

**VIRGINIA BOARD OF NURSING
MINUTES**

November 14, 2018

Panel - A

TIME AND PLACE: The meeting of the Virginia Board of Nursing was called to order at 9:25 A.M. on November 14, 2018 in Board Room 2, Department of Health Professions, 9960 Mayland Drive, Suite 201, Henrico, Virginia.

BOARD MEMBERS PRESENT:

Louise Hershkowitz, CRNA, MSHA, President
Margaret Friedenber. Citizen Member
Dixie L. McElfresh, LPN
Trula E. Minton, MS, RN
Meenakshi Shah, BA, RN

STAFF PRESENT:

Jay P. Douglas, MSM, RN, CSAC, FRE; Executive Director
Charlette Ridout, RN, MS, CNE; Deputy Executive Director
Darlene Graham, Senior Discipline Specialist

OTHERS PRESENT:

James Rutkowski, Assistant Attorney General, Board Counsel

ESTABLISHMENT OF A PANEL:

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

CONSIDERATION OF AGENCY SUBORDINATE RECOMMENDATIONS:

Keyona Denise Harris, CNA

1401-181420

Ms. Harris appeared and submitted written response.

CLOSED MEETING:

Ms. Minton moved that the Board of Nursing convene a closed meeting pursuant to §2.2-3711(A)(27) of the *Code of Virginia* at 9:28 A.M., for the purpose of consideration of the agency subordinate recommendation regarding Ms. Harris. Additionally, Ms. Minton moved that Ms. Douglas, Ms. Ridout, Ms. Graham and Mr. Rutkowski, 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 and carried unanimously.

RECONVENTION:

The Board reconvened in open session at 9:39 A.M.

Ms. Minton 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. Friedenberg moved that the Board of Nursing accept the recommended decision of the agency subordinate to revoke the certificate of Keyona Denise Harris to practice as a nurse aide in the Commonwealth of Virginia and to enter a Finding of Abuse against her in the Virginia Nurse Aide Registry. The motion was seconded and carried unanimously.

CLOSED MEETING:

Ms. Minton moved that the Board of Nursing convene a closed meeting pursuant to §2.2-3711(A)(27) of the *Code of Virginia* at 9:48 A.M., for the purpose of consideration of the remaining agency subordinate recommendations. Additionally, Ms. Minton moved that Ms. Douglas, Ms. Ridout, Ms. Graham and Mr. Rutkowski, 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 and carried unanimously.

RECONVENTION:

The Board reconvened in open session at 10:32 A.M.

Ms. Minton 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.

Marcina Burnett Rawlings, RN

0001-197083

Ms. Rawling did not appear.

Ms. Minton moved that the Board of Nursing accept the recommended decision of the agency subordinate to require Marcina Burnett Rawling to have an evaluation by a mental health specialist satisfactory to the Board and written report of the evaluation, including a diagnosis, a recommended course of therapy, and a prognosis sent to the Board within 90 days from the date of entry of the Order . The motion was seconded and carried unanimously.

Kisha Larae Johnson, RMA

0031-008716

Ms. Johnson did not appear.

Ms. Minton moved that the Board of Nursing accept the recommended decision of the agency subordinate to indefinitely suspend the registration of Kisha Larae Johnson to practice as a medication aide in the Commonwealth of Virginia for a period of not less than one year from the date of entry of the Order. The motion was seconded and carried unanimously.

Amanda Kathryn Smith, LPN

0002-085232

Ms. Smith did not appear.

Ms. Shah moved that the Board of Nursing accept the recommended decision of the agency subordinate to reprimand Amanda Kathryn Smith and to indefinitely suspend her license to practice a practical nursing in the Commonwealth of Virginia. The motion was seconded and carried unanimously.

Delita Anderson, CNA

1401-160348

Ms. Anderson did not appear.

Ms. Shah moved that the Board of Nursing accept the recommended decision of the agency subordinate to suspend the certificate of Delita Anderson to practice as a nurse aide in the Commonwealth of Virginia for a period of not less than one year from the date on entry of the Order. The motion was seconded and carried unanimously.

