

VIRGINIA BOARD OF NURSING
Minutes
January 29, 2014
Panel – A

TIME AND PLACE: The meeting of the Virginia Board of Nursing was called to order at 10:24 A.M. on January 29, 2014 in Board Room 3, Department of Health Professions, 9960 Mayland Drive, Suite 201, Henrico Virginia.

**BOARD MEMBERS
PRESENT:**

Jane R. Ingalls, RN, PhD; President
Allison Gregory, RN, FNP-BC
Joyce A. Hahn, PhD, APRN, NEA-BC
Louise Hershkowitz, CRNA, MSHA
Jeanne Holmes, Citizen Member
Evelyn Lindsay, LPN

STAFF PRESENT: Jodi P. Power, RN, JD; Deputy Executive Director
Darlene Graham, Senior Discipline Specialist

OTHERS PRESENT: Charis Mitchell, Assistant Attorney General

CONSIDERATION OF AGENCY SUBORDINATE RECOMMENDATIONS:

Shawanna Brown, CNA 1401-152776

Ms. Brown did not appear

Dr. Hahn moved that the Board of Nursing accept the recommended decision of the agency subordinate to reprimand Shawanna Brown. The motion was seconded and carried unanimously.

Jennifer Dean, CNA 1401-110165

Ms. Dean did not appear.

Dr. Hahn moved that the Board of Nursing accept the recommended decision of the agency subordinate to indefinitely suspend the certificate of Jennifer Dean until such time as she can appear before the Board and prove that she is safe to return to nurse aide practice. The motion was seconded and carried unanimously.

Charity Lowe, CNA 1401-158465

Ms. Lowe did not appear.

Dr. Hahn moved that the Board of Nursing accept the recommended decision of the agency subordinate to reprimand Charity Lowe. The motion was seconded and carried unanimously.

Sally Mayberry, CNA 1401-132056; RMA 0031-005742

Ms. Mayberry did not appear.

Dr. Hahn moved that the Board of Nursing accept the recommended decision of the agency subordinate to take no action against the nurse aide certificate and medication aide registration of Sally Mayberry contingent upon Ms. Mayberry's continued compliance with the Health Practitioners Monitoring Program for the period specified by the Health Practitioners Monitoring Program. The motion was seconded and carried unanimously.

Joyce Moss, CNA 1401-122348; RMA 0031-000954

Ms. Moss did not appear.

Dr. Hahn moved that the Board of Nursing accept the recommended decision of the agency subordinate to revoke the nurse aide certificate and the medication aide registration of Joyce Moss and to enter a finding of abuse against her in the Virginia Nurse Aide Registry. The motion was seconded and carried unanimously.

Althea Moran, CNA 1401-029388

Ms. Moran did not appear.

Ms. Gregory moved that the Board of Nursing make editorial changes to findings of fact #1 and accept the recommended decision of the agency subordinate to revoke the right to renew the nurse aide certificate of Althea Moran and to enter a finding of misappropriation of patient property against her in the Virginia Nurse Aide Registry. The motion was seconded and carried unanimously.

Jamie Chapman, CNA 1401-101251

Ms. Chapman did not appear.

Dr. Hahn moved that the Board of Nursing accept the recommended decision of the agency subordinate to reprimand Jamie Chapman. The motion was seconded and carried unanimously.

Danielle Nolen, RN 0001-224011

Ms. Nolen did not appear.

Dr. Hahn moved that the Board of Nursing accept the recommended decision of the agency subordinate to reprimand Danielle Nolen and that she be required to successfully complete the National Council of State Boards of Nursing online course "Patient Privacy" within 60 days of entry of the Board's order. The motion was seconded and carried unanimously.

Teresa Pullin, CNA 1401-114737

Ms. Pullin did not appear.

Dr. Hahn moved that the Board of Nursing accept the recommended decision of the agency subordinate to reprimand Teresa Pullin. The motion was seconded and carried unanimously.

Brandi Waters, CNA 1401-098678

Ms. Waters did not appear.

Dr. Hahn moved that the Board of Nursing accept the recommended decision of the agency subordinate to revoke the nurse aide certificate of Brandi Waters and enter a finding of abuse against her into the Virginia Nurse Aide Registry. The motion was seconded and carried unanimously.

Michia DeBerry, CNA 1401-148033

Ms. DeBerry did not appear.

