

**VIRGINIA BOARD OF NURSING
SPECIAL CONFERENCE COMMITTEE
December 6, 2011**

TIME AND PLACE: The meeting of the Special Conference Committee of the Board of Nursing was convened at 9:00 A.M., on December 6, 2011 in Board Room 4, Suite 201, Department of Health Professions, 9960 Mayland Drive, Richmond, Virginia.

MEMBERS PRESENT: Karen K. Schultz, PhD, MBA, Citizen Member; Chairperson
Trula E. Minton, MS, RN

STAFF PRESENT: Brenda Krohn, RN, MS; Deputy Executive Director

OTHERS PRESENT: Anne Joseph, Deputy Director, Administrative Proceedings Division

CONFERENCES

SCHEDULED: **Holly Vernon, CNA 1401-136015**
Ms. Vernon appeared, accompanied by her parents, Mr. and Mrs. Harris.

CLOSED MEETING: Ms. Minton 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 9:26 A.M. for the purpose of deliberation to reach a decision in the matter of Ms. Vernon. Additionally, Ms. Minton moved that Ms. Krohn 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 9:42 A.M.

Ms. Minton 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. Minton moved to issue an order of reprimand to Holly Vernon with a finding of neglect based on multiple incidents.

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

Michelle Puckett, CNA 1401-091770

Ms. Puckett did not appear.

CLOSED MEETING:

Ms. Minton 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 9:53 A.M. for the purpose of deliberation to reach a decision in the matter of Ms. Puckett. Additionally, Ms. Minton moved that Ms. Krohn 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 9:58 A.M.

Ms. Minton 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. Minton moved to issue an order of reprimand to Michelle Puckett with a finding of abuse.

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

Dionne Blackburn, CNA 1401-106990

Ms. Blackburn did not appear.

CLOSED MEETING:

Ms. Minton 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 10:00 A.M. for the purpose of deliberation to reach a decision in the matter of Ms. Blackburn. Additionally, Ms. Minton moved that Ms. Krohn 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 10:10 A.M.

Ms. Minton 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. Minton moved to issue an order of reprimand to Dionne Blackburn with a finding of neglect based on a single incident. 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. Blackburn unless a written request to the Board for a formal hearing on the allegations made against her is received from Ms. Blackburn 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:

Lacey Edwards, CNA 1401-133562

Ms. Edwards appeared.

CLOSED MEETING:

Ms. Minton 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 10:44 A.M. for the purpose of deliberation to reach a decision in the matter of Ms. Edwards. Additionally, Ms. Minton moved that Ms. Krohn 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 10:50 A.M.

Ms. Minton 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. Minton moved to close the case in the matter of Lacey Edwards and impose no sanction due to insufficient evidence of a violation of the Nurse Practice Act or Board of Nursing regulations. The motion was seconded and carried unanimously.

CONFERENCES

SCHEDULED:

Delsa Sally, CNA Applicant; RMA Applicant

Ms. Sally appeared, accompanied by Regina Johnson, Drug Court Probation Officer; Takecha A. Jones, Drug Court Social Worker; and Carol Pleasant, Sponsor.

CLOSED MEETING:

Ms. Minton 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 11:21 A.M. for the purpose of deliberation to reach a decision in the matter of Ms. Sally. Additionally, Ms. Minton moved that Ms. Krohn 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 11:37 A.M.

Ms. Minton 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. Minton moved to issue an order to approve Delsa Sally's application to the NNAAP examination for certification as a nurse aide in Virginia and to place her on probation for two years of employment as a nurse aide. Further, Ms. Minton moved to issue an order to deny Delsa Sally's application to take the medication aide examination for registration as a medication 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. Sally unless a written request to the Board for a formal hearing on the allegations made against her is received from Ms. Sally 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 11:45 A.M.

