

**VIRGINIA BOARD OF NURSING  
SPECIAL CONFERENCE COMMITTEE  
June 13, 2019**

- TIME AND PLACE:** The meeting of the Special Conference Committee of the Board of Nursing was convened at 9:07 A.M., on June 13, 2019 in Training Room 1, Suite 201, Department of Health Professions, 9960 Mayland Drive, Henrico, Virginia.
- MEMBERS PRESENT:** Louise Hershkowitz, R.N., C.R.N.A, M.S.H.A. - Chairperson  
Dixie McElfresh, L.P.N.
- STAFF PRESENT:** Jay Douglas, M.S.M., R.N., C.S.A.C., F.R.E, Executive Director  
Jodi Power, R.N., J.D., Senior Deputy Executive Director (joined later)  
Claire Morris, R.N., L.N.H.A., Discipline Case Manager
- OTHERS PRESENT:** Anne Joseph, Adjudication Specialist  
Beoncia Johnson, Board of Nursing Compliance Specialist  
Ellie Badgley, Board of Nursing Summer Intern  
Rai Minor, Enforcement Division  
Alexandra Aloba, Enforcement Division  
Catherine Slagell, LMT, Public  
Bob Holton, Public
- CONFERENCES SCHEDULED:** **Marina Clagett, L.P.N. 0002-089453**  
Ms. Clagett appeared.
- CLOSED MEETING:** Ms. McElfresh 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 9:43 A.M. for the purpose of deliberation to reach a decision in the matter of Ms. Clagett. Additionally, Ms. McElfresh moved that Ms. Douglas, Ms. Morris and Ms. Joseph 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 9:57 A.M.
- Ms. McElfresh 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. McElfresh moved to issue an Order to Dismiss the Case and Impose No Sanction against Marina Clagett due to insufficient evidence of a violation of laws or regulations governing the practice of Nursing. 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. Clagett unless a written request to the Board for a formal hearing on the allegations made against him is received from Ms. Clagett 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. Power joined the meeting.  
Ms. Douglas left the meeting.

**CONFERENCES  
SCHEDULED:**

**Sara Berry, L.P.N. 0002-082054**  
Ms. Berry did not appear.

**CLOSED MEETING:**

Ms. McElfresh 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 10:39 A.M. for the purpose of deliberation to reach a decision in the matter of Ms. Berry. Additionally, Ms. McElfresh moved that Ms. Power, Ms. Morris and Ms. Joseph 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 11:05 A.M.

Ms. McElfresh 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. McElfresh moved to offer Sara Berry a Consent Order for Indefinite Suspension of her practical nursing license for not less than 2 years and until such time as she appears before the Board, in lieu of a Formal Hearing. 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 Ms. Berry and the Board.

The Committee recessed at 12:00 P.M.  
The Committee reconvened at 1:00 P.M.

**CONFERENCES  
SCHEDULED:**

**Carolyn Chernutan, L.P.N., North Carolina License # 083758 with  
multistate privilege**  
Ms. Chernutan appeared, accompanied by Ms. Spencer.

**CLOSED MEETING:**

Ms. McElfresh 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 3:29 P.M. for the purpose of deliberation to reach a decision in the matter of Ms. Chernutan. Additionally, Ms. McElfresh moved that Ms.

Power, Ms. Morris and Ms. Joseph 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 4:07 P.M.

Ms. McElfresh 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. McElfresh moved to offer Carolyn Chernutan a Consent Order for Indefinite Suspension of her practical nursing license privilege to practice in Virginia in lieu of a Formal Hearing. 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 Ms. Chernutan and the Board.

**ADJOURNMENT:**

The Board adjourned at 4:20 P.M.



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Jodi Power, R.N., J.D  
Senior Deputy Executive Director