

VIRGINIA BOARD OF NURSING
VIRTUAL FORMAL HEARINGS
May 20, 2021

TIME AND PLACE: The virtual Webex meeting of the Virginia Board of Nursing was called to order at 9:22 A.M. on May 20, 2021.

Due to COVID-19 declared state of emergency and consistent with Amendment 28 to HB29 (Budget Bill for 2018-2020) and the applicable provision of §2.2-3708.2 in the Freedom of Information Act, the Board convened a virtual meeting to consider such regulatory and business matters as was presented on the agenda for the Board to discharge its lawful purposes, duties, and responsibilities.

**BOARD MEMBERS
PARTICIPATING
VIRTUALLY:**

Mark Monson, Citizen Member; First Vice-President
Yvette Dorsey, DNP, RN
James Hermansen-Parker, MSN, RN, PCCN-K
Louise Hershkowitz, CRNA, MSHA
Dixie McElfresh, LPN
Ethlyn McQueen-Gibson, DNP, MSN, RN, BC
Meenakshi Shah, BA, RN
Cynthia Swineford, RN, MSN, CNE

**STAFF PARTICIPATING
VIRTUALLY:**

Robin L. Hills, DNP, RN, WHNP; Deputy Executive Director for Advance Practice
Claire Morris, RN, LNHA, Deputy Executive Director
Patricia Dewey, RN, BSN; Discipline Case Manager
Sylvia Tamayo-Suijk, Discipline Team Coordinator
Sally Ragsdale, Discipline Specialist
Huong Vu, Executive Assistant (left at 12:00)

**OTHERS PARTICIPATING
VIRTUALLY:**

Charis Mitchell, Assistant Attorney General, Board Counsel
David Kazzie, Adjudication Consultant, Administrative Proceedings Division (APD)
Rebecca Ribley, Adjudication Specialist, APD
Julia Bennett, Deputy Executive Director, APD
Gayle Miller, Senior Investigator, DHP Enforcement
Matthew Halphen, Senior Investigator, DHP Enforcement
Todd Troutner, Senior Investigator, DHP Enforcement
Hannah Glick, HPMP Case Manager
M. Holder, Investigator, DHP Enforcement
Amber Gray, Senior Investigator, DHP Enforcement
Etta Bruton
Erin Brackenrich

ESTABLISHMENT OF A
PANEL:

With eight members of the Board present, a panel was established.

FORMAL HEARING:

**Patricia Angelia Gallashaw Davis, CNA Reinstatement Applicant
1401-029392**

Due to the technical issues of connectivity with Patricia Angelia Gallashaw Davis, the Chair granted the continuance of the hearing to a later date.

RECESS:

The Board recessed at 9:35 A.M.

RECONVENTION:

The Board reconvened in open session at 10:01 A.M.

FORMAL HEARING:

Artie Lee Dillard, Jr., RN Reinstatement Applicant 0001-110974

Mr. Dillard participated.

David Kazzie, Adjudication Consultant for the Department of Health Professions, represented the Commonwealth. Ms. Mitchell was legal counsel for the Board. Cheryl Renee Lane, court reporter with Veteran Reporters, recorded the proceeding.

Gayle Miller, Senior Investigator, DHP Enforcement and Hannah Glick, Case Manager for the Health Practitioners' Monitoring Program, participated and testified.

RECESS:

The Board recessed at 10:17 A.M.

RECONVENTION:

The Board reconvened in open session at 10:25 A.M.

CLOSED MEETING:

Ms. Shah moved that the Board of Nursing convene a closed meeting pursuant to §2.2-3711(A)(27) of the *Code of Virginia* at 11:37 A.M., for the purpose of deliberation to reach a decision in the matter of **Artie Lee Dillard, Jr.** Additionally, Ms. Shah moved that Dr. Hills, Ms. Morris, Ms. Dewey, Ms. Tamayo-Suijk, Ms. Ragsdale, and Ms. Mitchell, Board counsel, attend the closed meeting because their presence in the closed meeting is deemed necessary and their presence will aid the Board in its deliberations. The motion was properly seconded by Mr. Hermansen-Parker. A roll call was taken and the motion carried unanimously.

