VIRGINIA BOARD OF NURSING SPECIAL CONFERENCE COMMITTEE G INFORMAL CONFERENCES October 8, 2020

TIME AND PLACE:

The meeting of the Special Conference Committee of the Board of Nursing was convened at 9:00 A.M., on October 8, 2020 in Training Room 1, Suite 201, Department of Health Professions, 9960 Mayland Drive, Henrico, Virginia.

MEMBERS PRESENT:

Meenakshi Shah, BA, RN, Chairperson

Brandon A. Jones, MSN, RN, CEN, NEA-BC

Erin Claire Osborn Osiol, LMT

STAFF PRESENT:

Charlette N. Ridout, RN, BS, CNE, Deputy Executive Director

ADMINISTRATIVE

PROCEEDINGS STAFF PRESENT: Cynthia E. Gaines, Adjudication Specialist

David Kazzie, Adjudication Consultant – joined at 2:08 p.m.

OTHERS PRESENT:

Cathy M. Hanchey, Senior Licensing/Discipline Specialist

CONFERENCE

SCHEDULED:

Sean Robert McCormick, L.M.T.

0019-011470

Mr. McCormick appeared.

CLOSED MEETING:

Mr. Jones moved that the Special Conference Committee of the Board of Nursing convene a closed meeting pursuant to 2.2-3711(A)(27) of the Code of Virginia at 9:21 A.M. for the purpose of deliberation to reach a decision in the matter of Mr. McCormick. Additionally, Mr. Jones moved that Ms. Ridout and Ms. Gaines 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 10:04 A.M.

Mr. Jones 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:

Mr. Jones moved to Issue an Order to Dismiss the allegations contained in Case Number 197589 and Issue an Order of Reprimand to Sean Robert McCormick and require Mr. McCormick to provide evidence of continuing education pursuant to 18VAC90-50-70 of the Regulations Governing the Licensure of Massage Therapists prior to renewal of his license. The motion was seconded and carried unanimously.

CONFERENCE

SCHEDULED: Christopher John Gabriel, L.M.T. 0019-005893

Mr. Gabriel appeared.

CLOSED MEETING: Mr. Jones moved that the Special Conference Committee of the Board of Nursing

convene a closed meeting pursuant to 2.2-3711(A)(27) of the *Code of Virginia* at 10:58 A.M. for the purpose of deliberation to reach a decision in the matter of Mr. Gabriel. Additionally, Mr. Jones moved that Ms. Ridout and Ms. Gaines 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 11:09 A.M.

Mr. Jones 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: Mr. Jones moved to Issue an Order to Dismiss the Case and Impose No Sanction

due to insufficient evidence of a violation. 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 Mr. Gabriel, unless a written request to the Board for a formal hearing on the allegations made against him is received from Mr. Gabriel 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.

CONFERENCE

SCHEDULED: Constance D. Hambrock, L.M.T. Applicant

Ms. Hambrock appeared with her attorney, Margaret Hardy, and her husband,

Paul Hambrock.

CLOSED MEETING: Mr. Jones moved that the Special Conference Committee of the Board of Nursing

convene a closed meeting pursuant to 2.2-3711(A)(27) of the *Code of Virginia* at 12:01 P.M. for the purpose of deliberation to reach a decision in the matter of Ms. Hambrock. Additionally, Mr. Jones moved that Ms. Ridout and Ms. Gaines 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 12:38 P.M.

Mr. Jones 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:

Mr. Jones moved to Issue an Order of Reprimand to Ms. Hambrock; Issue an Order for a Monetary Penalty of \$1,500.00 to be paid within 60 days; and, to Issue an Order to Approve Ms. Hambrock's Application for licensure as a Licensed Massage and issue an unrestricted license contingent upon written proof that she has read the Laws and Regulations Governing the Licensure of Massage Therapists. 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. Hambrock, unless a written request to the Board for a formal hearing on the allegations made against him is received from Ms. Hambrock 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.

RECESS:

The committee recessed at 12:45 P.M.

RECONVENTION:

The committee reconvened at 1:07 P.M.

CONFERENCE SCHEDULED:

HaiHong Li, L.M.T.

0019-011801

Ms. Li did not appear.

Based upon information provided by Ms. Gaines, Ms. Shah ruled that adequate notice was provided to Ms. Li.

CLOSED MEETING:

Mr. Jones moved that the Special Conference Committee of the Board of Nursing convene a closed meeting pursuant to 2.2-3711(A)(27) of the *Code of Virginia* at 1:09 P.M. for the purpose of deliberation to reach a decision in the matter of Ms. Li. Additionally, Mr. Jones moved that Ms. Ridout and Ms. Gaines 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 1:25 P.M.

Mr. Jones 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:

Mr. Jones moved to Offer HaiHong Li a Consent Order for Revocation of her license to practice as a Licensed Massage Therapist in lieu of a Formal Hearing. 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 HaiHong Li and the Board.

CONFERENCE SCHEDULED:

Lexus Ahmani Williams, L.M.T. Applicant

Ms. Williams appeared.

CLOSED MEETING:

Mr. Jones moved that the Special Conference Committee of the Board of Nursing convene a closed meeting pursuant to 2.2-3711(A)(27) of the *Code of Virginia* at 1:44 P.M. for the purpose of deliberation to reach a decision in the matter of Ms. Williams. Additionally, Mr. Jones moved that Ms. Ridout and Ms. Gaines 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 2:00 P.M.

Mr. Jones 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:

Mr. Jones moved to Issue an Order to Approve Lexus Ahmani Williams' Application for licensure as a Licensed Massage Therapist and issue an unrestricted license. 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. Williams, unless a written request to the Board for a formal hearing on the allegations made against him is received from Ms. Williams 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.

CONFERENCE SCHEDULED:

Bradley Scott Robel, L.M.T. 0019-017495

Mr. Robel appeared.

CLOSED MEETING:

Mr. Jones moved that the Special Conference Committee of the Board of Nursing convene a closed meeting pursuant to 2.2-3711(A)(27) of the *Code of Virginia* at 2:36 P.M. for the purpose of deliberation to reach a decision in the matter of Ms. Williams. Additionally, Mr. Jones moved that Ms. Ridout and Mr. Kazzie 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 3:07 P.M.

Mr. Jones 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:

Mr. Jones moved to Refer the matter regarding Bradley Scott Robel to a Formal Hearing of the Board of Nursing or a panel thereof. The motion was seconded and carried unanimously.

ADJOURNMENT:

The Board adjourned at 3:10 P.M.

Charlette N. Ridout, R.N., M.S., C.N.E.

Deputy Executive Director