

**COMMITTEE OF THE JOINT BOARDS OF NURSING AND MEDICINE
MINUTES
December 3, 2008**

TIME AND PLACE: The meeting of the Committee of the Joint Boards of Nursing and Medicine was convened at 10:50 A.M., in Board Room 1, Department of Health Professions, Perimeter Center, 9960 Mayland Drive, Suite 201, Richmond, Virginia. The business meeting was cancelled due to lack of business and the Committee met for the consideration of an agency subordinate recommendation.

MEMBERS PRESENT: Patricia M. Selig, R.N., F.N.P., Ph.D., Chairperson
Peregrin C. Francisco, R.N., M.S.A.
Jennifer S. Lee, M.D.
Judith Piersall, R.N., B.S.N.

STAFF PRESENT: Jay P. Douglas, R.N., M.S.M., C.S.A.C., Executive Director
Board of Nursing
Gloria D. Mitchell, R.N., M.S.N., M.B.A., Deputy Executive Director
Board of Nursing
Donna M. Lee, Senior Discipline Specialist, Board of Nursing

OTHERS PRESENT: Howard M. Casway, Senior Assistant Attorney General.

ESTABLISHMENT OF A QUORUM: With four (4) members of the Committee present, a quorum was established. Ms. Francisco was appointed to serve as Joint Boards of Nursing and Medicine member this date due to unavailability of regular members.

Consideration of Agency Subordinate Recommendation:

Kimberly Dula, R.N., L.N.P. -0001-157503; 0024-165763; 0017-138775

Ms. Dula did not appear.

CLOSED MEETING: Ms. Piersall moved that the Committee of the Joint Boards of Nursing and Medicine convene a closed meeting pursuant to §2.2-3711(A)(27) of the Code of Virginia at 10:55 A.M., for the purpose of consideration of an agency subordinate recommendation pertaining to Kimberly Dula. Additionally, Ms. Piersall moved that Ms. Douglas, Ms. Mitchell, Mr. Casway and Ms. Lee 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 11:10 A.M.

Ms. Piersall moved that the Committee of the Joint Boards of Nursing and Medicine 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. Francisco moved that the Committee of the Joint Boards of Nursing and Medicine reject the recommended decision of the agency subordinate and to accept the modified recommended decision of the agency subordinate to indefinitely suspend Ms. Dula's license to practice as a licensed nurse practitioner in the Commonwealth of Virginia and her prescriptive authority for a period of not less than two years.

The motion was seconded and carried unanimously.

ADJOURNMENT:

The meeting adjourned at 11:18 A.M.

Jay P. Douglas, R.N., M.S.M., C.S.A.C.
Executive Director, Board of Nursing

**VIRGINIA BOARD OF NURSING
COMMITTEE OF THE JOINT BOARDS OF NURSING AND MEDICINE
FORMAL HEARING
December 3, 2008**

TIME AND PLACE: The meeting of the Committee of the Joint Boards of Nursing and Medicine was convened at 11:20 A.M., in Board Room 1, Department of Health Professions, Perimeter Center, 9960 Mayland Drive, Suite 201, Richmond, Virginia.

MEMBERS PRESENT: Patricia M. Selig, R.N., F.N.P., Ph.D., Chairperson
Peregrin C. Francisco, R.N., M.S.A.
Jennifer S. Lee, M.D.
Judith Piersall, R.N., B.S.N.

STAFF PRESENT: Jay P. Douglas, R.N., M.S.N., C.S.A.C., Executive Director
Gloria D. Mitchell, R.N., M.S.N., M.B.A., Deputy Executive Director, Discipline
Donna M. Lee, Senior Discipline Specialist, Board of Nursing

OTHERS PRESENT: Howard M. Casway, Senior Assistant Attorney General.

ESTABLISHMENT OF A QUORUM: With four (4) members of the Committee present, a quorum was established.

FORMAL HEARING: **Kim Oxford, R.N., L.N.P. – 0001-129648; 0024-129648**
Ms. Oxford appeared and was accompanied by Steve Crow, Director, Harrison House of Virginia.

Anne Joseph, Deputy Director, Administrative Proceedings Division, represented the Commonwealth. Howard Casway, Senior Assistant Attorney General, was legal counsel for the Committee. Holly Bush, court reporter, recorded the proceedings.

Sharron Squires, Senior Investigator, Department of Health Professions; Dawn France, Case Manager, Health Practitioners' Intervention Program; Steve Crow, Director, Harrison House of Virginia; and Kim Oxford, R.N., L.N.P., were present and testified.

CLOSED MEETING: Ms. Piersall moved that the Committee of the Joint Boards of Nursing and Medicine convene a closed meeting pursuant to §2.2-3711(A)(27) of the Code of Virginia at 12:53 p.m., for the purpose of deliberation to reach a decision in the matter of Kim Oxford. Additionally, Ms. Piersall moved that Ms. Douglas, Ms. Mitchell, Mr. Casway and Ms. Lee 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.

Ms. Piersall moved that the Committee of the Joint Boards of Nursing and Medicine 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. Lee moved that the Committee of the Joint Boards of Nursing and Medicine accept the findings of fact and conclusions of law as presented by Ms. Joseph and amended by the Committee. The motion was seconded and carried unanimously.

Ms. Francisco moved that the Committee of the Joint Boards of Nursing and Medicine indefinitely suspend the license of Ms. Oxford to practice as a nurse practitioner in the Commonwealth of Virginia for a period of not less than two years and until such time that she can appear before the Committee and prove that she is safe and competent to practice as a nurse practitioner. The motion was seconded and carried unanimously.

This decision shall be effective upon the entry by the Committee of a written Order stating the findings, conclusions, and decision of this formal hearing.

ADJOURNMENT: The meeting was adjourned at 1:45 P.M.

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