

VIRGINIA BOARD OF NURSING
POSSIBLE SUMMARY SUSPENSION CONSIDERATION
August 3, 2023

A possible summary suspension consideration was convened by the Virginia Board of Nursing on August 3, 2023, at 8:38 A.M.

The Board of Nursing members participating in the call were:

Cynthia Swineford, RN, MSN, CNE; **Chair**
Laurie Buchwald, RNC, MSN, WHNP, FNP- **via telephone**
Carol Cartte, RN, BSN- **via telephone**
Yvette Dorsey, DNP, RN
Margaret Friedenberg, Citizen Member
Paul Hogan, Citizen Member - **via telephone**
Dixie L. McElfresh, LPN
Helen Parke, DNP

Others participating in the meeting were:

James Rutkowski, Assistant Attorney General, Board Counsel
David Robinson, Assistant Attorney General
Rebecca Ribley, Adjudication Specialist, Administrative Proceedings Division - **via telephone**
Jay Douglas, MSM, RN, CSAC, FRE; Executive Director
Robin Hills, DNP, RN, WHNP; Deputy Executive Director for Advanced Practice
Claire Morris, RN, LNHA; Deputy Executive Director
Christina Bargdill, BSN, MHS, RN; Deputy Executive Director
Huong Vu, Operations Manager
Sylvia Tamayo-Suijk, Senior Nursing Discipline Specialist
Breana Wilkins, Administrative Support Specialist
Patricia Dewey, RN, BSN, Discipline Case Manager
Avi Efreom, Adjudication Specialist, Administrative Proceedings Division
Anne Joseph, Adjudication Consultant, Administrative Proceedings Division
Sojna McGruder, Board Staff
Candis Stoll, Board staff

The meeting was called to order by Ms. Swineford. With eight members of the Board of Nursing participating, a quorum was established.

David Robinson, Assistant Attorney General, presented evidence that the continued practice as a massage therapist by **Jesse Charles James Fitzsimmons, LMT (0019-017393)** may present a substantial danger to the health and safety of the public.

CLOSED MEETING: Dr. Parke moved that the Board of Nursing convene a closed meeting pursuant to §2.2-3711(A)(27) of the Code of Virginia at 8:50 A.M., for the purpose of deliberation to reach a decision in the matter of **Jesse Charles James Fitzsimmons**. Additionally, Dr. Parke moved that Ms. Douglas, Dr. Hills, Ms. Morris, Ms. Bargdill, Ms. Tamayo-Suijk, Ms. Vu and Mr. Rutkowski 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 by Ms. McElfresh and carried unanimously.

RECONVENTION: The Board reconvened in open session at 9:00 A.M.

Mr. Robinson, Ms. Joseph, Ms. Ribley, Mr. Efreom, Ms. Wilkins, Ms. Dewey, Ms. McGruder and Ms. Stoll re-joined the meeting at 9:00 A.M.

Dr. Parke 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 by Ms. McElfresh and carried unanimously.

Ms. Cartte moved to summarily suspend the license of **Jesse Charles James Fitzsimmons** to practice massage therapy and to offer a consent order for indefinite suspension of his license for a period of not less than two years in lieu of a formal hearing. The motion was seconded by Ms. McElfresh and carried unanimously.

The meeting was adjourned at 9:03 A.M.

Jay Douglas, MSM, RN, CSAC, FRE
Executive Director