

**VIRGINIA BOARD OF NURSING
SPECIAL CONFERENCE COMMITTEE
April 3, 2014**

TIME AND PLACE: The meeting of the Special Conference Committee of the Board of Nursing was convened at 9:15 A.M., on April 3, 2014 in Board Room 3, Suite 201, Department of Health Professions, 9960 Mayland Drive, Henrico, Virginia.

MEMBERS PRESENT: Jane R. Ingalls, R.N., Ph.D., Board President, Chairperson
Jeanne E. Holmes, Citizen Member
Stephanie Quinby, C.M.T.

STAFF PRESENT: Jane Elliott, R.N., Ph.D., Discipline Staff

OTHERS PRESENT: Cynthia Gaines, Adjudication Specialist

CONFERENCES

SCHEDULED: **Heather Gaskill, C.M.T 0019-008610**
Ms. Gaskill appeared.

CLOSED MEETING: Ms. Holmes 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 9:40 A.M. for the purpose of deliberation to reach a decision in the matter of Ms. Gaskill. Additionally, Ms. Holmes moved that Dr. Elliott and Ms. Gaines 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 9:50 A.M.

Ms. Holmes 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. Holmes moved to issue an order to reprimand to Heather Gaskill.

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

Jesse O’Kane, C.M.T. 0019-010645

Mr. O’Kane appeared, accompanied by character witnesses; Thomas Yates, Sarah Webster and Whitney Stokes.

CLOSED MEETING:

Ms. Holmes 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 10:40 A.M. for the purpose of deliberation to reach a decision in the matter of Mr. O’Kane. Additionally, Ms. Holmes moved that Dr. Elliott and Ms. Gaines 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 11:05 A.M.

Ms. Holmes 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. Holmes moved to refer the case of Jesse O’Kane to the Board of Nursing or a panel thereof for a Formal Hearing.

The motion was seconded and carried unanimously.

CONFERENCES

SCHEDULED:

Levi West, C.M.T. Applicant

Mr. West appeared, accompanied by his sister.

CLOSED MEETING:

Ms. Holmes 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 11:50 A.M. for the purpose of deliberation to reach a decision in the matter of Mr. West. Additionally, Ms. Holmes moved that Dr. Elliott and Ms. Gaines 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 11:55 A.M.

Ms. Holmes 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. Holmes moved to recommend the Board issue an order to approve Levi West’s application for certification as a massage therapist in Virginia.

The motion was seconded and carried unanimously.

This recommendation will be presented to the full Board; if accepted, 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. West unless a written request to the Board for a formal hearing on the allegations made against him is received from Mr. West 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.

Ms. Quinby left the meeting at 12:00 P.M.

CONFERENCES

SCHEDULED:

Paula K. Thomas, L.P.N. Reinstatement Applicant 0002-040099

Ms. Thomas appeared, accompanied by her husband, Mr. Thomas.

CLOSED MEETING:

Ms. Holmes 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 12:25 A.M. for the purpose of deliberation to reach a decision in the matter of Ms. Thomas. Additionally, Ms. Holmes moved that Dr. Elliott and Ms. Gaines 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 12:35 A.M.

Ms. Holmes 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. Holmes moved to issue an order to reinstate the license of Paula Thomas to practice as a licensed practical nurse contingent upon remaining in compliance with the terms of the monitoring contract with the Health Practitioners Monitoring Program.

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

Tonya Lee Turner, C.N.A. Reinstatement Applicant 1401-105213

Ms. Turner did not appear.

CLOSED MEETING: Ms. Holmes 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 1:05 P.M. for the purpose of deliberation to reach a decision in the matter of Ms. Turner. Additionally, Ms. Holmes moved that Dr. Elliott and Ms. Gaines 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 1:10 P.M.

Ms. Holmes 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. Holmes moved to issue an order to deny Tonya Lee Turner's petition for reinstatement of her certification to practice as a 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. Turner unless a written request to the Board for a formal hearing on the allegations made against her is received from Ms. Turner 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:

Kierra J. Wiggins, C.N.A. Reinstatement Applicant 1401-123042

Ms. Wiggins did not appear.

CLOSED MEETING: Ms. Holmes 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 1:11 P.M. for the purpose of deliberation to reach a decision in the matter of Ms. Wiggins. Additionally, Ms. Holmes moved that Dr. Elliott and Ms. Gaines 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 1:15 P.M.

Ms. Holmes 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. Holmes moved to issue an order to deny Kierra Wiggins' petition for reinstatement of her certification to practice as a 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. Wiggins unless a written request to the Board for a formal hearing on the allegations made against her is received from Ms. Wiggins 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: **Monica Stokes-Cooper, C.N.A., R.M.A. 1401-070789; 0031-002697**
Ms. Stokes-Cooper appeared, accompanied by her mother, Lula Stokes.

CLOSED MEETING: Ms. Holmes 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 2:10 P.M. for the purpose of deliberation to reach a decision in the matter of Ms. Stokes-Cooper. Additionally, Ms. Holmes moved that Dr. Elliott and Ms. Gaines 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 2:20 P.M.

Ms. Holmes 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. Holmes moved to offer Monica Stokes-Cooper a consent order for revocation of her certificate as a nurse aide and of her registration as a medication 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. Stokes-Cooper and the Board.

CONFERENCES

SCHEDULED: **Teresa T. Herndon, C.N.A. 1401-108439**
Ms. Herndon did not appear.

CLOSED MEETING: Ms. Holmes 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 2:25 P.M. for the purpose of deliberation to reach a decision in the matter of Ms. Herndon. Additionally, Ms. Holmes moved that Dr. Elliott and Ms. Gaines 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. Holmes 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. Holmes moved to offer Teresa Herndon a consent order for revocation of her certificate as a nurse aide, with a finding of abuse 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. Herndon and the Board.

ADJOURNMENT:

The Board adjourned at 2:30 P.M.

Jane Elliott, R.N., Ph.D.
Discipline Staff