Dr. Hahn moved that the Board of Nursing accept the recommended decision of the agency subordinate to revoke the right of Michia Berry to renew her nurse aide certification and enter findings of abuse and neglect against her into the Virginia Nurse Aide Registry. The motion was seconded and carried unanimously.

Cindy Mabry, CNA 1401-155388

Ms. Mabry did not appear.

Dr. Hahn moved that the Board of Nursing accept the recommended decision of the agency subordinate to reprimand Cindy Mabry. The motion was seconded and carried unanimously.

Ebony Rahman, CNA 1401-138601

Ms. Rahman did not appear.

Dr. Hahn moved that the Board of Nursing accept the recommended decision of the agency subordinate to revoke the nurse aide certification of Ebony Rahman and enter a finding of abuse against her into the Virginia Nurse Aide Registry. The motion was seconded and carried unanimously.

Kristine Tupper, CNA 1401-150069

Ms. Tupper did not appear.

Dr. Hahn moved that the Board of Nursing accept the recommended decision of the agency subordinate to revoke the nurse aide certification of Kristine Tupper and enter a finding of abuse against her into the Virginia Nurse Aide Registry. The motion was seconded and carried unanimously.

Regina Lloyd, CNA 1401-061324

Ms. Lloyd did not appear.

Dr. Hahn moved that the Board of Nursing accept the recommended decision of the agency subordinate to revoke the right of Regina Lloyd to renew her nurse aide certification and that a finding of misappropriation of patient property be entered against her into the Virginia Nurse Aide Registry. The motion was seconded and carried unanimously.

Towonder Riddick, CNA 1401-075926

Ms. Riddick did not appear.

Dr. Hahn moved that the Board of Nursing accept the recommended decision of the agency subordinate to revoke the right of Towonder Riddick to renew her nurse aide certification and that a finding of misappropriation be entered against her into the Virginia Nurse Aide Registry. The motion was seconded and carried unanimously.

Toby Shamblin, CNA 1401-155831

Mr. Shamblin did not appear.

Dr. Hahn moved that the Board of Nursing accept the recommended decision of the agency subordinate to reprimand Toby Shamblin. The motion was seconded and carried unanimously.

Courtney Morgan, RN 0001-215661

Ms. Morgan did not appear.

Dr. Hahn moved that the Board of Nursing accept the recommended decision of the agency subordinate to indefinitely suspend the license of Courtney Morgan to practice professional nursing with such suspension stayed contingent upon Ms. Morgan's entry into the Health Practitioners Monitoring Program and remaining in compliance thereafter in the Health Practitioner Monitoring Program. The motion was seconded and carried unanimously.

Michelle Daniels, RN 0001-150265

Ms. Daniels did not appear.

Dr. Hahn moved that the Board of Nursing accept the recommended decision of the agency subordinate to reprimand Michelle Daniels and to indefinitely suspend the professional nursing license of Ms. Daniels until such time that she demonstrates evidence that she has complied with the Kentucky Board's order and is capable of resuming the safe and competent practice of professional nursing. The motion was seconded and carried unanimously.

Kay Archevald, RN 0001-096110

Ms. Archevald did not appear.

Dr. Hahn moved that the Board of Nursing accept the recommended decision of the agency subordinate to reprimand Kay Archevald and to indefinitely suspend her license to practice professional nursing with said suspension to be stayed contingent upon her continued compliance with the terms and conditions of the the Health Practitioners Monitoring Program for the period specific by the Health Practitioners Monitoring Program. The motion was seconded and carried unanimously.

Katharine Kuper, RN 0001-210756

Ms. Kuper did not appear.

Dr. Hahn moved that the Board of Nursing accept the recommended decision of the agency subordinate for Katharine Kuper to submit to a mental health evaluation by a mental health specialist satisfactory to the Board and have a written report of the evaluation sent to the Board within 60 days of entry of the

order. Further Ms. Kuper may be required to reappear before a Special Conference Committee or agency subordinate in order to consider the specialist's recommendations and to make final disposition of the matter. The motion was seconded and carried unanimously.

Cindy L. Tincher, LPN 0002-084889

Ms. Tincher did not appear.

Dr. Hahn moved that the Board of Nursing accept the recommended decision of the agency subordinate indefinitely suspend the practical nursing license of Cindy Tincher until such time as she can demonstrate that she is safe and competent to resume the practice of practical nursing. The motion was seconded and carried unanimously.

Elizabeth Carroll, RN 0001-210345

Ms. Carroll did not appear.

