## VIRGINIA BOARD OF NURSING SPECIAL CONFERENCE COMMITTEE A December 12, 2023

TIME AND PLACE: The meeting of the Special Conference Committee of the Board Nursing was

convened at 9:22 A.M., December 12, 2023, Training Room 1, Suite 201,

Department of Health Professions, 9960 Mayland Drive, Henrico, Virginia.

MEMBERS PRESENT: Cynthia M. Swineford, R.N., M.S.N., C.N.E., Chairperson

Dawn Hogue, M.A., L.M.T., Massage Therapy Advisory Board

STAFF PRESENT: Christina Bargdill, B.S.N., M.H.S., R.N.

**ADMINISTRATIVE** 

PROCEEDINGS Melissa ("Lisa") Gray, Adjudication Specialist

STAFF PRESENT: Grace Stewart, Adjudication Specialist

Avi Efreom, Adjudication Specialist

OTHERS PRESENT: Candis Stoll, Senior Discipline & Licensing Specialist, LRC

CONFERENCE

SCHEDULED: Lei Yu, L.M.T., 0019-016358

Ms. Yu appeared and was accompanied by her friend, Zhiling Qin. Ms. Yumei Silva, a qualified language interpreter from Synchroz Language Solutions,

provided translation.

CLOSED MEETING: Ms. Hogue 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 9:35 A.M. for the purpose of deliberation to reach a decision in the matter of Ms. Yu. Additionally, Ms. Hogue moved that Ms. Bargdill, Ms. Gray, and Ms. Stoll 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 9:53 A.M.

Ms. Hogue moved that the Special Conference Committee of the Board of Nursing certify that it heard, discussed, or considered only public business matter 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 Dismiss the Case and Impose No Sanction

against Lei Yu, L.M.T., due to insufficient evidence to warrant disciplinary actions. The basis of this decision will be set forth in an Order which will be mailed to Ms.

Yu's address of record. The motion was seconded and carried unanimously.

An Order will be entered. As provided by law, this decision shall become Final Order thirty days after service of such order on Ms. Yu unless a written request to the Board for a formal hearing on the allegations made against him is received from Ms. 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.

CONFERENCE SCHEDULED:

Qi Guan, L.M.T., 0019-012978

Ms. Guan did not appear.

Based upon the information provided by Ms. Gray, Ms. Swineford ruled that adequate notice was given to Ms. Guan.

**CLOSED MEETING:** 

Ms. Hogue 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 10:04 A.M. for the purpose of deliberation to reach a decision in the matter of Ms. Guan. Additionally, Ms. Hogue moved that Ms. Bargdill and Ms. Gray 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.

RECONVENATION:

The Committee reconvened in open session at 10:09 A.M.

Ms. Hogue moved that the Special Conference Committee of the Board of Nursing certify that it heard, discussed, or considered only public business matter 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 Qi Guan, L.M.T., and to offer Ms. Guan a Consent Order for the Indefinite Suspension of the right to renew her Massage Therapy license until such time as proof is provided for completion of continuing education requirements. The basis of this decision will be set forth in a Consent Order which will be mailed to Ms. Guan's address of record. 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 Ms. Guan unless a written request to the Board for a formal hearing on the allegations made against her is received from Ms. Guan 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.

CONFERENCE SCHEDULED:

QiuRong Wang, L.M.T., 0019-014515

Ms. Wang did not appear.

Based upon the information provided by Ms. Gray, Ms. Swineford ruled that adequate notice was given to Ms. Wang.

#### **CLOSED MEETING:**

Ms. Hogue 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 10:12 A.M. for the purpose of deliberation to reach a decision in the matter of Ms. Wang. Additionally, Ms. Hogue moved that Ms. Bargdill and Ms. Gray 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.

#### **RECONVENATION:**

The Committee reconvened in open session at 10:13 A.M.

Ms. Hogue moved that the Special Conference Committee of the Board of Nursing certify that it heard, discussed, or considered only public business matter 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 Dismiss the Case and Impose No Sanction against QiuRong Wang, L.M.T., due to insufficient evidence to warrant disciplinary action. The basis of this decision will be set forth in an Order which will be mailed to Ms. Wang's address of record. 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 Ms. Wang unless a written request to the Board for a formal hearing on the allegations made against her is received from Ms. Wang 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.

# CONFERENCE SCHEDULED:

### Yu Mai Han, L.M.T., 0019-010797

Ms. Han did not appear.

Based upon the information provided by Ms. Gray, Ms. Swineford ruled that adequate notice was given to Ms. Han.

#### **CLOSED MEETING:**

Ms. Hogue 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 10:34 A.M. for the purpose of deliberation to reach a decision in the matter of Ms. Han. Additionally, Ms. Hogue moved that Ms. Bargdill, Ms. Gray, and Ms. Stewart 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.

**RECONVENATION:** 

The Committee reconvened in open session at 10:35 A.M.

Ms. Hogue moved that the Special Conference Committee of the Board of Nursing certify that it heard, discussed, or considered only public business matter 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 Yu Mai Han, L.M.T., and to offer Ms. Han a Consent Order for the Indefinite Suspension of the right to renew her Massage Therapy license until such time as proof is provided for completion of continuing education requirements. The basis of this decision will be set forth in a Consent Order which will be mailed to Ms. Han's address of record. 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 Ms. Han unless a written request to the Board for a formal hearing on the allegations made against her is received from Ms. Han 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.

CONFERENCE SCHEDULED:

YuQin Wang, L.M.T., 0019-015226

Ms. Wang did not appear.

Based upon the information provided by Ms. Stewart, Ms. Swineford ruled that adequate notice was given to Ms. Wang.

**CLOSED MEETING:** 

Ms. Hogue 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 10:40 A.M. for the purpose of deliberation to reach a decision in the matter of Ms. Wang. Additionally, Ms. Hogue moved that Ms. Bargdill and Ms. Stewart 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.

**RECONVENATION:** 

The Committee reconvened in open session at 10:42 A.M.

Ms. Hogue moved that the Special Conference Committee of the Board of Nursing certify that it heard, discussed, or considered only public business matter 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 YuQin Wang, L.M.T., and to offer Ms. Wang a Consent Order for the Indefinite Suspension of the right to renew her Massage Therapy license until such time as proof is provided for completion of continuing education requirements. The basis of this decision will be set forth in a Consent Order which will be mailed to Ms. Wang's address of record. 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 Ms. Wang unless a written request to the Board for a formal hearing on the allegations made against her is received from Ms. Wang 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.

RECESS: The Committee recessed at 10:43 A.M.

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

CONFERENCE SCHEDULED:

Michael Anthony Coles, L.M.T., 0019-008127

Mr. Coles appeared and was accompanied by his attorney, Margaret Marks, Esquire.

**CLOSED MEETING:** 

Ms. Hogue 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 1:33 P.M. for the purpose of deliberation to reach a decision in the matter of Mr. Coles. Additionally, Ms. Hogue moved that Ms. Bargdill, Mr. Efreom, and Ms. Stoll 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 1:44 P.M.

Ms. Hogue moved that the Special Conference Committee of the Board of Nursing certify that it heard, discussed, or considered only public business matter 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 Dismiss the Case and Impose No Sanction against Michael Anthony Coles, L.M.T., due to insufficient evidence of a violation. The basis of this decision will be set forth in an Order which will be mailed to Mr. Coles's address of record. 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. Coles unless a written request to the Board for a formal hearing on the allegations made against her is received from Mr. Coles 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 1:46 P.M.

Christina Bargdill, B.S.N., M.H.S., R.N.

Deputy Executive Director

Christian Bargaiel