RECONVENTION:

The Board reconvened in open session at 12:49 P.M.

Ms. Shah moved that 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 properly seconded by Mr. Hermansen-Parker. A roll call was taken and the motion carried unanimously.

ACTION: Ms. McElfresh moved that the Board of Nursing deny the reinstatement application of **Artie Lee Dillard, Jr.**, to practice professional nursing in the Commonwealth of Virginia. The basis for this decision will be set forth in a final Board Order which will be sent to Mr. Dillard at his address of record. The motion was properly seconded by Ms. Hershkowitz. A roll call was taken and the motion carried unanimously.

This decision shall be effective upon the entry by the Board of a written Order stating the findings, conclusions, and decision of this formal hearing panel.

RECESS: The Board recessed at 12:50 P.M.

Dr. Dorey, Ms. Swineford and Mr. Hermansen-Parker left the meeting.

RECONVENTION: The Board reconvened in open session at 1:35 P.M.

FORMAL HEARING: **Mariama D. Kanu, CNA, RMA Applicant** **1401-190518**

Ms. Kanu participated, accompanied by her attorney, Abu Kalokoh.

Rebecca Ribley, Adjudication Specialist for the Department of Health Professions, represented the Commonwealth. Ms. Mitchell was legal counsel for the Board. Cheryl Renee Lane, court reporter with Veteran Reporters, recorded the proceeding.

Todd Troutner, Senior Investigator, participated and testified. Ibha Ehizokhale, RN at Manor Care, and Belinda Underwood-Kelly, participated and testified.

RECESS: The Board recessed at 3:09 P.M.

RECONVENTION: The Board reconvened in open session at 3:16 P.M.

CLOSED MEETING: Ms. Shah moved that the Board of Nursing convene a closed meeting pursuant to §2.2-3711(A)(27) of the *Code of Virginia* at 3:40 P.M., for the purpose of deliberation to reach a decision in the matter of **Mariama D. Kanu**. Additionally, Additionally, Ms. Shah moved that Dr. Hills, Ms. Dewey, Ms. Tamayo-Suijk, Ms. Ragsdale, and Ms. Mitchell, Board counsel, attend the closed meeting because their presence in the closed meeting is

deemed necessary and their presence will aid the Board in its deliberations. The motion was properly seconded by Ms. Hershkowitz. A roll call was taken and the motion carried unanimously.

RECONVENTION:

The Board reconvened in open session at 4:57 P.M.

Ms. McElfresh moved that 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 properly seconded by Ms. Shah. A roll call was taken and the motion carried unanimously.

ACTION:

Dr. McQueen-Gibson moved that the Board of Nursing issue an Order to reprimand **Mariama D. Kanu** and place her certification as a nurse aide on probation with terms for a period of not less than one year of active CNA practice. The basis for this decision will be set forth in a final Board Order which will be sent to Ms. Kanu at her address of record. The motion was properly seconded by Ms. Shah. A roll call was taken and the motion carried unanimously.

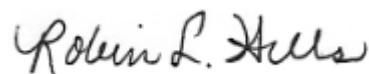
This decision shall be effective upon the entry by the Board of a written Order stating the findings, conclusions, and decision of this formal hearing panel.

Dr. McQueen-Gibson moved that the Board of Nursing deny the application of **Mariama D. Kanu** to practice as a registered medication aide in the Commonwealth of Virginia. The basis for this decision will be set forth in a final Board Order which will be sent to Ms. Kanu at her address of record. The motion was properly seconded by Ms. Shah. A roll call was taken and the motion carried unanimously.

This decision shall be effective upon the entry by the Board of a written Order stating the findings, conclusions, and decision of this formal hearing panel.

ADJOURNMENT:

The Board adjourned at 5:00 P.M.



Robin L. Hills, DNP, RN, WHNP
Deputy Executive Director