Dr. Hahn moved that the Board of Nursing accept the recommended decision of the agency subordinate to reprimand Elizabeth Carroll and to indefinitely suspend Ms. Carroll's license to practice professional nursing until such time as she can demonstrate that she is capable of resuming the safe and competent practice of nursing. The motion was seconded and carried unanimously.

Katharine See, RN 0001-228547

Ms. See did not appear.

Dr. Hahn moved that the Board of Nursing accept the recommended decision of the agency subordinate to indefinitely suspend the license of Katharine See to practice professional nursing until such time as she can demonstrate that she is capable of resuming the safe and competent practice of nursing. The motion was seconded and carried unanimously.

Terri Law, RN 0001-096767

Ms. Law did not appear.

Dr. Hahn moved that the Board of Nursing accept the recommended decision of the agency subordinate to accept the voluntary surrender for indefinite suspension of the right of Terri Law to renew her license to practice professional nursing until such time as she can demonstrate that she is capable of resuming the safe and competent practice of nursing. The motion was seconded and carried unanimously.

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 10:40 A.M. for the purpose of consideration of agency subordinate recommendations and a consent order. Additionally, Ms. Lindsay moved that Ms. Power, Ms. Graham, and Ms. C. Mitchell 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 10:59 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.

Nakia Thomas, CNA 1401-080353

Ms. Thomas did not appear.

Ms. Lindsay moved that the Board of Nursing make an editorial change to finding of fact #3 and accept the recommended decision of the agency subordinate to grant the petition of Nakia Thomas to remove the finding of neglect against her in the Virginia Nurse Aide Registry. The motion was seconded and carried unanimously.

Shirley Wright, CNA 1401-032588

Ms. Wright did not appear.

Ms. Lindsey moved that the Board of Nursing modify the recommended decision of the agency subordinate to indefinitely suspend the right of Shirley Wright to renew her nurse aide certification for not less than one year and that a finding of neglect based on a single occurrence be entered against Ms. Wright into the Virginia Nurse Aide Registry. The motion was seconded and carried unanimously.

Donna May, RN 0001-234323

Ms. May did not appear.

Dr. Ingalls moved that the Board of Nursing modify the recommended decision of the agency subordinate to reprimand Donna May, impose a \$200 monetary penalty, and require that she complete the National Council of State Boards of Nursing online course "Documentation: A Critical Aspect of Client Care" within 30 days of entry of the Board's order. The motion was seconded and carried unanimously.

Anne Hansen, RN 0001-218051

Ms. Lindsay moved that the Board of Nursing accept the consent order in lieu of a formal hearing which accepts the voluntary surrender for temporary suspension of Anne Hansen's license to practice professional nursing pending the outcome of the pending criminal proceedings. The motion was seconded and carried unanimously.

Nakia Anthoinette Attiogbe CNA 1401-144040; RMA 0031-006509

Ms. Attiogbe appeared.

CLOSED MEETING:

Ms. Gregory moved that the Board of Nursing convene a closed meeting pursuant to §2.2-3711(A)(27) of the *Code of Virginia* at 11:54 A.M. for the purpose of consideration of agency subordinate recommendation. Additionally, Ms. Gregory

moved that Ms. Power, Graham, and Ms. C. Mitchell 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 12:05 P.M.

Ms. Gregory 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.

Dr. Hahn moved that the Board of Nursing reject the recommended decision of the agency subordinate and to refer the matter to a formal hearing. The motion was seconded and carried unanimously.

ADJOURNMENT:

The Board adjourned at 12:05 P.M.

Jodi P. Power, RN, JD
Deputy Executive Director

VIRGINIA BOARD OF NURSING

Minutes

January 29, 2014

Panel – A

TIME AND PLACE: The meeting of the Virginia Board of Nursing was called to order at 11:40 A.M. on January 29, 2014 in Board Room 3, Department of Health Professions, 9960 Mayland Drive, Suite 201, Henrico Virginia.

BOARD MEMBERS

PRESENT:

Jane R. Ingalls, RN, PhD; President
Allison Gregory, RN, FNP-BC
Joyce A. Hahn, PhD, APRN, NEA-BC
Louise Hershkowitz, CRNA, MSHA
Jeanne Holmes, Citizen Member
Evelyn Lindsay, LPN
Kristy Wright, CMT; Massage Therapy Advisory Board Member

STAFF PRESENT:

Jodi P. Power, RN, JD; Deputy Executive Director
Gloria D. Mitchell, RN, MSN, MBA; Deputy Executive Director (joined later)
Jane Elliott, RN, PhD; Discipline Staff
Darlene Graham, Senior Discipline Specialist

OTHERS PRESENT:

Charis Mitchell, Assistant Attorney General

FORMAL HEARINGS:

Juan Dela Torre, CMT 0019-009738
Mr. Dela Torre appeared, represented by attorney, Jenna Volm.

