

**VIRGINIA BOARD OF NURSING  
CONSENT ORDER CONSIDERATION  
AND  
FORMAL HEARINGS  
August 14, 2024**

TIME AND PLACE: The meeting of the Virginia Board of Nursing was called to order at 9:44 A.M., on August 14, 2024, in Board Room 4, Department of Health Professions, 9960 Mayland Drive, Suite 201, Henrico, Virginia.

BOARD MEMBERS  
PRESENT:

Cynthia Swineford, MSN, RN, CNE; **President**  
Pamela Davis, RN  
Margaret Freidenberg, Citizen Member  
Paul Hogan, Citizen Member  
Maria Mercedes Olivieri, LMT

STAFF PRESENT:

Christina Bargdill, BSN, MHS, RN; Deputy Executive Director  
Ann Hardy, MSN, RN; Deputy Executive Director  
Claire Morris, RN, LHNA; Incoming Executive Director  
Robin Hills, DNP, RN, WHNP; Deputy Executive Director for  
Advanced Practice  
Huong Vu, Operations Manager  
Sylvia Tamayo-Suijk, Senior Nursing Discipline Specialist – **joined the meeting at 10:00 A.M.**

OTHERS PRESENT:

Laura Booberg, Assistant Attorney General

ESTABLISHMENT  
OF A PANEL:

With five members of the Board present, a panel was established.

CONSENT ORDER CONSIDERATION:

**YuYan Wang, LMT**

**0019-015279**

Ms. Davis moved that the Board of Nursing accept the consent order to indefinitely suspend the license of **YuYan Wang** to practice as a massage therapy in the Commonwealth of Virginia. The motion was seconded by Ms. Friedenber and carried unanimously.

**Zachary Nelson Guzman, LMT**

**0019-008138**

Ms. Davis moved that the Board of Nursing accept the consent order for voluntary surrender for revocation of **Zachary Nelson Guzman's**

license to practice massage therapy in the Commonwealth of Virginia.  
The motion was seconded by Ms. Friedenberg and carried unanimously.

**Phuong Duy Nguyen, LMT**

**0019-017915**

Ms. Davis moved that the Board of Nursing accept the consent order to indefinitely suspend the right of **Phuong Duy Nguyen** to renew his license to practice massage therapy in the Commonwealth of Virginia.  
The motion was seconded by Ms. Friedenberg and carried unanimously.

Ms. Morris, Dr. Hills, and Ms. Vu left the meeting at 9:46 A.M.

Ms. Tamayo-Suijk joined the meeting at 10:00 A.M.

FORMAL HEARINGS:

**Rebecca Lynn Oyster, LMT**

**0019-007833**

Ms. Oyster did not appear.

David Kazzie, Adjudication Specialist, Administrative Proceedings Division, represented the Commonwealth. Ms. Booberg was legal counsel for the Board. Josh Delauter, County Court Reporters, recorded the proceedings.

Melvia Baylor, Board of Nursing Compliance Specialist, was present and testified.

CLOSED MEETING:

Mr. Hogan moved that the Board of Nursing convene a closed meeting pursuant to §2.2-3711(A)(27) of the Code of Virginia at 10:19 A.M., for the purpose of deliberation to reach a decision in the matter of **Rebecca Lynn Oyster**. Additionally, Mr. Hogan moved that Ms. Bargdill, Ms. Hardy, Ms. Tamayo-Suijk and Ms. Booberg, Board Counsel, 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. Davis and carried unanimously.

RECONVENTION:

The Board reconvened in open session at 10:26 A.M.

Mr. Hogan 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. Davis and carried unanimously.

**ACTION:** Mr. Hogan moved that the Board of Nursing suspend the license of **Rebecca Lynn Oyster** to practice as a massage therapist in the Commonwealth of Virginia until such time as Ms. Oyster provides satisfactory proof of meeting the licensure requirements for renewal. The motion was seconded by Ms. Davis and carried unanimously.

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

**RECESS:** The Board recessed at 10:27 A.M.

Ms. Bargdill left the meeting at 10:27 A.M.

**RECONVENTION:** The Board reconvened at 11:03 A.M.

Dr. Hills joined the meeting at 11:03 A.M.

**FORMAL HEARING:** **YuQin Wang, LMT** **0019-015226**

Ms. Wang appeared and was accompanied by Jeong Chan, her sister.

Avi Efreom, Adjudication Specialist, Administrative Proceedings Division, represented the Commonwealth. Ms. Booberg was legal counsel for the Board. Josh Delauter, County Court Reporters, recorded the proceedings.

Ms. Swineford granted a continuance in order for the Board to obtain the service of a Mandarin Interpreter.

**RECESS:** The Board recessed at 11:06 A.M.

The service of Mandarin Interpreter was obtained by the Board.

Yumei Silva, Mandarin Interpreter joined the meeting at 1:00 P.M. and provided the interpretation for the Board.

RECONVENTION: The Board reconvened at 1:14 P.M.

Melvina Baylor, Board of Nursing Compliance Specialist, was present and testified.

CLOSED MEETING: Mr. Hogan moved that the Board of Nursing convene a closed meeting pursuant to §2.2-3711(A)(27) of the Code of Virginia at 2:06 P.M., for the purpose of deliberation to reach a decision in the matter of **YuQin Wang**. Additionally, Mr. Hogan moved that Dr. Hills, Ms. Hardy, Ms. Tamayo-Suijk and Ms. Booberg, Board Counsel, 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. Davis and carried unanimously.

RECONVENTION: The Board reconvened in open session at 2:27 P.M.

Mr. Hogan 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. Davis and carried unanimously.

ACTION: Ms. Olivieri moved that the Board of nursing indefinitely suspend the license of **YuQin Wang** to practice as a massage therapist in the Commonwealth of Virginia until such time as Ms. Wang demonstrates compliance with continuing competency requirements. The motion was seconded by Ms. Davis and carried unanimously.

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

RECESS: The Board recessed at 2:28 P.M.

RECONVENTION: The Board reconvened at 2:48 P.M.

FORMAL HEARING: **Xiao Ying Wang, LMT** **0019-013139**

Ms. Wang appeared, was accompanied by her son, Zimu Han, and was represented by Mark Passero, her attorney.

Christine Andreoli, Adjudication Specialist, Administrative Proceedings Division, represented the Commonwealth. Ms. Booberg was legal counsel for the Board. Josh Delauter, County Court Reporters, recorded the proceedings.

Yumei Silvia provided the Mandarin interpretation for the Board.

**CLOSED MEETING:** Mr. Hogan moved that the Board of Nursing convene a closed meeting pursuant to §2.2-3711(A)(27) of the Code of Virginia at 3:50 P.M., for the purpose of deliberation to reach a decision in the matter of **Xiao Ying Wang**. Additionally, Mr. Hogan moved that Dr. Hills, Ms. Hardy, Ms. Tamayo-Suijk and Ms. Booberg, Board Counsel, 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. Davis and carried unanimously.

**RECONVENTION:** The Board reconvened in open session at 4:31 P.M.

Mr. Hogan 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. Davis and carried unanimously.

**ACTION:** Ms. Olivieri moved that the Board of nursing reinstate the license of **Xiao Ying Wang** to practice as a massage therapist in the Commonwealth of Virginia contingent upon Ms. Wang providing proof of successful completion of terms. The motion was seconded by Ms. Friedenberg and carried with three votes in favor of the motion. Ms. Swineford and Ms. Davis opposed the motion.

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

**ADJOURNMENT:** The Board adjourned at 4:32 P.M.

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Ann Hardy, MSN, RN  
Deputy Executive Director