

**VIRGINIA BOARD OF NURSING
SPECIAL CONFERENCE COMMITTEE G
INFORMAL CONFERENCES
December 5, 2019**

TIME AND PLACE: The meeting of the Special Conference Committee of the Board of Nursing was convened at 9:31 A.M., on December 5, 2019 in Hearing Room 3, Suite 201, Department of Health Professions, 9960 Mayland Drive, Henrico, Virginia.

MEMBERS PRESENT: Louisa Hershkowitz, C.R.N.A., M.S.H.A., Chairperson
Dixie L. McElfresh, L.P.N.
Dawn M. Hogue, L.M.T.

STAFF PRESENT: Charlette N. Ridout, R.N., M.S., C.N.E., Deputy Executive Director

**ADMINISTRATIVE
PROCEEDINGS**

STAFF PRESENT: Cynthia E. Gaines, Adjudication Specialist

OTHERS PRESENT: Cathy Hanchey, Senior Licensing/Discipline Specialist – **joined at 10:30 A.M.**

**CONFERENCE
SCHEDULED:**

Yuna Deby Jungson, L.M.T. 0019-016007
Ms. Jungson did not appear.

Based upon information provided by Ms. Gaines, Ms. Hershkowitz ruled that adequate notice was provided to Ms. Jungson.

CLOSED MEETING: Ms. McElfresh moved that the Special Conference Committee of the Board of Nursing convene a closed meeting pursuant to 2.2-3711(A)(27) of the *Code of Virginia* at 9:33 A.M. for the purpose of deliberation to reach a decision in the matter of Ms. Jungson. Additionally, Ms. McElfresh moved that Ms. Ridout and Ms. Gaines 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 10:05 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 Yuna Deby Jungson a Consent Order for the Revocation of her license to practice as a Licensed Massage Therapist 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. Jungson and the Board.

CONFERENCE SCHEDULED: **Neva Anne Clayton, L.M.T. Reinstatement Applicant 0019-000225**
Ms. Clayton appeared, accompanied by her sister, Dena Clayton.

CLOSED MEETING: Ms. McElfresh moved that the Special Conference Committee of the Board of Nursing convene a closed meeting pursuant to 2.2-3711(A)(27) of the *Code of Virginia* at 11:05A.M. for the purpose of deliberation to reach a decision in the matter of Ms. Clayton. Additionally, Ms. McElfresh moved that Ms. Ridout and Ms. Gaines 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 11:29 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 of Reprimand to Neva Anne Clayton, a Monetary Penalty of \$500.00 to be paid within 90 days of entry of the Order, and Approve Ms. Clayton's Application for Reinstatement for licensure as a Licensed Massage Therapist and issue an unrestricted license. 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. Clayton, unless a written request to the Board for a formal hearing on the allegations made against her is received from Ms. Clayton 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: **Hui Chen, L.M.T. 0019-009518**
Ms. Chen appeared.

CLOSED MEETING: Ms. McElfresh moved that the Special Conference Committee of the Board of Nursing convene a closed meeting pursuant to 2.2-3711(A)(27) of the *Code of*

Virginia at 12:27 P.M. for the purpose of deliberation to reach a decision in the matter of Ms. Chen. Additionally, Ms. McElfresh moved that Ms. Ridout and Ms. Gaines 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 12:44 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 issue an Order to Dismiss the Case and Impose No Sanction due to insufficient evidence of a violation. 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 Hui Chen, unless a written request to the Board for a formal hearing on the allegations made against her is received from Ms. Chen 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. Hogue and Ms. Hanchey left the meeting at 12:45 P.M.

RECESS: The committee recessed at 12:45 P.M.

RECONVENTION: The committee reconvened at 1:22 P.M.

CONFERENCE
SCHEDULED: **Daniel Kyle Taylor, C.N.A. Reinstatement Applicant 1401-139896**
Mr. Taylor did not appear.

Based upon information provided by Ms. Gaines, Ms. Hershkowitz ruled that adequate notice was provided to Mr. Taylor.

CLOSED MEETING: Ms. McElfresh moved that the Special Conference Committee of the Board of Nursing convene a closed meeting pursuant to 2.2-3711(A)(27) of the *Code of Virginia* at 1:22 P.M. for the purpose of deliberation to reach a decision in the matter of Mr. Taylor. Additionally, Ms. McElfresh moved that Ms. Ridout and Ms. Gaines 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 1:27 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 Issue an Order to Deny Daniel Kyle Taylor's Application for Reinstatement based on a previous Finding of Abuse. 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. Taylor, unless a written request to the Board for a formal hearing on the allegations made against her is received from Mr. Taylor 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:

Rahshel Monique McFrazier, R.M.A. Applicant
Ms. McFrazier did not appear.

Based upon information provided by Ms. Gaines, Ms. Hershkowitz ruled that adequate notice was provided to Ms. McFrazier.

CLOSED MEETING: Ms. McElfresh moved that the Special Conference Committee of the Board of Nursing convene a closed meeting pursuant to 2.2-3711(A)(27) of the *Code of Virginia* at 1:30 P.M. for the purpose of deliberation to reach a decision in the matter of Ms. McFrazier. Additionally, Ms. McElfresh moved that Ms. Ridout and Ms. Gaines 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 1:39 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 Issue an Order to Deny Rahshel Monique McFrazier's Application to take the Medication Aide Examination and registration as a Medication Aide. 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. McFrazer, unless a written request to the Board for a formal hearing on the allegations made against her is received from Ms. McFrazier 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:

Sherelle Lynette Shears, R.M.A. Applicant

Ms. Shears did not appear.

Based upon information provided by Ms. Gaines, Ms. Hershkowitz ruled that adequate notice was provided to Ms. Shears.

CLOSED MEETING:

Ms. McElfresh moved that the Special Conference Committee of the Board of Nursing convene a closed meeting pursuant to 2.2-3711(A)(27) of the *Code of Virginia* at 1:43 P.M. for the purpose of deliberation to reach a decision in the matter of Ms. Shears. Additionally, Ms. McElfresh moved that Ms. Ridout and Ms. Gaines 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 1:53 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 Issue an Order to Deny Sherelle Lynette Shears' Application to take the Medication Aide Examination and registration as a Medication Aide. 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. Shears, unless a written request to the Board for a formal hearing on the allegations made against her is received from Ms. Shears 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 1:55 P.M.

RECONVENTION:

The committee reconvened at 3:24 P.M.

CONFERENCE
SCHEDULED:

Shakeyia LaToyia Lyle, L.P.N. Reinstatement Applicant
Ms. Lyle appeared.

0002-082524

CLOSED MEETING:

Ms. McElfresh moved that the Special Conference Committee of the Board of Nursing convene a closed meeting pursuant to 2.2-3711(A)(27) of the *Code of Virginia* at 3:50 P.M. for the purpose of deliberation to reach a decision in the matter of Ms. Lyle. Additionally, Ms. McElfresh moved that Ms. Ridout and Ms. Gaines 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 4:10 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.

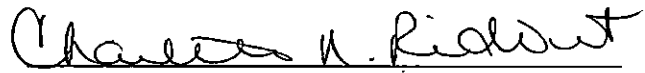
ACTION:

Ms. McElfresh moved to: issue an Order to Deny Shakeyia LaToyia Lyle's Application for Reinstatement for licensure as a Licensed Practical Nurse. 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. Lyle, unless a written request to the Board for a formal hearing on the allegations made against her is received from Ms. Lyle 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 4:15 P.M.


Charlette N. Ridout, R.N., M.S., C.N.E.
Deputy Executive Director