Rometta L. Saunders, CNA

1401-116107

Ms. Saunders did not appear.

Ms. Shah moved that the Board of Nursing accept the recommended decision of the agency subordinate to suspend the certificate of Rometta L. Saunders to practice as a nurse aide in the Commonwealth of Virginia for a period of not less than two years from the date on entry of the Order. The motion was seconded and carried unanimously.

Carla Serena Morse, RN

0001-219466

Ms. Morse did not appear.

Ms. Minton moved that the Board of Nursing accept the recommended decision of the agency subordinate to accept the voluntary surrender for indefinite suspension of Carla Serena Morse's right to renew her license to practice professional nursing in the Commonwealth of Virginia for a period of not less than two years from the date of entry of the Order. The motion was seconded and carried unanimously.

Kimberly Lee Patterson, RN

0001-227068

Ms. Patterson did not appear.

Ms. Minton moved that the Board of Nursing accept the recommended decision of the agency subordinate to indefinitely suspend the license of Kimberly Lee Patterson to practice professional nursing in the Commonwealth of Virginia. Said suspension is to be stayed upon proof of Ms. Patterson's entry into a Contract with the Virginia Health Practitioners'

Monitoring Program (HPMP) within 60 days of the date of entry of the Order and compliance with all terms and conditions of the HPMP for the period specified by the HPMP. The motion was seconded and carried unanimously.

Stephanie Lynne Vogel Harris, RN **0001-241511**

Ms. Harris did not appear.

Ms. Shah moved that the Board of Nursing accept the recommended decision of the agency subordinate to reprimand Stephanie Lynne Vogel Harris and to require her within 60 days from the date of entry of the Order to provide written proof satisfactory to the Board of successful completion of the following NCSBN courses:

- *Disciplinary Actions: What Every Nurse Should Know;*
- *Ethics of Nursing Practice;*
- *Professional Accountability & Legal Liability for Nurses; and*
- *Righting a Wrong: Ethics and Professionalism in Nursing*

The motion was seconded and carried unanimously.

Terri Medleta Jackson, LPN **0002-073865**

Ms. Jackson did not appear.

Ms. Shah moved that the Board of Nursing accept the recommended decision of the agency subordinate to indefinitely suspend the license of Terri Medleta Jackson to practice practical nursing in the Commonwealth of Virginia. Said suspension is to be stayed upon proof of Ms. Jackson's entry into a Contract with the Virginia Health Practitioners' Monitoring Program (HPMP) and compliance with all terms and conditions of the HPMP for the period specified by the HPMP. The motion was seconded and carried unanimously.

Emma Vastena Reaves, CNA **1401-120945**

Ms. Reaves did not appear.

Ms. Shah moved that the Board of Nursing accept the recommended decision of the agency subordinate to reprimand Emma Vastena Reaves. The motion was seconded and carried unanimously.

Yvettrise Marquitta Hoskie, CNA **1401-071854**

Ms. Hoskie did not appear.

Ms. Minton moved that the Board of Nursing accept the recommended decision of the agency subordinate to reprimand Yvettrise Marquitta Hoskie and to order her undergo a mental health evaluation, to include a psychiatric evaluation conducted by a Board-approved specialist who holds an unrestricted license, and a written report of the evaluation, including a

diagnosis, recommended course of therapy, prognosis, and any other recommendations sent to the Board, within 90 days of the entry of the Order . The motion was seconded and carried unanimously.

Annah Higgs Barrett, RN Applicant

Ms. Barrett did not appear.

Ms. Shah moved that the Board of Nursing accept the recommended decision of the agency subordinate to approve the application of Annah Higgs Barrett for licensure to practice professional nursing in the Commonwealth of Virginia. Upon successful completion of the NCLEX examination, Ms. Barrett shall be issued an unrestricted license. The motion was seconded and carried unanimously.

Emily L. Payne, CNA **1401-082117**

Ms. Payne did not appear but submitted written response.

Ms. Minton moved that the Board of Nursing accept the recommended decision of the agency subordinate to reprimand Emily L. Payne. The motion was seconded and carried unanimously.

