

**VIRGINIA BOARD OF NURSING
SPECIAL CONFERENCE COMMITTEE
June 11, 2013**

TIME AND PLACE: The meeting of the Special Conference Committee of the Board of Nursing was convened at 9:05 A.M., on June 11, 2013 in Board Room 3, Suite 201, Department of Health Professions, 9960 Mayland Drive, Henrico, Virginia.

MEMBERS PRESENT: Evelyn Lindsay, L.P.N., Chairperson
Allison Gregory, R.N., F.N.P.

STAFF PRESENT: Jodi P. Power, R.N., J.D., Deputy Executive Director
Jane Elliott, R.N., Ph.D., Discipline Staff (joined later)

OTHERS PRESENT: Anne G. Joseph, J.D., M.P.A., Deputy Director, APD

CONFERENCES

SCHEDULED: **Deborah D. Chambliss, C.N.A., R.M.A. 1401-029127; 0031-000439**
Ms. Chambliss did not appear.

CLOSED MEETING: Ms. Gregory 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 9:10 A.M. for the purpose of deliberation to reach a decision in the matter of Ms. Chambliss. Additionally, Ms. Gregory moved that Ms. Power and Ms. Joseph 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 9:25 A.M.

Ms. Gregory 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. Gregory moved to offer Deborah Chambliss a consent order for indefinite suspension of her right to renew both her certified nurse aide certification and registered medication aide registration, 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. Chambliss and the Board.

CONFERENCES

SCHEDULED: **Gwendolyn Thomas, R.M.A. 0031-004201**
Ms. Thomas did not appear.

CLOSED MEETING: Ms. Gregory 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 9:30 A.M. for the purpose of deliberation to reach a decision in the matter of Ms. Thomas. Additionally, Ms. Gregory moved that Ms. Power and Ms. Joseph 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 9:40 A.M.

Ms. Gregory 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. Gregory moved to offer Gwendolyn Thomas a consent order for revocation of her registration as a medication aide 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. Thomas and the Board.

CONFERENCES

SCHEDULED: **Crystal Smith, R.M.A. 0031-002793**

Ms. Smith did not appear.

CLOSED MEETING: Ms. Gregory 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 9:45 A.M. for the purpose of deliberation to reach a decision in the matter of Ms. Smith. Additionally, Ms. Gregory moved that Ms. Power and Ms. Joseph 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. Gregory 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. Gregory moved to offer Crystal Smith a consent order for revocation of her right to renew her medication aide registration 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. Smith and the Board.

CONFERENCES
SCHEDULED:

Angela Coogan, C.N.A., R.M.A. 1401-139796; 0031-004827
Ms. Coogan appeared.

CLOSED MEETING:

Ms. Gregory 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 11:13 A.M. for the purpose of deliberation to reach a decision in the matter of Ms. Coogan. Additionally, Ms. Gregory moved that Ms. Power and Ms. Joseph 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 11:28 A.M.

Ms. Gregory 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. Gregory moved to offer Angela Coogan a consent order to accept the voluntary surrender for indefinite suspension of both her certificate to practice as a nurse aide and her registration to practice as a medication aide 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. Coogan and the Board.

CONFERENCES
SCHEDULED:

Jamel Q. Smith, R.M.A. 0031-005244
Mr. Smith did not appear.

CLOSED MEETING:

Ms. Gregory 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 11:35 A.M. for the purpose of deliberation to reach a decision in the matter of Mr. Smith. Additionally, Ms. Gregory moved that Ms. Power and Ms. Joseph 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 11:48 A.M.

Ms. Gregory 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. Gregory moved to offer Jamel Smith a consent order for revocation of his registration as a medication aide 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 Mr. Smith and the Board.

Dr. Elliott joined the meeting for presentation of cases at probable cause.

PRESENTED FOR CLOSURE/ADVICE:

CLOSED MEETING: Ms. Gregory 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 12:15 P.M. for the purpose of deliberation regarding case disposition. Additionally, Ms. Gregory moved that Dr. Elliott 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 12:40 P.M.

Ms. Gregory 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 concerning (3) registered nurses and (1) practical nurse were reviewed.

ACTION: Ms. Gregory moved to close (1) of the above cases undetermined at this time. The motion was seconded and carried unanimously.

Ms. Gregory moved to offer (2) of the above individuals a prehearing consent order in lieu of further administrative proceedings. The motion was seconded and carried unanimously.

Ms. Gregory moved that (1) of the above individuals should be scheduled for an informal conference. The motion was seconded and carried unanimously.

Dr. Elliott left the meeting.

CONFERENCES

SCHEDULED:

Sylvester Britt, R.N. 0001-072640

Mr. Britt appeared.

CLOSED MEETING:

Ms. Gregory 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 1:43 P.M. for the purpose of deliberation to reach a decision in the matter of Mr. Britt. Additionally, Ms. Gregory moved that Ms. Power and Ms. Joseph 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 2:05 P.M.

Ms. Gregory 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. Gregory moved to issue an order to deny Sylvester Britt's application for reinstatement of his license to practice as a registered nurse 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 Mr. Britt unless a written request to the Board for a formal hearing on the allegations made against him is received from Mr. Britt 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:

Wanda Young, C.N.A. 1401-130197

Ms. Young appeared.

CLOSED MEETING:

Ms. Gregory 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 3:15 P.M. for the purpose of deliberation to reach a decision in the matter of Ms. Young. Additionally, Ms. Gregory moved that Ms. Power and Ms. Joseph 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 3:35 P.M.

Ms. Gregory 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. Gregory moved to issue an order to take no action at this time, contingent upon verification of Wanda Young's entry into the Health Practitioners Monitoring Program within 45 days of the order entry and thereafter remaining in compliance with the terms of the Health Practitioners Monitoring Program.

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. Young unless a written request to the Board for a formal hearing on the allegations made against her is received from Ms. Young 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: **Ann Good Smith, C.N.A., R.M.A. 1401-122930; 0031-000679**
Ms. Smith did not appear.

CLOSED MEETING: Ms. Gregory 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. Smith. Additionally, Ms. Gregory moved that Ms. Power and Ms. Joseph 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 4:05 P.M.

Ms. Gregory 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. Gregory moved to offer Ann Good Smith a consent order for revocation of her registration as a medication aide and revocation of her certificate as a nurse aide with a finding of misappropriation of patient property, 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. Smith and the Board.

CONFERENCES
SCHEDULED:

Curry Bowling, R.M.A. 0031-006706

Mr. Bowling did not appear.

CLOSED MEETING:

Ms. Gregory 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 4:10 P.M. for the purpose of deliberation to reach a decision in the matter of Mr. Bowling. Additionally, Ms. Gregory moved that Ms. Power and Ms. Joseph 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 4:25 P.M.

Ms. Gregory 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. Gregory moved to issue an order of reprimand to Curry Bowling.

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. Bowling unless a written request to the Board for a formal hearing on the allegations made against him is received from Mr. Bowling 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 4:26 P.M.

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