David Kazzie, Adjudication Specialist, represented the Commonwealth. Ms. C. Mitchell was legal counsel for the Board. Kim Taylor, court reporter from Farnsworth and Taylor Reporting, recorded the proceedings.

During preliminary matters, it was determined attorney Volm had not received or reviewed the Notice of Formal Hearing and Statement of Particulars or the investigative report with the audio evidence on a disk. The Board agreed to recess for 30 minutes to allow attorney Volm to review the information.

RECESS:

The Board recessed at 11:45 A.M.

RECONVENTION:

The Board reconvened at 12:20 P.M.

Pamela Kinchloe, Senior Investigator, Department of Health Professions; Kimberly Hood, Intake Investigator, Department of Health Professions; and Detective Kathryn Wardle, Arlington County Police Department were present and testified.

CLOSED MEETING:

Ms. Gregory moved that the Board of Nursing convene a closed meeting pursuant to §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 Mr. Dela Torre. Additionally, Ms.

Gregory moved that Ms. Power, Dr. Elliott, Ms. Graham and Ms. C. Mitchell 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 3:42 P.M.

Ms. Gregory 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.

Dr. Hahn moved that the Board of Nursing accept the findings of fact and conclusions of law as presented by Mr. Kazzie and amended by the Board.
The motion was seconded and carried unanimously.

ACTION: Ms. Wright moved that the Board of Nursing revoke the right of Juan Dela Torre to renew his massage therapy certification. 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 formal hearing panel.

RECESS: The Board recessed at 3:45 P.M.

RECONVENTION: The Board reconvened at 4:10 P.M.

Ms. Wright and Ms. Power left the meeting. Ms. G. Mitchell joined the meeting.

FORMAL HEARINGS: **Jessica C. Meeks, RN 0001-184593**
Ms. Meeks did not appear.

Amanda Blount, Adjudication Specialist, represented the Commonwealth. Ms. C. Mitchell was legal counsel for the Board. Kim Taylor, court reporter Farnsworth and Taylor Reporting, recorded the proceedings.

Kevin Pultz, Senior Investigator, Department of Health Professions was present and testified.

CLOSED MEETING: Ms. Gregory moved that the Board of Nursing convene a closed meeting pursuant to §2.2-3711(A)(27) of the *Code of Virginia* at 4:58 P.M. for the purpose of deliberation to reach a decision in the matter of Ms. Meeks. Additionally, Ms. Gregory moved that Ms. G. Mitchell, Dr. Elliott, Ms. Graham and Ms. C. Mitchell 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 5:21 P.M.

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

The motion was seconded and carried unanimously.

ACTION:

Ms. Holmes moved that the Board of Nursing indefinitely suspend the professional nursing license of Jessica Meeks, but stay the suspension contingent upon Ms. Meeks' entry into the Health Practitioners Monitoring Program and continued 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 5:23 P.M.

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

VIRGINIA BOARD OF NURSING

Minutes

January 29, 2014

Panel – B

TIME AND PLACE: The meeting of the Virginia Board of Nursing was called to order at 10:38 A.M. on January 29, 2014 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
Guia Caliwagan, RN, MAN
Kelly S. McDonough, DNP, RN
Trula Minton, MS, RN
William Traynham, LPN, CSAC

BOARD MEMBER ABSENT:

John M. Horn, LPN

STAFF PRESENT:

Jay P. Douglas, MSM, RN, CSAC, FRE; Executive Director
Gloria D. Mitchell, RN, MSN, MBA; Deputy Executive Director
Amy Davis, Executive Assistant

OTHERS PRESENT:

Erin Barrett, Assistant Attorney General

CONSIDERATION OF AGENCY SUBORDINATE RECOMMENDATIONS:

Kadiatu Bangura, CNA 1401-127785

Ms. Bangura did not appear

Ms. Minton moved that the Board of Nursing accept the recommended decision of the agency subordinate to revoke the nurse aide certificate of Kadiatu Bangura and to enter a finding of misappropriation against her in the Virginia Nurse Aide Registry. The motion was seconded and carried unanimously.