Wendy May Kocsis Burkett, CNA **1401-096348**

Ms. Burkett did not appear.

Ms. Minton moved that the Board of Nursing accept the recommended decision of the agency subordinate to revoke the certificate of Wendy May Kocsis Burkett to practice as a nurse aide in the Commonwealth of Virginia and to enter a Finding of Misappropriation of Patient Property against her in the Virginia Nurse Aide Registry. The motion was seconded and carried unanimously.

Kristin Lanham Barry, RN **0001-233924**

Ms. Barry did not appear.

Ms. Shah moved that the Board of Nursing accept the recommended decision of the agency subordinate to reprimand Kristin Lanham Barry. The motion was seconded and carried unanimously.

Jordan Samantha Slayton, RN **0001-219185**

Ms. Slayton appeared.

CLOSED MEETING:

Ms. McElfresh moved that the Board of Nursing convene a closed meeting pursuant to §2.2-3711(A)(27) of the *Code of Virginia* at 10:57 A.M., for the purpose of consideration of the agency subordinate recommendation of Jordan Samantha Slayton, RN. Additionally, Ms. McElfresh moved that Ms.

Douglas, Ms. Ridout, Ms. Graham and Mr. Rutukowski, 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 and carried unanimously.

RECONVENTION: The Board reconvened in open session at 11:07 A.M.

Ms. Minton 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. McElfresh moved that the Board of Nursing accept the recommended decision of the agency subordinate to take no action at this time, contingent upon Jordan Samantha Slayton's entry into the Virginia Health Practitioners' Monitoring Program (HPMP) and provide to the Board proof of entry into a Contract with the HPMP within 45 days of the date of the Order and compliance with all terms and conditions of the HPMP for the period specified by the HPMP. The motion was seconded and carried unanimously.

ADJOURNMENT: The Board adjourned at 11:10 A.M.

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

Ms. Minton 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. Friedenberg 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. McElfresh moved that the Board of Nursing reprimand Kathleen Michelle Maisel Salder and require her to complete within 90 days from the date of entry of the Order three of the following NCSBN courses: *Professional Accountability & Legal Liability for Nurses, Ethics of Nursing Practice* and *Righting a Wrong – Ethics & Professionalism in Nursing*. 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.

RECESS:

The Board recessed at 12:40 P.M.

RECONVENTION:

The Board reconvened at 1:45 P.M.

FORMAL HEARINGS:

Anna M. Martin, RN
Ms. Martin appeared.

0001-081344

David Kazzie, Adjudication Specialist for the Department of Health Professions, represented the Commonwealth. Ms. Rutkowski was legal counsel for the Board. L. Kim Taylor, court reporter with Farnsworth & Taylor Reporting LLC, recorded the proceedings.

Marcella Luna, Investigator Supervisor, Department of Health Professions, was present and testified.

CLOSED MEETING:

Ms. McElfresh moved that the Board of Nursing convene a closed meeting pursuant to §2.2-3711(A)(27) of the *Code of Virginia* at 2:40 P.M., for the purpose of deliberation to reach a decision in the matter of Ms. Martin. Additionally, Ms. McElfresh moved that Ms. Douglas, Ms. Ridout, Ms. Graham 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 and carried unanimously.

RECONVENTION: The Board reconvened in open session at 3:00 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.

Ms. Friedenberg 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: Ms. Minton moved that the Board of Nursing deny application of Anna M. Martin for reinstatement of her license to practice professional nursing in the Commonwealth of Virginia and to continue her license on indefinite suspension for a period of not less than two years. 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: **Alethia F. Malone Uwandu, LPN** **0002-059284**
Mr. Uwandu did not appear.

David Kazzie, Adjudication Specialist for the Department of Health Professions, represented the Commonwealth. Mr. Rutkowski was legal counsel for the Board. L. Kim Taylor, court reporter with Farnsworth & Taylor Reporting LLC, recorded the proceedings.

