

**VIRGINIA BOARD OF NURSING
FORMAL HEARINGS
July 19, 2018**

TIME AND PLACE: The meeting of the Virginia Board of Nursing was called to order at 10:15 A.M. on July 19, 2018 in Board Room 2, Department of Health Professions, 9960 Mayland Drive, Suite 201, Henrico Virginia.

BOARD MEMBERS PRESENT:

Louise Hershkowitz, CRNA, MSHA; President
Marie Gerardo, MS, RN. ANP-BC; Second Vice President
Trula Minton, MS, RN
Mark Monson, Citizen Member
Meenakshi Shah, BA, RN
Grace Thapa, DNP, FNP-BC, AE-C

STAFF PRESENT: Jay P. Douglas, MSM, RN, CSAC, FRE; Executive Director
Jodi P. Power, RN, JD; Senior Deputy Executive Director
Darlene Graham, Senior Discipline Specialist

OTHERS PRESENT: Charis Mitchell, Assistant Attorney General, Board Counsel
PN Students from Fortis College
Senior Nursing Students from Southside Regional Medical Center
PN Students from Virginia Western Community College

ESTABLISHMENT OF A PANEL:

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

FORMAL HEARINGS: **Shelia Murphy, RN** **Maryland License Number R153466 with
Multistate Privilege**
Ms. Murphy appeared.

Cynthia Gaines, Adjudication Specialist, represented the Commonwealth. Ms. Mitchell was legal counsel for the Board. Lori Larsen, court reporter with Crane-Snead & Associates, recorded the proceedings.

Ms. Murphy requested a continuance which was granted.

RECESS: The Board recessed at 10:30 A.M.

RECONVENTION: The Board reconvened at 1:00 P.M.

FORMAL HEARINGS: **Kathy Ramirez Caviness, CNA Applicant**
Ms. Caviness appeared.

Steve Bulger, Adjudication Specialist, represented the Commonwealth. Ms. Mitchell was legal counsel for the Board. Lori Larsen, court reporter with Crane-Snead & Associates, recorded the proceedings.

CLOSED MEETING: Mr. Monson moved that the Board of Nursing convene a closed meeting pursuant to §2.2-3711(A)(27) of the *Code of Virginia* at 1:30 P.M., for the purpose of deliberation to reach a decision in the matter of Ms. Caviness. Additionally, Mr. Monson moved that Ms. Douglas, Ms. Power, Ms. Graham, and Ms. Mitchell 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 1:45 P.M.

Ms. Shah 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 and carried unanimously.

Dr. Thapa moved that the Board of Nursing accept the findings of fact and conclusions of law as presented by Mr. Bulger and amended by the Board. The motion was seconded and carried unanimously.

ACTION: Mr. Monson moved that the Board of Nursing approve the application of Kathy Ramirez Caviness for certification as a nurse aide in the Commonwealth of Virginia. The motion was seconded and carried unanimously.

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

FORMAL HEARINGS: **Kristina Lavinia Bradley, RN** **0001-250457**
Ms. Bradley appeared and was accompanied by Mark Bolden, her father.

David Kazzie, Adjudication Specialist, represented the Commonwealth. Ms. Mitchell was legal counsel for the Board. Lori Larsen, court reporter with Crane-Snead & Associates, recorded the proceedings.

Anna Badgley, Senior Investigator, Department of Health Professions, was present and testified.

CLOSED MEETING: Mr. Monson moved that the Board of Nursing convene a closed meeting pursuant to §2.2-3711(A)(27) of the *Code of Virginia* at 2:50 P.M., for the purpose of deliberation to reach a decision in the matter of Ms. Bradley. Additionally, Mr. Monson moved that Ms. Douglas, Ms. Power, Ms. Graham, and Ms. Mitchell 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 3:30 P.M.

Ms. Shah 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 and carried unanimously.

Dr. Thapa moved that the Board of Nursing accept the findings of fact and conclusions of law as presented by Mr. Kazzie and amended by the Board. The motion was seconded and carried unanimously.

ACTION: Mr. Monson moved that the Board of Nursing reprimand Kristina Lavinia Bradley and reinstate her license to practice professional nursing in the Commonwealth of Virginia contingent upon:

- *Payment of a \$4,000.00 monetary penalty and*
- *Completion of the following three NCSBN courses:*
 - Professional Accountability and Legal Liability for Nurses
 - Righting a Wrong: Ethics and Professionalism in Nursing
 - Documentation: A Critical Aspect of Client Care

The motion was seconded and carried unanimously.

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

The students left the meeting at 3:47 P.M.

FORMAL HEARINGS: **Natalie D. Bassett, CNA, RMA** **1401-105034** **0031-008321**
Ms. Bassett did not appear.

Tammie Jones, Adjudication Specialist, represented the Commonwealth. Ms. Mitchell was legal counsel for the Board. Lori Larsen, court reporter with Crane-Snead & Associates, recorded the proceedings.

Lisa Elgin, Senior Investigator, Department of Health Professions, testified via telephone.

CLOSED MEETING: Mr. Monson moved that the Board of Nursing convene a closed meeting pursuant to §2.2-3711(A)(27) of the *Code of Virginia* at 4:13 P.M., for the

purpose of deliberation to reach a decision in the matter of Ms. Bassett. Additionally, Mr. Monson moved that Ms. Douglas, Ms. Power, Ms. Graham, and Ms. Mitchell 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 4:30 P.M.

Dr. Thapa 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 and carried unanimously.

Ms. Shah moved that the Board of Nursing accept the findings of fact and conclusions of law as presented by Ms. Jones and amended by the Board. The motion was seconded and carried unanimously.

ACTION:

Ms. Minton moved that the Board of Nursing indefinitely suspend the certificate of Natalie D. Bassett to practice as a nurse aide in the Commonwealth of Virginia, but suspension is stayed contingent upon her continued compliance with the Virginia Health Practitioners' Monitoring Program (HPMP). The motion was seconded and carried unanimously.

Ms. Minton moved that the Board of Nursing take no action against the registration of Natalie D. Bassett to practice as a medication aide in the Commonwealth of Virginia due to the registration being expired for greater than one year. The motion was seconded and carried unanimously.

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

ADJOURNMENT:

The Board adjourned at 4:35 P.M.

Jodi P. Power, RN, JD
Senior Deputy Executive Director