Megan Jackson, CNA 1401-147900

Ms. Jackson did not appear.

Ms. Minton moved that the Board of Nursing accept the recommended decision of the agency subordinate to revoke the nurse aide certificate of Megan Jackson and to enter a finding of abuse against her in the Virginia Nurse Aide Registry. The motion was seconded and carried unanimously.

Erica Jenkins, CNA 1401-148672

Ms. Jenkins did not appear.

Ms. Minton moved that the Board of Nursing accept the recommended decision of the agency subordinate to revoke the nurse aide certificate of Erica Jenkins and to enter a finding of abuse against her in the Virginia Nurse Aide Registry. The motion was seconded and carried unanimously.

Pamela Midkiff, CNA 1401-106917

Ms. Midkiff did not appear.

Ms. Minton moved that the Board of Nursing accept the recommended decision of the agency subordinate to revoke the nurse aide certificate of Pamela Midkiff and to enter a finding of abuse against her in the Virginia Nurse Aide Registry. The motion was seconded and carried unanimously.

Amelia Robinson, CNA 1401-119213

Ms. Robinson did not appear.

Ms. Minton moved that the Board of Nursing accept the recommended decision of the agency subordinate revoke the nurse aide certificate of Amelia Robinson and to enter a finding of abuse against her in the Virginia Nurse Aide Registry. The motion was seconded and carried unanimously.

Teeya Williams, CNA 1401-154836

Ms. Williams did not appear.

Ms. Minton moved that the Board of Nursing accept the recommended decision of the agency subordinate to reprimand Teeya Williams. The motion was seconded and carried unanimously.

Samantha Edwards, CNA 1401-130801

Ms. Edwards did not appear.

Ms. Minton moved that the Board of Nursing accept the recommended decision of the agency subordinate to place Samantha Edwards on indefinite probation for not less than two years with terms and conditions. The motion was seconded and carried unanimously.

Tamela S. Williamson, RN 0001-094356; CNS 0015-000199

Ms. Williamson did not appear.

Ms. Minton moved that the Board of Nursing accept the recommended decision of the agency subordinate to reprimand Tamela Williamson and to indefinitely suspend Ms. Williamson's professional nursing license and clinical nurse specialist registration with said suspensions stayed contingent upon her re-entry into and her continued compliance with the Health Practitioners Monitoring Program. The motion was seconded and carried unanimously.

Erica Montegut, RN 0001-209026

Ms. Montegut did not appear.

Ms. Minton moved that the Board of Nursing accept the recommended decision of the agency subordinate to reprimand Erica Montegut and to indefinitely suspend the right to renew the professional nursing license of Ms. Montegut for not less than two years and until such time as she is capable of resuming the safe and competent practice of professional nursing. The motion was seconded and carried unanimously.

Renee Breeding, CNA 1401-116781; RMA 0031-004638

Ms. Breeding did not appear.

Ms. Minton moved that the Board of Nursing accept the recommended decision of the agency subordinate to reprimand Renee Breeding and to revoke the medication aide registration of Ms. Breeding. The motion was seconded and carried unanimously.

Kadeshia Hurt, CNA 1401-150125

Ms. Hurt did not appear.

Ms. Minton moved that the Board of Nursing accept the recommended decision of the agency subordinate to revoke the nurse aide certification of Kadeshia Hurt and to enter a finding of abuse against her into the Virginia Nurse Aide Registry. The motion was seconded and carried unanimously.

Ruby Taylor, RN 0001-165336

Ms. Taylor did not appear.

Ms. Minton moved that the Board of Nursing accept the recommended decision of the agency subordinate to indefinitely suspend the professional nursing license of Ruby Taylor with said suspension stayed contingent upon Ms. Taylor's re-entry into the Health Practitioners Monitoring Program and remaining in compliance thereafter with the Health Practitioners Monitoring Program. The motion was seconded and carried unanimously.

Jessica Shuler, RN 0001-240998

Ms. Shuler did not appear.

Ms. Minton moved that the Board of Nursing accept the recommended decision of the agency subordinate to indefinitely suspend the professional nursing license of Jessica Shuler for not less than two years and until such time she is able to resume the safe and competent practice of professional nursing. The motion was seconded and carried unanimously.

Cherie Huffman, LPN 0002-076120

Ms. Huffman did not appear.