CLOSED MEETING: Ms. McElfresh moved that the Board of Nursing convene a closed meeting pursuant to §2.2-3711(A)(27) of the *Code of Virginia* at 3:31 P.M., for the purpose of deliberation to reach a decision in the matter of Ms. Uwandu. Additionally, Ms. McElfresh moved that Ms. Douglas, Ms. Ridout, Ms. Graham 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 and carried unanimously.

RECONVENTION: The Board reconvened in open session at 3:37 P.M.

Ms. McElfresh 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. Friedenbergr 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:

Ms. Shah moved that the Board of Nursing reprimand Alethia F. Malone Uwanda and indefinitely suspend her license to practice practical nursing 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.

ADJOURNMENT:

The Board adjourned at 3:40 P.M.

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

**VIRGINIA BOARD OF NURSING
MINUTES**

November 14, 2018

Panel - B

TIME AND PLACE: The meeting of the Virginia Board of Nursing was called to order at 9:19 A.M. on November 14, 2018 in Board Room 3, Department of Health Professions, 9960 Mayland Drive, Suite 201, Henrico, Virginia.

BOARD MEMBERS PRESENT:

Jennifer Phelps, LPN, QMHPA, First Vice President
Laura Cei, BS, CCRP
Marie Gerardo, MS, RN, ANP-BC, Second Vice President
Joyce A. Hahn, PhD, RN, NEA-BC, FNAP, FAAN
Mark D. Monson, Citizen Member
Grace Thapa, DNP, FNP-BC, AE-C

STAFF PRESENT:

Jodi P. Power, RN, JD, Senior Deputy Executive Director
Robin L. Hills, RN, DNP, WHNP; Deputy Executive Director
Sylvia Tamayo-Suijk, Discipline Team Coordinator

OTHERS PRESENT:

Charis Mitchell, Assistant Attorney General, Board Counsel
Nurse Aide Students from Hanover County Public Schools

ESTABLISHMENT OF A PANEL:

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

CONSIDERATION OF AGENCY SUBORDINATE RECOMMENDATIONS:

Marcia Perez Pacho, RN 0001-205204

Ms. Pacho appeared and submitted a written response.

CLOSED MEETING:

Dr. Thapa moved that the Board of Nursing convene a closed meeting pursuant to §2.2-3711(A)(27) of the *Code of Virginia* at 9:28 A.M., for the purpose of consideration of the agency subordinate recommendation regarding Ms. Pacho. Additionally, Dr. Thapa moved that Ms. Power, Dr. Hills, Ms. Tamayo-Suijk and Ms. Mitchell, 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 and carried unanimously.

RECONVENTION:

The Board reconvened in open session at 9:40 A.M.

Ms. Cei 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.

Mr. Monson moved that the Board of Nursing modify the recommended decision of the agency subordinate and edit Finding of Fact #3 and issue an order to take no action at this time against the license of Marcia Perez Pacho to practice professional nursing in the Commonwealth of Virginia contingent upon her continued compliance with all terms and conditions of the Virginia Health Practitioners' Monitoring Program (HPMP). The motion was seconded and carried unanimously.

CLOSED MEETING:

Dr. Thapa moved that the Board of Nursing convene a closed meeting pursuant to §2.2-3711(A)(27) of the *Code of Virginia* at 9:44 A.M., for the purpose of consideration of the agency subordinate recommendations. Additionally, Dr. Thapa moved that Ms. Power, Dr. Hills, Ms. Tamayo-Suijk and Ms. Mitchell, 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 and carried unanimously.

RECONVENTION:

The Board reconvened in open session at 10:14A.M.

Ms. Cei 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.

Kristen Norris, CNA 1401-181059

Ms. Norris did not appear.

Ms. Gerardo moved that the Board of Nursing accept the recommended decision of the agency subordinate to indefinitely suspend Kristen Norris' right to renew her certification to practice as a nurse aide in the Commonwealth of Virginia for a period of not less than two years. The motion was seconded and carried unanimously.

Jessee Nicole Perry, LPN 0002-087684

Ms. Perry did not appear.

