

**VIRGINIA BOARD OF NURSING
SPECIAL CONFERENCE COMMITTEE
OCTOBER 15, 2018**

TIME AND PLACE: The meeting of the Special Conference Committee of the Board of Nursing was convened at 9:25 A.M., on October 15, 2018, in Board Room 3, Department of Health Professions, 9960 Mayland Drive, Suite 201, Henrico, Virginia.

MEMBERS PRESENT: Trule E. Minton, MS, RN, Chairperson
Margaret J. Friedenber, Citizen Member
Dawn M. Hogue, MA, LMT – left at 1:30 pm

STAFF PRESENT: Jodi P. Power, R.N., J.D., Senior Deputy Executive Director
Charlette Ridout, R.N., M.S., C.N.E., Deputy Executive Director

**ADMINISTRATIVE
PROCEEDINGS**

STAFF PRESENT: David Kazzie, Adjudication Specialist

OTHERS PRESENT: Lana Jagadish, Adjudication Specialist
Grace Stewart, Adjudication Specialist (joined later)
Cathy Hanchey, Senior Licensing/Discipline Specialist
Melvina Baylor, Discipline Specialist
Brenda Hundley, Discipline Specialist
Sylvia Tamayo-Suijk, Discipline Team Leader
Kerri Webb, Owner, Fast Track Sports Management & Performance
Dyanne Gerber, Assistant, Fast Track Sports Management & Performance

**CONFERENCE
SCHEDULED:**

You Fu Yu, L.M.T. Reinstatement Applicant 0019-010397
Mr. Yu appeared, accompanied by his attorney, Shaoming Cheng, Esquire, and an interpreter, Yanyi Connor.

Ms. Baylor left the meeting at 10:00 A.M.
Ms. Stewart joined the meeting at 10:25 A.M.
Ms. Hundley left the meeting at 10:25 A.M.

CLOSED MEETING: Ms. Friedenber moved that the Special Conference Committee of the Board of Nursing convene a closed meeting pursuant to Section 2.2-3711(A)(27) of the *Code of Virginia* at 10:29 A.M. for the purpose of deliberation to reach a decision in the matter of Mr. Yu. Additionally, Ms. Friedenber moved that Ms. Ridout, Ms. Power, and Mr. Kazzie 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 11:08 A.M.

Ms. Friedenber**g** moved that the Special Conference Committee of 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.

ACTION:

Ms. Hogue moved to issue an Order to Deny You Fu Yu's Application for Reinstatement of his license to practice as a Licensed Massage Therapist. The motion was seconded and carried unanimously.

An Order will be entered. As provided by law, this decision shall become a Final Order thirty days after service of such order on Mr. Yu unless a written request to the Board for a formal hearing on the allegations made against him is received from Mr. Yu within such time. If service of the order is made by mail, three additional days shall be added to that period. Upon such timely request for a formal hearing, the Order shall be vacated.

Ms. Hanchey left the meeting at 11:25 A.M.

**CONFERENCE
SCHEDULED:**

Robert Brown, L.M.T. 0019-011185
Mr. Brown appeared.

Ms. Stewart left the meeting at 11:45 A.M.

CLOSED MEETING:

Ms. Friedenber**g** moved that the Special Conference Committee of the Board of Nursing convene a closed meeting pursuant to Section 2.2-3711(A)(27) of the *Code of Virginia* at 12:05 P.M. for the purpose of deliberation to reach a decision in the matter of Mr. Brown. Additionally, Ms. Friedenber**g** moved that Ms. Ridout, Ms. Power, and Mr. Kazzie 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.

Ms. Tamayo-Suijk left the meeting at 12:35 P.M.

RECONVENTION:

The Committee reconvened in open session at 12:35 P.M.

Ms. Friedenber**g** moved that the Special Conference Committee of 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.

ACTION:

Ms. Hogue moved to issue an Order of Reprimand to Robert Brown, impose a Monetary Penalty of \$400.00 to be paid within 120 days of entry of the Order, and require he provide proof of completion of a Board-approved continuing education course regarding Professional Ethics and Therapeutic Boundaries

within 120 days of entry of the Order. The motion was seconded and carried unanimously.

An Order will be entered. As provided by law, this decision shall become a Final Order thirty days after service of such order on Mr. Brown unless a written request to the Board for a formal hearing on the allegations made against her is received from Mr. Brown within such time. If service of the order is made by mail, three additional days shall be added to that period. Upon such timely request for a formal hearing, the Order shall be vacated.

Ms. Webb and Ms. Gerber left the meeting at 12:45 P.M.

**CONFERENCE
SCHEDULED:**

Yong Liu, L.M.T. 0019-012866

Mr. Liu did not appear.

CLOSED MEETING:

Ms. Friedenberg moved that the Special Conference Committee of the Board of Nursing convene a closed meeting pursuant to Section 2.2-3711(A)(27) of the *Code of Virginia* at 12:52 P.M. for the purpose of deliberation to reach a decision in the matter of Mr. Liu. Additionally, Ms. Friedenberg moved that Ms. Ridout, Ms. Power, and Mr. Kazzie 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 1:28 P.M.

Ms. Friedenberg moved that the Special Conference Committee of 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.

ACTION:

Ms. Hogue moved to offer Yong Liu a Consent Order for the indefinite suspension of his license to practice as a Licensed Massage Therapist for not less than two years. The motion was seconded and carried unanimously.

This Consent Order shall be effective upon endorsement of its findings, conclusions, and terms of consent by both Mr. Liu and the Board.

Ms. Hogue left the meeting at 1:30 P.M.

The Committee recessed at 1:30 P.M.

The Committee reconvened at 2:00 P.M.

**CONFERENCE
SCHEDULED:**

Jamila Hawkins, C.N.A. Applicant

Ms. Hawkins did not appear.

CLOSED MEETING: Ms. Friedenberg moved that the Special Conference Committee of the Board of Nursing convene a closed meeting pursuant to Section 2.2-3711(A)(27) of the *Code of Virginia* at 2:10 P.M. for the purpose of deliberation to reach a decision in the matter of Ms. Hawkins. Additionally, Ms. Friedenberg moved that Ms. Ridout, Ms. Power, and Mr. Kazzie 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 2:22 P.M.

Ms. Friedenberg moved that the Special Conference Committee of 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.

ACTION: Ms. Friedenberg moved to issue an Order to Deny Jamila Hawkins' Application to take the nurse aide examination for certification as a nurse aide. The motion was seconded and carried unanimously.

An Order will be entered. As provided by law, this decision shall become a Final Order 30 days after service of such Order on Ms. Hawkins, unless a written request to the Board for a formal hearing on the allegations made against her is received from Ms. Hawkins within such time. If service of the Order is made by mail, three additional days shall be added to that period. Upon such timely request for a formal hearing, the Order shall be vacated.

ADJOURNMENT: The Board adjourned at 2:23 P.M.



Jodi P. Power, R.N., J.D.