

**VIRGINIA BOARD OF AUDIOLOGY AND SPEECH-LANGUAGE PATHOLOGY
FORMAL HEARING MINUTES
DEPARTMENT OF HEALTH PROFESSIONS
TRAINING ROOM 2
HENRICO, VA
DECEMBER 19, 2016**

CALL TO ORDER: The meeting of the Virginia Board of Audiology and Speech-Language Pathology (Board) was called to order at 9:02 a.m., on December 19, 2016, at the Department of Health Professions (DHP), Perimeter Center, 9960 Mayland Drive, 2nd Floor, Training Room 2, Henrico, Virginia.

PRESIDING OFFICER: A. Tucker Gleason, Ph.D., CCC-A, Chairperson

MEMBERS PRESENT: Bradley W. Kesser, M.D.
Ronald Spencer, R.N.
Laura Purcell Verdun, MA, CCC-SLP

MEMBERS ABSENT: Corliss V. Booker, Ph.D., APRN, FNP-BC

MEMBERS EXCUSED: Lillian B. Beahm, Au.D., CCC-A
Angela W. Moss, MA, CCC-SLP

QUORUM: With four members of the Board present, a quorum was established.

STAFF PRESENT: Leslie L. Knachel, Executive Director
Amanda E. M. Blount, Deputy Executive Director
Terri H. Behr, Discipline/Compliance Specialist

BOARD COUNSEL: Charis A. Mitchell, Assistant Attorney General

COURT REPORTER: Andrea Pegram, Court Reporting Services, LLC

PARTIES ON BEHALF OF THE COMMONWEALTH: Mykl D. Egan, Adjudication Specialist

COMMONWEALTH WITNESSES: None

RESPONDENT WITNESSES: None

MATTER SCHEDULED: **Nina Yvette Austin, SLP**

License No.: 2202-006135

Case No.: 172781

The Chair noted that Ms. Austin was noticed to appear before the Board at 9:00 a.m., and that the time was now 9:02 a.m. Mr. Egan presented an affidavit attesting that the Notice dated November 22, 2016, had been sent to Ms. Austin's address of record via overnight and first class mail. The Chair ruled that proper notice of the proceeding was provided to Ms. Austin and the formal hearing proceeded in her absence.

The Board received evidence from the Commonwealth.

CLOSED SESSION:

Ms. Verdun moved that the Board convene a closed meeting pursuant to § 2.2-3711(A)(27) of the Code of Virginia ("Code") for the purpose of deliberation to reach a decision in the matter of **Nina Y. Austin, SLP**. Additionally, she moved that Ms. Knanchel and Ms. Mitchell attend the closed meeting because their presence in the closed meeting was deemed necessary and would aid the Board in its deliberations. The motion was seconded and carried unanimously.

RECONVENE:

Ms. Verdun moved that the Board 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 Board reconvened in open session pursuant to § 2.2-3712(D) of the Code.

DECISION:

Ms. Verdun moved to accept the Findings of Fact and Conclusions of Law and decision as presented by the Commonwealth, amended by the Board, and read by Ms. Mitchell. Ms. Verdun also moved to accept the decision, as read by Ms. Mitchell, which was to indefinitely suspend Ms. Austin's right to renew her license to practice as a speech-language pathologist in the Commonwealth of Virginia. Following a second, a roll call vote was taken. The motion passed unanimously.

ADJOURNMENT:

The Formal Hearing adjourned at 9:30 a.m.

A. Tucker Gleason, Ph.D., CCC-A, Chairperson

Leslie L. Knachel, M.P.H., Executive Director

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FORMAL HEARING MINUTES
DEPARTMENT OF HEALTH PROFESSIONS
TRAINING ROOM 2
HENRICO, VA
DECEMBER 19, 2016**

CALL TO ORDER: The meeting of the Virginia Board of Audiology and Speech-Language Pathology (Board) was called to order at 9:34 a.m., on December 19, 2016, at the Department of Health Professions (DHP), Perimeter Center, 9960 Mayland Drive, 2nd Floor, Training Room 2, Henrico, Virginia.

PRESIDING OFFICER: A. Tucker Gleason, Ph.D., CCC-A, Chairperson

MEMBERS PRESENT: Bradley W. Kesser, M.D.
Ronald Spencer, R.N.
Laura Purcell Verdun, MA, CCC-SLP

MEMBERS ABSENT: Corliss V. Booker, Ph.D., APRN, FNP-BC

MEMBERS EXCUSED: Lillian B. Beahm, Au.D., CCC-A
Angela W. Moss, MA, CCC-SLP

QUORUM: With four members of the Board present, a quorum was established.

STAFF PRESENT: Leslie L. Knachel, Executive Director
Amanda E. M. Blount, Deputy Executive Director
Terri H. Behr, Discipline/Compliance Specialist

BOARD COUNSEL: Charis A. Mitchell, Assistant Attorney General

COURT REPORTER: Andrea Pegram, Court Reporting Services, LLC

PARTIES ON BEHALF OF THE COMMONWEALTH: Mykl D. Egan, Adjudication Specialist

COMMONWEALTH WITNESSES: None

RESPONDENT WITNESSES: None

MATTER SCHEDULED:

Richard Chileshe Kalunga, SLP
Case No.: 174657

The Chair noted that Mr. Kalunga was noticed to appear before the Board at 9:30 a.m., and that the time was now 9:02 a.m. Mr. Egan presented an affidavit attesting that the Notice dated November 22, 2016, had been sent to Mr. Kalunga's address of record via overnight and first class mail. The Chair ruled that proper notice of the proceeding was provided to Mr. Kalunga and the formal hearing proceeded in his absence.

The Board received evidence from the Commonwealth.

CLOSED SESSION:

Ms. Verdun moved that the Board convene a closed meeting pursuant to § 2.2-3711(A)(27) of the Code of Virginia ("Code") for the purpose of deliberation to reach a decision in the matter of **Richard Chileshe Kalunga, SLP**. Additionally, she moved that Ms. Knanchel and Ms. Mitchell attend the closed meeting because their presence in the closed meeting was deemed necessary and would aid the Board in its deliberations. The motion was seconded and carried unanimously.

RECONVENE:

Ms. Verdun moved that the Board 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 Board reconvened in open session pursuant to § 2.2-3712(D) of the Code.

DECISION:

Ms. Verdun moved to accept the Findings of Fact and Conclusions of Law and decision as presented by the Commonwealth, amended by the Board, and read by Ms. Mitchell. Ms. Verdun also moved to accept the decision, as read by Ms. Mitchell, which was to indefinitely suspend Mr. Kalunga's right to renew his license to practice as a speech-language pathologist in

the Commonwealth of Virginia for a period of not less than six months from date of entry of this Order. Following a second, a roll call vote was taken. The motion passed unanimously.

ADJOURNMENT:

The Formal Hearing adjourned at 9:58 a.m.

A. Tucker Gleason, Ph.D., CCC-A, Chairperson

Leslie L. Knachel, M.P.H., Executive Director