Ms. Minton moved that the Board of Nursing accept the recommended decision of the agency subordinate to reprimand Cherie Huffman. The motion was seconded and carried unanimously.

Charlotte Lane, RN 0001-128958

Ms. Lane did not appear.

Ms. Minton moved that the Board of Nursing accept the recommended decision of the agency subordinate to indefinitely suspend the professional nursing license of Charlotte Lane with such suspension stayed contingent upon Ms. Lane's entry into the Health Practitioners Monitoring Program and remaining in compliance

thereafter with the Health Practitioners Monitoring Program. The motion was seconded and carried unanimously.

Devona Dillard, CNA 1401-051360

Ms. Dillard did not appear.

Ms. Minton moved that the Board of Nursing accept the recommended decision of the agency subordinate to indefinitely suspend the nurse aide certificate of Devona Dillard until such time as she can demonstrate that she is able to resume safe and competent practice as a nurse aide. The motion was seconded and carried unanimously.

Shauna Mitchell, CNA 1401-118966

Ms. Mitchell did not appear.

Ms. Minton moved that the Board of Nursing accept the recommended decision of the agency subordinate to reprimand Shauna Mitchell and her nurse aide certification be indefinitely suspended until such time as she can demonstrate that she is able to resume safe and competent practice as a nurse aide. The motion was seconded and carried unanimously.

Amanda Gallier, CNA 1401-144968; RMA 0031-004961

Ms. Gallier did not appear.

Ms. Minton moved that the Board of Nursing accept the recommended decision of the agency subordinate to indefinitely suspend the right of Amanda Gallier to renew her nurse aide certification with said suspension stayed contingent on her continued compliance with the Health Practitioners Monitoring Program. The motion was seconded and carried unanimously.

Rhonda F. Thompson, LPN 0002-076379

Ms. Thompson did not appear.

Ms. Minton moved that the Board of Nursing accept the recommended decision of the agency subordinate to reprimand Rhonda Thompson and to indefinitely suspend the right of Ms. Thompson to renew her license to practice practical nursing for not less than two years and until such time as she can demonstrate that she is safe and competent to resume the practice of nursing. The motion was seconded and carried unanimously.

Mary K. Honsinger, RN 0001-215408

Ms. Honsinger did not appear.

Ms. Minton moved that the Board of Nursing accept the recommended decision of the agency subordinate to reprimand Mary Honsinger and to indefinitely suspend the professional nursing license of Ms. Honsinger with said suspension to be stayed contingent upon her continued compliance with terms and conditions of the Health Practitioners Monitoring Program for the period specified by the Health Practitioners Monitoring Program. The motion was seconded and carried unanimously.

Destini Johnson, LPN 0002-066199

Ms. Johnson did not appear.

Ms. Minton moved that the Board of Nursing accept the recommended decision of the agency subordinate to accept the voluntary surrender for indefinite suspension of Destini Johnson's right to renew her license to practice practical nursing until such time as she can demonstrate that she is capable of resume the safe and competent practice of practical nursing. The motion was seconded and carried unanimously.

CLOSED MEETING:

Dr. McDonough moved that the Board of Nursing convene a closed meeting pursuant to §2.2-3711(A)(27) of the *Code of Virginia* at 10:45 A.M. for the purpose of consideration of agency subordinate recommendations. Additionally, Dr. McDonough moved that Ms. Douglas, Ms. Mitchell, Ms. Davis and Ms. Barrett 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 10:53 A.M.

Dr. McDonough 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.

Julie Chitty, RN 0001-172544

Ms. Chitty appeared.

Mr. Traynham moved that the Board of Nursing accept the recommended decision of the agency subordinate to indefinitely suspend the right of Julie Chitty to renew her license. The motion was seconded and carried unanimously.

CLOSED MEETING:

Dr. McDonough moved that the Board of Nursing convene a closed meeting pursuant to §2.2-3711(A)(27) of the *Code of Virginia* at 10:54 A.M. for the purpose of consideration of agency subordinate recommendations. Additionally, Dr. McDonough moved that Ms. Douglas, Ms. Mitchell, Ms. Davis and Ms. Barrett 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 11:26 A.M.

Dr. McDonough 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.

Shirlene Pannell-Frazier, RMA 0031-006667; CNA Applicant

Ms. Pannell-Frazier did not appear.

