

**VIRGINIA BOARD OF AUDIOLOGY AND SPEECH-LANGUAGE PATHOLOGY
SPECIAL CONFERENCE COMMITTEE MINUTES
DEPARTMENT OF HEALTH PROFESSIONS
TRAINING ROOM 1
HENRICO, VA
SEPTEMBER 8, 2016**

CALL TO ORDER: A meeting of a Special Conference Committee (“Committee”) of the Virginia Board of Audiology and Speech-Language Pathology (“Board”) was convened on September 8, 2016, at 1:07 p.m., at the Department of Health Professions, Perimeter Center, 2nd Floor Conference Center, Training Room 1, 9960 Mayland Drive, Henrico, Virginia 23233.

FIRST CONFERENCE: 1:07 p.m.

MEMBERS PRESENT: Lillian Beasley Beahm, Au.D., CCC-A, Chairperson
Angela W. Moss, MA, CCC-SLP

STAFF PRESENT: Amanda E. M. Blount, Deputy Executive Director
Terri H. Behr, Discipline/Compliance Specialist
Mykl D. Egan, Adjudication Specialist

MATTER SCHEDULED: **Nina Y. Austin, SLP**
License No.: 2202-006135
Case No.: 172781

PRELIMINARY MATTER: The Chair noted that the time was 1:07 p.m., and Ms. Austin had been noticed to appear before the Committee at 1:00 p.m. Mr. Egan advised the Committee that the Notice had been mailed to Ms. Austin’s address of record with the Board, and to a secondary address. Additionally, he informed the Committee that the certified Notice and the regular mail had not been returned.

The Chair determined that Ms. Austin had been properly notice; therefore, the informal conference would proceed in her absence.

Discussion: Ms. Austin did not appear before the Committee in accordance with a Notice of Informal Conference dated August 8, 2016, and Ms. Austin was not represented by counsel. The Committee considered the information contained in the informal conference package.

Closed Session: Ms. Moss moved that the Committee convene a closed meeting pursuant to § 2.2-3711(A)(27) of the Code for

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the purpose of deliberation to reach a decision in the matter regarding **Nina Y. Austin, SLP**. Additionally, Ms. Moss moved that Ms. Blount, Mr. Egan, and Ms. Behr attend the closed meeting because their presence in the closed meeting was deemed necessary and would aid the Committee in its deliberations. The motion was seconded and carried unanimously.

Reconvene:

Ms. Moss moved that the Committee 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.

The Committee reconvened in open session pursuant to § 2.2-3712(D) of the Code.

DECISION

Case No. 172781:

Ms. Moss moved to refer the matter to the Board of Audiology and Speech-Language Pathology or a panel thereof for a formal hearing. Ms. Moss also moved that the Board offer Ms. Austin a consent order for indefinite suspension of her right to renew her license until such time as she completes the continuing education required by the Consent Order entered July 31, 2015, in lieu of a formal hearing. The motion was seconded and carried unanimously. The hearing adjourned at 1:22 p.m.

SECOND CONFERENCE:

1:30 p.m.

MEMBERS PRESENT:

Lillian Beasley Beahm, Au.D., CCC-A, Chairperson
Angela W. Moss, MA, CCC-SLP

STAFF PRESENT:

Amanda E. M. Blount, Deputy Executive Director
Terri H. Behr, Discipline/Compliance Specialist
Mykl Egan, Adjudication Specialist

MATTER SCHEDULED:

Richard C. Kalunga, SLP
License No.: 2202-003170
Case No.: 174657

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PRELIMINARY MATTER:

The Chair noted that the time was 1:30 p.m., and Mr. Kalunga had been noticed to appear before the Committee at 1:30 p.m. Mr. Egan advised the Committee that the Notice had been mailed to Mr. Kalunga' address of record with the Board, and to a secondary address. Additionally, he informed the Committee that the certified Notice and the regular mail for the Notice sent to Mr. Kalunga's address of record had not been returned, but that the Notice sent by regular mail to the secondary address had been returned to the Board marked "RTS."

The Chair determined that Mr. Kalunga had been properly notice; therefore, the informal conference would proceed in his absence.

Discussion:

Mr. Kalunga did not appear before the Committee in accordance with a Notice of Informal Conference dated August 8, 2016, and Mr. Kalunga was not represented by counsel. The Committee considered the information contained in the informal conference package.

Closed Session:

Ms. Moss moved that the Committee convene a closed meeting pursuant to § 2.2-3711(A)(27) of the Code for the purpose of deliberation to reach a decision in the matter regarding **Richard C. Kalunga, SLP**. Additionally, Ms. Moss moved that Ms. Blount, Mr. Egan, and Ms. Behr attend the closed meeting because their presence in the closed meeting was deemed necessary and would aid the Committee in its deliberations. The motion was seconded and carried unanimously.

Reconvene:

Ms. Moss moved that the Committee 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.

The Committee reconvened in open session pursuant to

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§ 2.2-3712(D) of the Code.

DECISION

Case No. 174657:

Ms. Moss moved to refer the matter to the Board of Audiology and Speech-Language Pathology or a panel thereof for a formal hearing. Ms. Moss also moved that the Board offer Mr. Kalunga a consent order for indefinite suspension of his right to renew his license until such time as he pays the \$500 monetary penalty and completes the continuing education as required by the Order entered January 11, 2016, in lieu of a formal hearing. The motion was seconded and carried unanimously. The hearing adjourned at 1:39 p.m.

Lillian Beasley Beahm, Au.D., CCC-A, Chairperson

Amanda E. M. Blount, Deputy Executive Director