Ms. Gerardo moved that the Board of Nursing accept the recommended decision of the agency subordinate to indefinitely suspend Jessee Nicole Perry's right to renew her license to practice as a practical nurse in the Commonwealth of Virginia. This suspension applies to any multistate privilege. The motion was seconded and carried unanimously.

Gareth John Reeves, RN 0001-156986

Mr. Reeves did not appear.

Ms. Gerardo moved that the Board of Nursing accept the recommended decision of the agency subordinate to reprimand and indefinitely suspend the license of Gareth John Reeves to practice professional nursing in the Commonwealth of Virginia. Said suspension is to be stayed contingent upon Mr. Reeves' continued compliance with all terms and conditions of the Virginia Health Practitioners' Monitoring Program (HPMP). This suspension applies to any multistate privilege. The motion was seconded and carried unanimously.

Cynthia Rae Rager, LPN 0002-093424

Ms. Rager did not appear.

Ms. Gerardo moved that the Board of Nursing accept the recommended decision of the agency subordinate to reprimand Cynthia Rae Rager. The motion was seconded and carried unanimously.

Rachel Carper, CNA 1401-187355

Ms. Carper did not appear but submitted a written response.

Ms. Gerardo moved that the Board of Nursing accept the recommended decision of the agency subordinate to suspend the certification of Rachel Carper to practice as a nurse aide in the Commonwealth of Virginia for a period of not less than one year and to enter a Finding of Neglect against her in the Virginia Nurse Aide Registry. The motion was seconded and carried unanimously.

Kanisha K. Grant, CNA 1401-185530

Ms. Grant did not appear.

Dr. Hahn moved that the Board of Nursing modify the recommended decision of the agency subordinate to impose no sanction on the certification of Kanisha K. Grant to practice as a nurse aide in the Commonwealth of Virginia. The motion was seconded and carried with four in favor of the motion. Dr. Thapa and Mr. Monson opposed the motion.

Cheryl Deneen Christian, RN 0001-136682

Ms. Christian did not appear.

Ms. Gerardo moved that the Board of Nursing accept the recommended decision of the agency subordinate to reprimand Cheryl Deneen Christian and place Ms. Christian on indefinite probation with terms and conditions for a period of not less than two years of employment from the date of entry of the Order. The motion was seconded and carried unanimously.

Mary LeClair, RN 0001-102558

Ms. LeClair did not appear.

Ms. Gerardo moved that the Board of Nursing accept the recommended decision of the agency subordinate to take no action at this time against the license of Mary LeClair to practice professional nursing in the Commonwealth of Virginia contingent upon her continued compliance with all terms and conditions of the Virginia Health Practitioners' Monitoring Program (HPMP). The motion was seconded and carried unanimously.

Claudia Rose Guerra, RN 0001-241773

Ms. Guerra did not appear.

Ms. Gerardo moved that the Board of Nursing accept the recommended decision of the agency subordinate to take no action at this time against the license of Claudia Rose Guerra to practice professional nursing in the Commonwealth of Virginia contingent upon proof of Ms. Guerra's entry into a Contract with the Virginia Health Practitioners' Monitoring Program (HPMP) within 90 days of Order entry and compliance with all terms and conditions of the HPMP for the period specified by the HPMP. The motion was seconded and carried unanimously.

Amanda Violet Neely, LPN 0002-086652

Ms. Neely did not appear.

Ms. Gerardo moved that the Board of Nursing accept the recommended decision of the agency subordinate to indefinitely suspend the license of Amanda Violet Neely to practice practical nursing in the Commonwealth of Virginia. Said suspension is to be stayed contingent upon Ms. Neely's continued compliance with all terms and conditions of the Virginia Health Practitioners' Monitoring Program (HPMP). The motion was seconded and carried unanimously.

Wendie L. Pierce, LPN 0002-079455

Ms. Pierce did not appear but submitted a written response.

Dr. Thapa moved that the Board of Nursing accept the recommended decision of the agency subordinate to indefinitely suspend the license of Wendie L. Pierce to practice practical nursing in the Commonwealth of Virginia. This suspension applies to any multistate privilege. The motion was seconded and carried unanimously.

