham and Mr. Casway 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 4:02 P.M.

Ms. Lindsay moved that 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.

Ms. Gregory moved that the Board of Nursing accept the findings of fact and conclusions of law as presented by Ms. Joseph and amended by the Board. The motion was seconded and carried unanimously.

ACTION: Dr. Selig moved that the Board of Nursing continue the professional nursing license of Julia McKinnis on indefinite suspension, stay the suspension contingent upon Ms. McKinnis’ entry into the Health Practitioners Monitoring Program and thereafter remaining in compliance with the Health Practitioners Monitoring Program. The motion was seconded and carried unanimously.

This decision shall be effective upon the entry by the Board of a written Order stating the findings, conclusions, and decision of this formal hearing panel.

ADJOURNMENT: The Board adjourned at 4:08 P.M.

Gloria D. Mitchell, RN, MSN, MBA
Deputy Executive Director