

**VIRGINIA BOARD OF NURSING  
SPECIAL CONFERENCE COMMITTEE  
February 23, 2010**

TIME AND PLACE: The meeting of the Special Conference Committee of the Board of Nursing was convened at 9:00 A.M., on February 23, 2010 in Board Room 3 Suite 201, Department of Health Professions, 9960 Mayland Drive, Richmond, Virginia.

MEMBERS PRESENT: Florence Jones-Clarke, R.N., M.S., Chairperson  
Karen Schultz, M.B.A.; Ph.D., Citizen Member  
Joseph Schibner, C.M.T., Massage Therapy Advisory Board Member

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

OTHERS PRESENT: Wendell Roberts, Adjudication Specialist

CONFERENCES

SCHEDULED: **Sabrina Betts, C.M.T. Endorsement Applicant**  
Ms. Betts appeared.

CLOSED MEETING: Dr. Schultz 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 9:25 A.M. for the purpose of deliberation to reach a decision in the matter of Ms. Betts. Additionally, Dr. Schultz moved that Ms. Krohn, Mr. Schibner and Mr. Roberts 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 9:29 A.M.

Dr. Schultz 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: Dr. Schultz moved to recommend the board issue an order to approve Sabrina Betts's application for certification as a massage therapist in Virginia by endorsement.  
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. Betts unless a written request to the Board for a formal hearing on the allegations made against her is received from Ms. Betts 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:

**Julie Cruz-Sanchez, R.N. 0001-170372; C.M.T. 0019-004886**

Ms. Cruz-Sanchez did not appear.

CLOSED MEETING:

Dr. Schultz 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 9:31 A.M. for the purpose of deliberation to reach a decision in the matter of Ms. Cruz-Sanchez. Additionally, Dr. Schultz moved that Ms. Krohn, Mr. Schibner and Mr. Roberts 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 9:35 A.M.

Dr. Schultz 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:

Dr. Schultz moved to offer Julie Cruz-Sanchez a consent order for indefinite suspension of her massage therapy certificate until such time as she is able to appear before the Board and provide sufficient evidence that she is safe and competent to practice.

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. Cruz-Sanchez and the Board.

CONFERENCES

SCHEDULED:

**Andrey Marusich, C.M.T. 0019-006063**

Ms. Marusich did not appear.

CLOSED MEETING:

Dr. Schultz 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 9:38 A.M. for the purpose of deliberation to reach a decision in the matter of Ms. Marusich. Additionally, Dr. Schultz moved that Ms. Krohn, Mr. Schibner and Mr. Roberts 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.

Dr. Schultz 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: Dr. Schultz moved to dismiss the case regarding Andrey Marusich.  
The motion was seconded and carried unanimously.

CONFERENCES  
SCHEDULED: **Phuong Ding Vu, C.M.T. 0019-006278**  
Mr. Vu did not appear.

CLOSED MEETING: Dr. Schultz 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 Mr. Vu. Additionally, Dr. Schultz moved that Ms. Krohn, Mr. Schibner and Mr. Roberts 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 10:45 A.M.

Dr. Schultz 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: Dr. Schultz moved to dismiss the case regarding Phuong Ding Vu.  
The motion was seconded and carried unanimously.

Mr. Schibner left the meeting.

CONFERENCES  
SCHEDULED: **Josephine S. Morris, C.N.A. Reinstatement Applicant 1401-069909**  
Ms. Morris did not appear.

CLOSED MEETING: Dr. Schultz 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 10:50 A.M. for the purpose of deliberation to reach a decision in the matter of Ms. Morris. Additionally, Dr. Schultz moved that Ms. Krohn and Mr. Roberts 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 11:00 A.M.

Dr. Schultz 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:**

Dr. Schultz moved to recommend the Board issue an order to deny Josephine Morris's application for reinstatement of the nurse aide certification.  
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. Morris unless a written request to the Board for a formal hearing on the allegations made against her is received from Ms. Morris 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:**

**Patrice Sheftall, C.N.A. 1401-123525**  
Ms. Sheftall did not appear.

**CLOSED MEETING:**

Dr. Schultz 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 1:00 P.M. for the purpose of deliberation to reach a decision in the matter of Ms. Sheftall. Additionally, Dr. Schultz moved that Ms. Krohn and Mr. Roberts 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 1:20 P.M.

Dr. Schultz 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:**

Dr. Schultz moved to offer Patrice Sheftall a consent order for indefinite suspension of her nurse aide certificate until such time as she is able to appear before the Board and provide sufficient evidence that she is safe and competent to practice.  
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. Sheftall and the Board.

**CONFERENCES  
SCHEDULED:**

**Janet Moore, C.N.A. 1401-121697**  
Ms. Moore did not appear.

CLOSED MEETING: Dr. Schultz 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 1:22 P.M. for the purpose of deliberation to reach a decision in the matter of Ms. Moore. Additionally, Dr. Schultz moved that Ms. Krohn and Mr. Roberts 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 1:35 P.M.  
  
Dr. Schultz 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: Dr. Schultz moved to offer Janet Moore a consent order for revocation of her right to renew her nurse aide certificate  
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. Moore and the Board.

CONFERENCES  
SCHEDULED:

**Allison Nicole Zirkle, C.N.A. 1401-120973**  
Ms. Zirkle appeared.

CLOSED MEETING: Dr. Schultz 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 2:57 P.M. for the purpose of deliberation to reach a decision in the matter of Ms. Zirkle. Additionally, Dr. Schultz moved that Ms. Krohn and Mr. Roberts 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 3:25 P.M.  
  
Dr. Schultz 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: Dr. Schultz moved to offer Allison Zirkle a consent order for indefinite suspension of her nurse aide certification with said suspension stayed contingent upon verification of Ms. Zirkle's 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 Consent Order shall be effective upon endorsement of its findings, conclusions, and terms of consent by both Ms. Zirkle and the Board.

CONFERENCES

SCHEDULED:

**Larry K. Henderson, R.N. Reinstatement Applicant 0001-126358**

Mr. Henderson appeared.

CLOSED MEETING:

Dr. Schultz 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 3:49 P.M. for the purpose of deliberation to reach a decision in the matter of Mr. Henderson. Additionally, Dr. Schultz moved that Ms. Krohn and Mr. Roberts 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 3:57 P.M.

Dr. Schultz 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:

Dr. Schultz moved to issue an order to reinstate the license of Larry Henderson to practice as a professional nurse and issue an unrestricted, valid in Virginia only 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 Mr. Henderson unless a written request to the Board for a formal hearing on the allegations made against him is received from Mr. Henderson 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 4:00 P.M.

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