Cortland Marshall Hurst, CNA 1401-180987

Mr. Hurst did not appear.

Ms. Gerardo moved that the Board of Nursing accept the recommended decision of the agency subordinate to revoke the certification of Cortland Marshall Hurst to practice as a nurse aide in the Commonwealth of Virginia and to enter a Finding of Abuse against him in the Virginia Nurse Aide Registry. The motion was seconded and carried unanimously.

Julie Marie Little, RN 0001-186421

Ms. Little did not appear.

Ms. Gerardo moved that the Board of Nursing accept the recommended decision of the agency subordinate to indefinitely suspend the license of Julie Marie Little to practice professional nursing in the Commonwealth of Virginia. This suspension applies to any multistate privilege. The motion was seconded and carried unanimously.

Daria Harris, CNA 1401-177495

Ms. Harris did not appear.

Ms. Gerardo moved that the Board of Nursing accept the recommended decision of the agency subordinate to revoke the certification of Daria Harris to practice as a nurse aide in the Commonwealth of Virginia and to enter a Finding of Misappropriation of Patient Property against her in the Virginia Nurse Aide Registry. The motion was seconded and carried unanimously.

Latisha Renee Gregory, CNA 1401-175936

Ms. Gregory did not appear.

Dr. Thapa moved that the Board of Nursing accept the recommended decision of the agency subordinate to indefinitely suspend the certification of Latisha Renee Gregory to practice as a nurse aide in the Commonwealth of Virginia but added “for a period of not less than one year” and to enter a Finding of Neglect against her in the Virginia Nurse Aide Registry. The motion was seconded and carried unanimously.

Nicolette Harris, RN Applicant

Ms. Harris did not appear.

Ms. Gerardo moved that the Board of Nursing accept the recommended decision of the agency subordinate to deny the application of Nicolette Harris for licensure to practice professional nursing in the Commonwealth of Virginia. The motion was seconded and carried unanimously.

ADJOURNMENT: The Board adjourned at 10:27 A.M.

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

**VIRGINIA BOARD OF NURSING
FORMAL HEARINGS
November 14, 2018
Panel – B**

TIME AND PLACE: The meeting of the Virginia Board of Nursing was called to order at 10:32 A.M. on November 14, 2018 in Board Room 3, Department of Health Professions, 9960 Mayland Drive, Suite 201, Henrico Virginia.

BOARD MEMBERS PRESENT:

Jennifer Phelps, BS, LPN, QMHPA; First Vice President
Marie Gerardo, MS, RN, ANP-BC; Second Vice President
Laura Cei, BS, CCRP
Joyce A. Hahn, PhD, RN, NEA-BC, FNAP, FAAN
Mark Monson, Citizen Member
Grace Thapa, DNP, FNP-BC, AE-C

STAFF PRESENT:

Jodi P. Power, RN, JD; Senior Deputy Executive Director
Robin L. Hills, DNP, RN, WHNP; Deputy Executive Director for Advanced Practices
Sylvia Tamayo-Suijk, Discipline Team Coordinator

OTHERS PRESENT:

Charis Mitchell, Assistant Attorney General, Board Counsel
Nurse Aide Students from Hanover County Public School

ESTABLISHMENT OF A PANEL:

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

FORMAL HEARINGS:

Sarah Anne Tramontana, RN
Ms. Tramontana appeared.

0001-217927

Cynthia Gaines, Adjudication Specialist, represented the Commonwealth. Ms. Mitchell was legal counsel for the Board. Andrea Pegram, court reporter, recorded the proceedings.

Marian McLean, Senior Investigator, Department of Health Professions, was present and testified.

CLOSED MEETING:

Dr. Thapa moved that the Board of Nursing convene a closed meeting pursuant to §2.2-3711(A)(27) of the *Code of Virginia* at 11:26 A.M., for the purpose of deliberation to reach a decision in the matter of Ms. Tramontana. Additionally, Dr. Thapa moved that Ms. Power, Dr. Hills, Ms. Tamayo-Suijk 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 12:00 P.M.

Ms. Cei 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.