Mr. Traynham moved that the Board of Nursing accept the recommended decision of the agency subordinate to reprimand Shirlene Pannell-Frazier and to indefinitely suspend the medication aide registration of Ms. Pannell-Frazier until such time as she can demonstrate that she is capable of resuming the safe and competent practice of a medication aide and that her application for certification by examination as a nurse aide be denied. The motion was seconded and carried unanimously.

Shenecole Jordan, CNA 1401-146638

Ms. Jordan did not appear.

Dr. McDonough moved that the Board of Nursing accept the recommended decision of the agency subordinate to reprimand Shenecole Jordan. The motion was seconded and carried unanimously.

Letitia Epps, RMA 0031-002009

Ms. Epps did not appear.

Ms. Minton moved that the Board of Nursing accept the recommended decision of the agency subordinate to revoke the medication aide registration of Letitia Epps. The motion was seconded and carried unanimously.

Sara C. Hereford, LPN 0002-073029

Ms. Hereford did not appear.

Dr. McDonough moved that the Board of Nursing accept the recommended decision of the agency subordinate to pay a monetary penalty of \$200 and that the practical nursing license of Ms. Hereford be indefinitely suspended until such time as she has paid the monetary penalty and can demonstrate that she is capable of resuming the safe and competent practice of practical nursing. The motion was seconded and carried unanimously.

Katlyn Harris, RN, Multistate Privilege – Maryland license R186029

Ms. Harris did not appear.

Ms. Minton moved that the Board of Nursing accept the recommended decision of the agency subordinate to reprimand Katlyn Harris. The motion was seconded and carried unanimously.

Billie J. Gutshall, LPN 0002-086988

Ms. Gutshall did not appear.

Ms. Minton moved that the Board of Nursing modify the recommended decision of the agency subordinate to reprimand Billie Gutshall. The motion was seconded and carried. Ms. Hartz, Ms. Caliwagan, Dr. McDonough, and Ms. Minton were in favor of the motion. Mr. Traynham opposed the motion.

Kelli P. Shipman, LPN 0002-074680

Ms. Shipman did not appear.

Ms. Minton moved that the Board of Nursing accept the recommended decision of the agency subordinate to reprimand Kelli Shipman. The motion was seconded and carried unanimously.

Lisa Clemmer, RN 0001-115554

Ms. Clemmer did not appear.

Ms. Minton moved that the Board of Nursing modify the recommended decision of the agency subordinate to reprimand Lisa Clemmer and require her to complete the NCSBN online course “Ethics of Nursing Practice” within 60 days. The motion was seconded and carried unanimously.

Stephen W. Cullers, RN 0001-150134

Mr. Cullers did not appear.

Ms. Minton moved that the Board of Nursing accept the recommended decision of the agency subordinate to deny the request of Stephen Cullers’ to be released from probation and to revoke the license of Mr. Cullers to practice professional nursing. The motion was seconded and carried unanimously.

ADJOURNMENT:

The Board adjourned at 11:26 A.M.

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

VIRGINIA BOARD OF NURSING

Minutes

January 29, 2014

Panel – B

TIME AND PLACE: The meeting of the Virginia Board of Nursing was called to order at 11:58 A.M. on January 29, 2014 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
Guia Caliwagan, RN, MAN
Kelly S. McDonough, DNP, RN
Trula Minton, MS, RN
William Traynham, LPN, CSAC

BOARD MEMBER ABSENT:

John M. Horn, LPN

STAFF PRESENT:

Jay P. Douglas, MSM, RN, CSAC, FRE; Executive Director
Gloria D. Mitchell, RN, MSN, MBA; Deputy Executive Director
Linda Kleiner, RN; Discipline Case Manager (joined later)
Amy Davis, Executive Assistant

OTHERS PRESENT:

Erin Barrett, Assistant Attorney General

FORMAL HEARINGS:

Anne Stevens, RN 0001-142751
Ms. Stevens appeared, represented by attorney, Lawrence Framme.

Anne Joseph, Deputy Director, Administrative Proceedings Division, represented the Commonwealth. Ms. Barrett was legal counsel for the Board. Beth Aliff, court reporter from Farnsworth and Taylor Reporting, recorded the proceedings.

J. Samuel Johnson, Deputy Director, Virginia Board of Pharmacy was present and testified. Pam Kinchloe, Senior Investigator, Department of Health Professions testified by telephone.

During the testimony of Ms. Stevens, Ms. Hartz stated that WTVR-6 would be filming during the hearing in accordance with open meeting requirements.

