

**VIRGINIA BOARD OF NURSING
FORMAL HEARINGS
November 14, 2022**

TIME AND PLACE: The meeting of the Virginia Board of Nursing was called to order at 11:00 A.M., on November 14, 2022 in Board Room 2, Department of Health Professions, 9960 Mayland Drive, Suite 201, Henrico, Virginia.

**BOARD MEMBERS
PRESENT:**

Brandon Jones, MSN, RN, CEN, NEA-BC; President
Felisa Smith, PhD, MSA, RN, CNE; Second Vice-President
Margaret J. Friedenberg, Citizen Member
James L. Hermansen-Parker, MSN, RN, PCCN-K
Jennifer Phelps, BS, LPN, QMHP-A, CSAC
Meenakshi Shah, BA, RN
Dawn Hogue, MA, LMT- **Joined at 1:00 P.M.**

STAFF PRESENT:

Jay P. Douglas, MSM, RN, CSAC, FRE; Executive Director
Robin L. Hills, DNP, RN, WHNP; Deputy Executive Director for
Advanced Practice
Tamika Claiborne, Senior Licensing/Discipline Specialist
Sylvia Tamayo-Suijk, Senior Nursing Discipline Specialist- **Joined at
2:30 P.M.**

OTHERS PRESENT:

Charis Mitchell, Assistant Attorney General, Board Counsel
M. Brent Saunders, Assistant Attorney General
Students from South University

**ESTABLISHMENT OF
A PANEL:**

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

FORMAL HEARINGS:

Samantha Denise Wilson, RN **0001-213088**

Ms. Wilson did not appear.

Sean Murphy, Assistant Attorney General, Administrative Proceedings Division, and Grace Stewart, Adjudication Specialist, Administrative Proceedings Division represented the Commonwealth. Ms. Mitchell was legal counsel for the Board. Beth Donivan, court reporter, Farnsworth and Taylor Recording, LLC, recorded the proceedings.

Parke Slater, Senior Investigator, Enforcement Division, Morgan Ames, RN, Justin Holnbeck, RN, were present and testified. Rick Clary, Pharmacy Director, VCU, Community Hospital, Leah Wright, RN, Tiffany Snell, RN, and Brittany Woolridge testified via telephone.

RECESS: The Board recessed at 12:17 P.M.

RECONVENTION: The Board reconvened at 12:25 P.M.

CLOSED MEETING: Dr. Smith moved that the Board of Nursing convene a closed meeting pursuant to §2.2-3711(A)(27) of the Code of Virginia at 1:16 P.M., for the purpose of deliberation to reach a decision in the matter of **Samantha Denise Wilson, RN**. Additionally, Dr. Smith moved that Ms. Douglas, Dr. Hills, Ms. Claiborne, 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 seconded by Mr. Hermansen-Parker and carried unanimously.

RECONVENTION: The Board reconvened in open session at 1:51 P.M.

Dr. Smith 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 Mr. Hermansen-Parker and carried unanimously.

ACTION: Ms. Shah moved that the Board of Nursing revoke the license of **Samantha Denise Wilson** to practice professional nursing in the Commonwealth of Virginia. The motion was seconded by Ms. Friedenbergl 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 1:52 P.M.

RECONVENTION: The Board reconvened at 2:30 P.M.

Ms. Claiborne left the meeting at 1:52 P.M.

Mr. Saunders and Ms. Tamayo-Suijk joined the meeting at 2:30 P.M.

FORMAL HEARINGS: **Hunter Tory Smith, LMT** **0019-016790**

Mr. Smith did not appear.

Rebecca Ribley, Adjudication Specialist, Administrative Proceedings Division, represented the Commonwealth. Ms. Mitchell and Mr. Saunders were legal counsel for the Board. Beth Donovan, court reporter, Farnsworth and Taylor Recording, LLC, recorded the proceedings.

Kim Lynch, Senior Investigator, Enforcement Division, Client A and Client B were present and testified.

CLOSED MEETING: Ms. Phelps moved that the Board of Nursing convene a closed meeting pursuant to §2.2-3711(A)(27) of the Code of Virginia at 3:30 P.M., for the purpose of deliberation to reach a decision in the matter of **Hunter Tory Smith**. Additionally, Ms. Phelps moved that Ms. Douglas, Dr. Hills, Ms. Tamayo-Suijk, Mr. Saunders 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 seconded by Ms. Shah and carried unanimously.

RECONVENTION: The Board reconvened in open session at 3:41 P.M.

Ms. Phelps 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. Shah and carried unanimously.

ACTION: Dr. Smith moved that the Board of Nursing revoke the license of **Hunter Tory Smith** to practice practical massage therapy in the Commonwealth of Virginia. The motion was seconded by Ms. Shah 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 3:42 P.M.

RECONVENTION: The Board reconvened at 3:50 P.M.

FORMAL HEARINGS: **Eric Nightengale, LMT** **0019-012810**

Mr. Nightengale did not appear.

Sean Murphy, Assistant Attorney General, and Christine Andreoli, Adjudication Specialist, Administrative Proceedings Division, represented the Commonwealth. Ms. Mitchell and Mr. Saunders were legal counsels for the Board. Beth Donivan, court reporter, Farnsworth and Taylor Recording, LLC, recorded the proceedings.

Todd Troutner, Senior Investigator, Enforcement Division, was present and testified.

CLOSED MEETING: Ms. Phelps moved that the Board of Nursing convene a closed meeting pursuant to §2.2-3711(A)(27) of the Code of Virginia at 4:15 P.M., for the purpose of deliberation to reach a decision in the matter of **Eric Nightengale**. Additionally, Ms. Phelps moved that Ms. Douglas, Dr. Hills, Ms. Tamayo-Suijk, Mr. Saunders and Ms. Mitchell, Board Counsels, 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. Shah and carried unanimously.

RECONVENTION: The Board reconvened in open session at 4:41 P.M.

Ms. Phelps 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 Mr. Hermansen-Parker and carried unanimously.

ACTION: Ms. Hogue moved that the Board of Nursing revoke the license of **Eric Nightengale** to practice massage therapy in the Commonwealth of Virginia. The motion was seconded by Ms. Shah 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.

ADJOURNMENT: The Board adjourned at 4:41 P.M.

Robin Hills, DNP, RN, WHNP
Deputy Executive Director for Advanced Practice