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

ACTION:

Ms. Gerardo moved that the Board of Nursing approve the application of Sarah Anne Tramontana for reinstatement of her license to practice professional nursing 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.

RECESS:

The Board recessed at 12:03 P.M.

RECONVENTION:

The Board reconvened at 12:11 P.M.

FORMAL HEARINGS:

Jodi Anne Sanderson, RN

0001-164590

Ms. Sanderson did not appear.

Cynthia Gaines, Adjudication Specialist, represented the Commonwealth. Ms. Mitchell was legal counsel for the Board. Andrea Pegram, court reporter, recorded the proceedings.

CLOSED MEETING:

Dr. Thapa moved that the Board of Nursing convene a closed meeting pursuant to §2.2-3711(A)(27) of the *Code of Virginia* at 12:27 P.M., for the purpose of deliberation to reach a decision in the matter of Ms. Sanderson. Additionally, Dr. Thapa moved that Ms. Power, Dr. Hills, Ms. Tamayo-Suijk 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 12:36 P.M.

Ms. Cei 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 Ms. Gaines, and amended by the Board. The motion was seconded and carried unanimously.

ACTION:

Mr. Monson moved that the Board of Nursing revoke the license of Jodi Anne Sanderson to practice professional nursing 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.

RECESS:

The Board recessed at 12:37 P.M.

RECONVENTION:

The Board reconvened at 1:33 P.M.

FORMAL HEARINGS:

DeSchelle Tenise Booker, CNA, RMA 1401-142362 0031-008876
Ms. Booker appeared.

Cynthia Gaines, Adjudication Specialist, represented the Commonwealth. Ms. Mitchell was legal counsel for the Board. Andrea Pegram, court reporter, recorded the proceedings.

Kelly Ashley, Senior Investigator, Department of Health Professions, and Brenda McCullen, RN, DON at Mennowood , were present and testified.

CLOSED MEETING:

Dr. Thapa moved that the Board of Nursing convene a closed meeting pursuant to §2.2-3711(A)(27) of the *Code of Virginia* at 3:03 P.M., for the purpose of deliberation to reach a decision in the matter of Ms. Booker. Additionally, Dr. Thapa moved that Ms. Power, Dr. Hills, Ms. Tamayo-Suijk 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 3:54 P.M.

Ms. Cei 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 Ms. Gaines, and amended by the Board. The motion was seconded and carried unanimously.

ACTION:

Ms. Gerardo moved that the Board of Nursing take no action against the certificate of DeSchelle Tenise Booker to practice as a nurse aide in the Commonwealth of Virginia since it is expired greater than 90 days. The motion was seconded and carried unanimously.

Ms. Gerardo moved that the Board of Nursing reprimand DeSchelle Tenise Booker as a medication aide in the Commonwealth of Virginia. The motion was seconded and carried with five votes in favor. Ms. Cei opposed the motion.

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.

Ms. Gerardo left the meeting at 4:00 P.M.

FORMAL HEARINGS:

Carole D. Pearson, LPN **0002-067894**

Ms. Pearson appeared and was accompanied by Palmer Pearson, her husband.

Holly Woodcock, Adjudication Specialist, represented the Commonwealth. Ms. Mitchell was legal counsel for the Board. Andrea Pegram, court reporter, recorded the proceedings.

Marcella Luna, Investigator Supervisor HQ, Department of Health Professions, and Palmer Pearson, were present and testified.

CLOSED MEETING:

Dr. Thapa moved that the Board of Nursing convene a closed meeting pursuant to §2.2-3711(A)(27) of the *Code of Virginia* at 5:09 P.M., for the purpose of deliberation to reach a decision in the matter of Ms. Pearson. Additionally, Dr. Thapa moved that Ms. Power, Dr. Hills, Ms. Tamayo-Suijk 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 5:46 P.M.

Dr. Hahn 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.

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

ACTION:

Ms. Cei moved that the Board of Nursing deny the application of Carole D. Pearson for reinstatement of her license to practice practical nursing 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.

ADJOURNMENT:

The Board adjourned at 5:50 P.M.

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