CLOSED MEETING:

Dr. McDonough moved that the Board of Nursing convene a closed meeting pursuant to §2.2-3711(A)(27) of the *Code of Virginia* at 1:47 P.M. for the purpose of deliberation to reach a decision in the matter of Ms. Stevens. Additionally, Dr. McDonough moved that Ms. Douglas, Ms. Davis and Ms. Barrett 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 2:25 P.M.

Dr. McDonough 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.

Mr. Traynham 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:

Ms. Minton moved that the Board of Nursing indefinitely suspend the professional nursing license of Anne Stevens for a period of not less than two years. 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 2:30 P.M.

RECONVENTION:

The Board reconvened at 3:14 P.M.

FORMAL HEARINGS:

Cheryl L. Bates, LPN 0002-061145

Ms. Bates did not appear.

James Rutkowski, Adjudication Specialist, represented the Commonwealth. Ms. Barrett was legal counsel for the Board. Beth Aliff, court reporter from Farnsworth and Taylor Reporting, recorded the proceedings.

Helene Kelly, Senior Investigator, Department of Health Professions and Donna Spangler, Clinical Services Manager, Retirement Unlimited, Inc. testified by telephone.

CLOSED MEETING:

Dr. McDonough moved that the Board of Nursing convene a closed meeting pursuant to §2.2-3711(A)(27) of the *Code of Virginia* at 3:56 P.M. for the purpose of deliberation to reach a decision in the matter of Ms. Bates. Additionally, Dr. McDonough moved that Ms. Douglas, Ms. Davis and Ms. Barrett 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.

Dr. McDonough 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. Minton moved that the Board of Nursing accept the findings of fact and conclusions of law as presented by Mr. Rutkowski. The motion was seconded and carried unanimously.

ACTION:

Mr. Traynham moved that the Board of Nursing indefinitely suspend the practical nursing license of Cheryl Bates until such time as she can prove that she 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.

Ms. Mitchell left the meeting due to a scheduling conflict. Ms. Kleiner joined the meeting.

FORMAL HEARINGS:

Veronica Goodhope, RN 0001-111981

Ms. Goodhope appeared, represented by attorney, Margaret Hardy.

Tammie Jones, Adjudication Specialist, represented the Commonwealth. Ms. Barrett was legal counsel for the Board. Beth Aliff, court reporter from Farnsworth and Taylor Reporting, recorded the proceedings.

Lane Raker, Senior Investigator, Department of Health Professions; Andre Perkins, Owner, Labor of Love Total Health Care; Celter Odango, RN, Labor of Love Total Health Care; and Mike Sabetta, Pharmacist, Farm Fresh Pharmacy testified by telephone.

CLOSED MEETING:

Dr. McDonough moved that the Board of Nursing convene a closed meeting pursuant to §2.2-3711(A)(27) of the *Code of Virginia* at 6:42 P.M. for the purpose of deliberation to reach a decision in the matter of Ms. Goodhope. Additionally, Dr. McDonough moved that Ms. Douglas, Ms. Kleiner, Ms. Davis and Ms. Barrett 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 6:48 P.M.

Dr. McDonough 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.

ACTION:

Ms. Caliwagan moved that the Board of Nursing dismiss the case in the matter of Veronica Goodhope due to insufficient evidence of a violation. 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: **Kristi Broyles, LPN 0002-060811**

Ms. Broyles did not appear.

Cynthia Gaines, Adjudication Specialist, represented the Commonwealth. Ms. Barrett was legal counsel for the Board. Kim Taylor, court reporter from Farnsworth and Taylor Reporting, recorded the proceedings.

Lisa Elgin, Senior Investigator, Department of Health Professions testified by telephone. Amy Stewart, Case Manager, Health Practitioners Monitoring Program was present and testified.

CLOSED MEETING:

Dr. McDonough moved that the Board of Nursing convene a closed meeting pursuant to §2.2-3711(A)(27) of the *Code of Virginia* at 7:06 P.M. for the purpose of deliberation to reach a decision in the matter of Ms. Broyles. Additionally, Dr. McDonough moved that Ms. Douglas, Ms. Kleiner, Ms. Davis and Ms. Barrett 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 7:11 P.M.

Dr. McDonough 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. Caliwagan 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:

Dr. McDonough moved that the Board of Nursing reprimand Kristi Broyles and continue the practical nursing license of Ms. Broyles on indefinite suspension until such time as she can prove that she 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.

ADJOURNMENT:

The Board adjourned at 7:15 P.M.

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