

VIRGINIA BOARD OF NURSING
FORMAL HEARINGS
May 20, 2024

TIME AND PLACE: The meeting of the Virginia Board of Nursing was called to order at 9:01 A.M., on May 20, 2024, in Board Room 2, Department of Health Professions, 9960 Mayland Drive, Suite 201, Henrico, Virginia.

**BOARD MEMBERS
PRESENT:**

Cynthia M. Swineford, MSN, RN, CNE; **President**
Delia Acuna, FNP-C
Carol Cartte, RN, BSN
Margaret Friedenberg, Citizen Member
A Tucker Gleason, PhD, Citizen Member
Shantell Kinchen, LPN
Robert Scott, RN

STAFF PRESENT:

Robin L. Hills, DNP, RN, WHNP; Deputy Executive Director for
Advanced Practice
Christina Bargdill, BSN, MHS, RN; Deputy Executive Director
Sylvia Tamayo-Suijk, Senior Nursing Discipline Specialist

OTHERS PRESENT:

Laura Booberg, Assistant Attorney General
Nursing students from Riverside College of Health Careers

**ESTABLISHMENT
OF A PANEL:**

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

FORMAL HEARINGS:

Barbara Wilcutt-Gamblain, LPN Reinstatement Applicant
0002-103733

Ms. Wilcutt-Gamblain appeared, accompanied by Christina Herring and Mackenzie Gamblain.

Melissa Gray, Adjudication Specialist, Administrative Proceedings Division, represented the Commonwealth. Ms. Booberg was legal counsel for the Board. Julissa Jackson, court reporter with County Court Reporters, recorded the proceedings.

William Gorwood, Senior Investigator, Enforcement Division, was present and testified.

CLOSED MEETING:

Mr. Scott moved that the Board of Nursing convene a closed meeting pursuant to §2.2-3711(A)(27) of the Code of Virginia at 9:49 A.M., for the purpose of deliberation to reach a decision in the matter of **Barbara**

Wilcutt-Gamblain. Additionally, Mr. Scott moved that Dr. Hills, Ms. Bargdill, Ms. Tamayo-Suijk and Ms. Booberg, 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 seconded by Ms. Acuna and carried unanimously.

RECONVENTION: The Board reconvened in open session at 10:17 A.M.

Mr. Scott 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 seconded by Ms. Acuna and carried unanimously.

ACTION: Ms. Kinchen moved that the Board approve the application of **Barbara Wilcutt-Gamblain** for reinstatement of her license to practice practical nursing in the Commonwealth of Virginia contingent upon completion of terms. The motion was seconded by Mr. Scott and carried unanimously.

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

RECESS: The Board recessed at 10:18 A.M.

RECONVENTION: The Board reconvened at 1:02 P.M.

FORMAL HEARINGS: **Keith Allen Henry, RN** **North Carolina License#175846 with Multistate privileges**

Mr. Henry appeared.

Claire Foley, Adjudication Specialist, Administrative Proceedings Division, represented the Commonwealth. Ms. Booberg was legal counsel for the Board. Julissa Jackson, court reporter with County Court Reporters, recorded the proceedings.

Monique Davis, Senior Investigator, Enforcement Division, was present and testified.

RECESS: The Board recessed at 1:40 P.M.

RECONVENTION: The Board reconvened at 1:53 P.M.

RECESS: The Board recessed at 1:54 P.M.

RECONVENTION: The Board reconvened at 2:15 P.M.

RECESS: The Board recessed at 2:16 P.M.

RECONVENTION: The Board reconvened at 2:21 P.M.

The case regarding **Keith Allen Henry, RN** was continued.

ADJOURNMENT: The Board adjourned at 2:21 P.M.

Cynthia M. Swineford, MSN, RN, CNE
President

**VIRGINIA BOARD OF NURSING
CONSIDERATION MEETING MINUTES
May 20, 2024**

TIME AND PLACE: The consideration meeting of the Board of Nursing was called to order at 12:00 P.M. on May 20, 2024, in Board Room 2, Department of Health Professions, 9960 Mayland Drive, Suite 201, Henrico, Virginia.

PRESIDING: Cynthia M. Swineford, RN, MSN, CNE; President

BOARD MEMBERS

PRESENT: Delia Acuna, FNP-C
Carol Cartte, RN, BSN
Margaret J. Friedenberg, Citizen Member
Ann Tucker Gleason, PhD, Citizen Member
Shantell Kinchen, LPN
Robert Scott, RN

STAFF PRESENT: Jay P. Douglas, RN, MSM, CSAC, FRE
Robin L. Hills, DNP, RN, WHNP; Deputy Executive Director
Christina Bargdill, BSN, MHS, RN; Deputy Executive Director
Huong Vu, Operations Manager

OTHERS PRESENT: Laura Booberg, Senior Assistant Attorney General, Board Counsel

ESTABLISHMENT OF A QUORUM:
With 7 members present, Ms. Swineford indicated that a quorum was established.

DISCUSSION REGARDING BOARD STAFF DELEGATION:

Ms. Douglas presented for discussion an alternative to moving fully investigated Operation Nightingale cases directly to the Board for consideration as possible summary suspensions. Specifically, delegating to Board staff the authority to offer a consent order for voluntary surrender and/or revocation. This alternative is consistent with the actions by the Board to date and will aid in streamlining the resolution of these cases. Should the licensee reject the consent order, the case would then proceed as a possible summary suspension.

Dr. Gleason moved to delegate the authority to Board staff to offer consent orders for certain Operation Nightingale cases. The motion was seconded by Ms. Cartte and carried unanimously.

ADJOURNMENT: the meeting was adjourned at 12:08 P.M.

Cynthia M. Swineford, RN, MSN, CNE
President