

**VIRGINIA BOARD OF NURSING
SPECIAL CONFERENCE COMMITTEE
December 17, 2019**

- TIME AND PLACE:** The meeting of the Special Conference Committee of the Board of Nursing was convened at 9:30 A.M., on December 17, 2019 in Training Room 2, Suite 201, Department of Health Professions, 9960 Mayland Drive, Henrico, Virginia.
- MEMBERS PRESENT:** Mark Monson, Citizen Member – Chairperson
Ethlyn McQueen-Gibson, D.N.P., M.S.N., R.N., B.C.
- STAFF PRESENT:** Jodi Power, R.N., J.D., Senior Deputy Executive Director
- OTHERS PRESENT:** Tammie Jones, Adjudication Specialist
Nursing students and faculty from Bedford County School of Practical Nursing
- CONFERENCES SCHEDULED:** **Kimberly Dula, R.N. 0001-157503 Reinstatement Applicant**
Ms. Dula appeared.
- CLOSED MEETING:** Dr. McQueen-Gibson moved that the Special Conference Committee of the Board of Nursing convene a closed meeting pursuant to Section 2.2-3711(A)(27) of the *Code of Virginia* at 10:31 A.M. for the purpose of deliberation to reach a decision in the matter of Ms. Dula. Additionally, Dr. McQueen-Gibson moved that Ms. Power and Ms. Jones 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 11:08 A.M.
- Dr. McQueen-Gibson 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:** Dr. McQueen-Gibson moved to issue an Order to Approve Kimberly Dula’s application for Reinstatement for licensure as a professional nurse contingent upon remaining in compliance with Health Practitioners Monitoring Program and a successful completion of a Board approved refresher course after which she shall be issued an unrestricted license. The basis of this decision will be set forth in an Order which will be mailed to Kimberly Dula at her address of record with the Board. 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. Dula unless a written request to the Board for a formal hearing on the allegations made against her is received from Ms. Dula 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.

CONFERENCES
SCHEDULED:

Katherine Sousa, R.N. 0001-228555

Ms. Sousa appeared, accompanied by her attorney Charles Sipe and husband, Richard Bank.

CLOSED MEETING:

Dr. McQueen-Gibson moved that the Special Conference Committee of the Board of Nursing convene a closed meeting pursuant to Section 2.2-3711(A)(27) of the *Code of Virginia* at 1:20 P.M. for the purpose of deliberation to reach a decision in the matter of Ms. Sousa. Additionally, Dr. McQueen-Gibson moved that Ms. Power and Ms. Jones 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 1:35 P.M.

Dr. McQueen-Gibson 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:

Dr. McQueen-Gibson moved to issue an Order to Dismiss the Case and Impose No Sanction against Katherine Sousa due to insufficient evidence of a violation of laws or regulations governing the practice of Nursing. The basis of this decision will be set forth in an Order which will be mailed to Katherine Sousa at her address of record with the Board. 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. Sousa unless a written request to the Board for a formal hearing on the allegations made against her is received from Ms. Sousa 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.

Nursing students and faculty left the meeting at 1:50 P.M.

The Committee recessed at 1:50 P.M.

The Committee reconvened at 2:35 P.M.

CONFERENCES
SCHEDULED:

Jessica Samson, R.N. 0028-000315 & Texas R.N. License # 932156 with multistate privilege

Ms. Samson did not appear.

CLOSED MEETING:

Dr. McQueen-Gibson moved that the Special Conference Committee of the Board of Nursing convene a closed meeting pursuant to Section 2.2-3711(A)(27) of the *Code of Virginia* at 2:38 P.M. for the purpose of deliberation to reach a decision in the matter of Ms. Samson. Additionally, Dr. McQueen-Gibson moved that Ms.

Power and Ms. Jones 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 2:53 P.M.

Dr. McQueen-Gibson 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: Dr. McQueen-Gibson moved to offer Jessica Samson a Consent Order for indefinite suspension of her privilege to practice professional nursing in Virginia for a period not less than 2 years, in lieu of a Formal Hearing and until such time as she appears before the Board. The basis of this decision will be set forth in a Consent Order which will be mailed to Jessica Samson at her address of record with the Board. 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. Samson and the Board.

CONFERENCES
SCHEDULED: **Amanda Lewis, L.P.N. 0002-082866**
Ms. Lewis did not appear.

CLOSED MEETING: Dr. McQueen-Gibson moved that the Special Conference Committee of the Board of Nursing convene a closed meeting pursuant to Section 2.2-3711(A)(27) of the *Code of Virginia* at 3:00 P.M. for the purpose of deliberation to reach a decision in the matter of Ms. Lewis. Additionally, Dr. McQueen-Gibson moved that Ms. Power and Ms. Jones 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 3:10 P.M.

Dr. McQueen-Gibson 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: Dr. McQueen-Gibson moved to offer Amanda Lewis a Consent Order for indefinite suspension of her practical nursing license, in lieu of a Formal Hearing and until such time as she appears before the Board. The basis of this decision will be set forth in a Consent Order which will be mailed to Amanda Lewis at her address of record with the Board. 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. Lewis and the Board.

ADJOURNMENT:

The Board adjourned at 3:15 P.M.



Jodi Power, RN, JD
Senior Deputy Executive Director