Brenda Krohn, RN, MS
Deputy Executive Director

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- TIME AND PLACE:** The meeting of the Special Conference Committee of the Board of Nursing was convened at 9:00 A.M., on December 6, 2011 in Board Room 3, Suite 201, Department of Health Professions, 9960 Mayland Drive, Richmond, Virginia.
- MEMBERS PRESENT:** Jeanne E. Holmes, Citizen Member; Chairperson
Jane R. Ingalls, RN, CNS, PhD
- STAFF PRESENT:** Gloria D. Mitchell, RN, MSN, MBA; Deputy Executive Director
- OTHERS PRESENT:** Cynthia Gaines, Adjudication Specialist
Nursing students from Southampton Memorial Hospital PN Program
- CONFERENCES SCHEDULED:** **Erica Montegut, RN 0001-209026**
Ms. Montegut appeared.
- CLOSED MEETING:** Dr. Ingalls 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 9:43 A.M. for the purpose of deliberation to reach a decision in the matter of Ms. Montegut. Additionally, Dr. Ingalls moved that Ms. Mitchell 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 10:05 A.M.

Dr. Ingalls 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. Ingalls moved to issue an order to take no action at this time, contingent upon verification of Erica Montegut's entry into the Health Practitioners Monitoring Program within 30 days of the order becoming final and thereafter remaining in compliance with the terms of the monitoring contract with the Health Practitioners Monitoring Program.
The motion was seconded and carried unanimously.

As provided by law, this decision shall become a Final Order thirty days after service of such order on Ms. Montegut unless a written request to the Board for a formal hearing on the allegations made against her is received from Ms. Montegut 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 decision of this conference committee shall be vacated.

CONFERENCES

SCHEDULED:

Crystal Painter, RN 0001-186527

Ms. Painter did not appear.

CLOSED MEETING:

Dr. Ingalls 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 10:15 A.M. for the purpose of deliberation to reach a decision in the matter of Ms. Painter. Additionally, Dr. Ingalls moved that Ms. Mitchell 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 10:45 A.M.

Dr. Ingalls 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. Ingalls moved to issue an order of reprimand to Crystal Painter and that Ms. Painter shall comply with the recommendations of the mental health evaluation as provided by the Wyndhurst Counseling Center and provide quarterly reports from her mental health professional.

The motion was seconded and carried unanimously.

As provided by law, this decision shall become a Final Order thirty days after service of such order on Ms. Painter unless a written request to the Board for a formal hearing on the allegations made against her is received from Ms. Painter 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 decision of this conference committee shall be vacated.

CONFERENCES

SCHEDULED:

Shlanna Townsend, RN 0001-223970

Ms. Townsend appeared.

CLOSED MEETING:

Dr. Ingalls 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 11:10 A.M. for the purpose of deliberation to reach a decision in the matter of Ms. Townsend. Additionally, Dr. Ingalls moved that Ms. Mitchell 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 11:30 A.M.

Dr. Ingalls 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. Ingalls moved to issue an order making findings of fact and conclusion of law, but imposing no sanction on Shlanna Townsend. The motion was seconded and carried unanimously.

As provided by law, this decision shall become a Final Order thirty days after service of such order on Ms. Townsend unless a written request to the Board for a formal hearing on the allegations made against her is received from Ms.

Townsend 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 decision of this conference committee shall be vacated.

CONFERENCES

SCHEDULED:

Tessa Smith, LPN 0002-045758

Ms. Smith did not appear.

CLOSED MEETING:

Dr. Ingalls 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 11:40 A.M. for the purpose of deliberation to reach a decision in the matter of Ms. Smith. Additionally, Dr. Ingalls moved that Ms. Mitchell 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 11:59 A.M.

Dr. Ingalls 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. Ingalls moved to offer Tessa Smith a consent order for indefinite suspension of her license for not less than one year in lieu of a formal hearing. 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. Smith unless a written request to the Board for a formal hearing on the allegations made against him is received from Ms. Smith 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 12:02 P.M.

Gloria D. Mitchell, R.N., M.S.N., M.B.A.
Deputy Executive Director