

VIRGINIA BOARD OF NURSING
VIRTUAL FORMAL HEARINGS
May 19, 2021 – PANEL A

TIME AND PLACE: The virtual Webex meeting of the Virginia Board of Nursing was called to order at 9:01 A.M. on May 19, 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:**

Marie Gerardo, MS, RN, ANP-BC, President
Margaret J. Friedenberg, Citizen Member
A Tucker Gleason, PhD, Citizen Member
James Hermansen-Parker, MSN, RN, PCCN-K
Meenakshi Shah, BA, RN
Shawnte Peterson, LMT

**STAFF PARTICIPATING
VIRTUALLY:**

Jay Douglas, RN, MSM, CSAC, FRE, Executive Director
Patricia Dewey, RN, BSN, Discipline Case Manager
Sylvia Tamayo-Suijk, Senior Discipline Specialist
Sally Ragsdale, Discipline Specialist

**OTHERS PARTICIPATING
VIRTUALLY:**

James Rutkowski, Assistant Attorney General, Board Counsel
David Robinson, Adjudication Specialist, Administrative Proceedings Division (APD)
Tammie Jones, Adjudication Consultant, APD
Julia Bennett, Deputy Executive Director, APD
Rebecca Ribley, Adjudication Specialist, APD
Ann Tiller, Compliance Manager, Board of Nursing
Melvina Baylor, Compliance Specialist
Cathy Hanchey, Senior Licensing/Discipline Specialist
Ka Yu-Cheng, Senior Investigator, DHP Enforcement
Etta Bruton

**ESTABLISHMENT OF A
PANEL:**

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

FORMAL HEARING:

Chua Hua Wang, LMT

0019-014001

Ms. Wang did not participate.

David Robinson, Adjudication Specialist for the Department of Health Professions, represented the Commonwealth. Mr. Rutkowski was legal counsel for the Board. Racheal Steck, court reporter with Veteran Reporters, recorded the proceeding.

Tonya James, Board of Nursing Compliance Case Manager, participated and testified.

CLOSED MEETING:

Dr. Gleason moved that the Board of Nursing convene a closed meeting pursuant to §2.2-3711(A)(27) of the *Code of Virginia* at 9:23 A.M., for the purpose of deliberation to reach a decision in the matter of Chua Hua Wang. Additionally, Dr. Gleason moved that Ms. Douglas, Ms. Dewey, Ms. Tamayo-Suijk, Ms. Ragsdale, and Mr. Rutkowski, 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. Friedenberg. A roll call was taken and the motion carried unanimously.

RECONVENTION:

The Board reconvened in open session at 9:45 A.M.

Dr. Gleason 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. Friedenberg. A roll call was taken and the motion carried unanimously.

ACTION:

Ms. Shah moved that the Board of Nursing indefinitely suspend the massage therapy license of Chua Hua Wang for a period of not less than one year. The basis for this decision will be set forth in a final Board Order which will be sent to Ms. Wang at her address of record. The motion was properly seconded by Ms. Friedenberg. 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 9:47 A.M.

RECONVENTION:

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

FORMAL HEARING:

Yuna Deby Jungson, LMT

0019-016007

Ms. Jungson participated.

Tammie Jones, Adjudication Consultant for the Department of Health Professions, represented the Commonwealth. Mr. Rutkowski was legal counsel for the Board. Racheal Steck, court reporter with Veteran Reporters, recorded the proceeding.

Cheryl Hodgson, Senior Investigator, Department of Health Professions, participated and testified.

CLOSED MEETING: Dr. Gleason moved that the Board of Nursing convene a closed meeting pursuant to §2.2-3711(A)(27) of the *Code of Virginia* at 10:49 A.M., for the purpose of deliberation to reach a decision in the matter of Yuna Deby Jungson. Additionally, Dr. Gleason moved that Ms. Douglas, Ms. Dewey, Ms. Tamayo-Suijk, Ms. Ragsdale, and Mr. Rutkowski, 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. Friedenberg. A roll call was taken and the motion carried unanimously.

RECONVENTION: The Board reconvened in open session at 11:17 A.M.

Dr. Gleason 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. Friedenberg. A roll call was taken and the motion carried unanimously.

ACTION: Ms. Shah moved that the Board of Nursing revoke Yuna Deby Jungson's right to renew her massage therapy license. The basis for this decision will be set forth in a final Board Order which will be sent to Ms. Jungson at her address of record. The motion was properly seconded by Ms. Friedenberg. 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 11:19 A.M.

RECONVENTION: The Board reconvened in open session at 11:27 A.M.

FORMAL HEARING: **Bao Quoc Nguyen, LMT** **0019-008638**

Bao Quoc Nguyen did not participate.

Tammie Jones, Adjudication Consultant for the Department of Health Professions, represented the Commonwealth. Mr. Rutkowski was legal counsel for the Board. Racheal Steck, court reporter with Veteran Reporters, recorded the proceeding.

CLOSED MEETING: Dr. Gleason moved that the Board of Nursing convene a closed meeting pursuant to §2.2-3711(A)(27) of the *Code of Virginia* at 11:35 A.M., for the purpose of deliberation to reach a decision in the matter of Bao Quoc Nguyen. Additionally, Dr. Gleason moved that Ms. Douglas, Ms. Dewey, Ms. Tamayo-Suijk, Ms. Ragsdale, and Mr. Rutkowski, 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. Friedenberg. A roll call was taken and the motion carried unanimously.

RECONVENTION: The Board reconvened in open session at 11:54 A.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 Ms. Friedenberg. A roll call was taken and the motion carried unanimously.

ACTION: Dr. Gleason moved that the Board of Nursing issue an Order of reprimand and indefinitely suspend Bao Quoc Nguyen's right to renew their massage therapy license. The basis for this decision will be set forth in a final Board Order which will be sent to Bao Quoc Nguyen at their address of record. The motion was properly seconded by Ms. Friedenberg. 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 11:56 A.M.

RECONVENTION: The Board reconvened in open session at 1:01 P.M.

FORMAL HEARING: **Lulu Zhang, LMT** **0019-008707**

Ms. Zhang did not participate.

Tammie Jones, Adjudication Consultant for the Department of Health Professions, represented the Commonwealth. Mr. Rutkowski was legal counsel for the Board. Racheal Steck, court reporter with Veteran Reporters, recorded the proceeding.

CLOSED MEETING: Mr. Hermansen-Parker moved that the Board of Nursing convene a closed meeting pursuant to §2.2-3711(A)(27) of the *Code of Virginia* at 1:08 P.M., for the purpose of deliberation to reach a decision in the matter of Lulu Zhang. Additionally, Mr. Hermansen-Parker moved that Ms. Douglas, Ms. Dewey, Ms. Tamayo-Suijk, Ms. Ragsdale, and Mr. Rutkowski, 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. Shah. A roll call was taken and the motion carried unanimously.

RECONVENTION: The Board reconvened in open session at 1:18 P.M.

Mr. Hermansen-Parker 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: Ms. Peterson moved that the Board of Nursing issue an Order of reprimand and indefinitely suspend Lulu Zhang's right to renew her massage therapy license. The basis for this decision will be set forth in a final Board Order which will be sent to Ms. Zhang 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 1:19 P.M.

Jay Douglas, RN, MSM, CSAC, FRE
Executive Director