

**VIRGINIA BOARD OF NURSING
FORMAL HEARINGS
November 17, 2014**

TIME AND PLACE: The meeting of the Virginia Board of Nursing was called to order at 11:02 A.M. on November 17, 2014 in Board Room 2, Department of Health Professions, 9960 Mayland Drive, Suite 201, Henrico Virginia.

BOARD MEMBERS PRESENT:

Joyce A. Hahn, PhD, APRN, NEA-BC, FNAP; Vice President
Joana Garcia, Citizen Member
Louise Hershkowitz, CRNA, MSHA
Jeanne Holmes, Citizen Member
William Traynham, LPN, CSAC

BOARD MEMBER ABSENT:

Guia Caliwagan, RN, MAN

STAFF PRESENT:

Brenda Krohn, RN, MS; Deputy Executive Director
Gloria D. Mitchell, RN, MSN, MBA; Deputy Executive Director
Amy Davis, Executive Assistant

OTHERS PRESENT:

Erin Barrett, Assistant Attorney General
Nursing students from Bon Secours School of Nursing and Virginia Commonwealth University School of Nursing

ESTABLISHMENT OF A QUORUM:

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

FORMAL HEARINGS:

Sharonda Jackson, CNA Reinstatement Applicant 1401-106132
Ms. Jackson did not appear.

Amanda Blount, Adjudication Specialist represented the Commonwealth. Ms. Barrett was legal counsel for the Board. Medford Howard, court reporter with Crane Snead Reporting, recorded the proceedings.

Jennifer Challis, Senior Investigator, Department of Health Professions and Gayle Miller, Senior Investigator, Department of Health Professions were present and testified.

CLOSED MEETING:

Ms. Hershkowitz moved that the Board of Nursing convene a closed meeting pursuant to §2.2-3711(A)(27) of the *Code of Virginia* at 11:27 A.M., for the purpose of deliberation to reach a decision in the matter of Ms. Jackson. Additionally, Ms. Hershkowitz moved that Ms. Krohn, Ms. Mitchell, Ms. Davis and Ms. Barrett 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 and carried unanimously.

RECONVENTION: The Board reconvened in open session at 11:56 A.M.

Ms. Hershkowitz 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 and carried unanimously.

Ms. Holmes moved that the Board of Nursing accept the findings of fact and conclusions of law as presented by Ms. Blount and amended by the Board.

The motion was seconded and carried unanimously.

ACTION: Ms. Garcia moved that the Board of Nursing deny reinstatement of the nurse aide certificate of Sharonda Jackson, continue her certificate on indefinite suspension until such time as she can appear before the Board and provide sufficient evidence that she is safe and competent to practice and to issue an order of reprimand. The motion was seconded and carried unanimously.

Mr. Traynham moved to dismiss case number 121296 due to insufficient evidence. The motion was seconded and 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 12:01 P.M.

RECONVENTION: The Board reconvened at 1:03 P.M.

FORMAL HEARINGS: **Adrian K. Edwards, CNA 1401-157444**
Ms. Edwards appeared.

Tammie Jones, Adjudication Specialist, represented the Commonwealth. Ms. Barrett was legal counsel for the Board. Medford Howard court reporter with Crane Snead Reporting, recorded the proceedings.

James Wall, Senior Investigator, Department of Health Professions was present and testified. Elizabeth Crawford, RN testified by telephone.

CLOSED MEETING: Ms. Hershkowitz moved that the Board of Nursing convene a closed meeting pursuant to §2.2-3711(A)(27) of the *Code of Virginia* at 1:55 P.M., for the purpose of deliberation to reach a decision in the matter of Ms. Edwards. Additionally, Ms. Hershkowitz moved that Ms. Krohn, Ms. Mitchell, Ms. Davis and Ms. Barrett 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 and carried unanimously.

RECONVENTION: The Board reconvened in open session at 2:22 P.M.

Ms. Hershkowitz 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 and carried unanimously.

Ms. Garcia moved that the Board of Nursing accept the findings of fact and conclusions of law as presented by Ms. Jones and amended by the Board. The motion was seconded and carried unanimously.

ACTION:

Ms. Holmes moved that the Board of Nursing indefinitely suspend the nurse aide certificate of Adrian Edwards for not less than one year and enter a finding of neglect based on a single occurrence. The motion was seconded and 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 2:27 P.M.

RECONVENTION:

The Board reconvened at 2:37 P.M.

FORMAL HEARINGS:

Elsabet Woldemariam, LPN Reinstatement Applicant 0002-079543

Ms. Woldemariam appeared.

Wendy Deaner, Adjudication Specialist, represented the Commonwealth. Ms. Barrett was legal counsel for the Board. Medford Howard, court reporter with Crane Snead Reporting, recorded the proceedings.

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

CLOSED MEETING:

Ms. Hershkowitz moved that the Board of Nursing convene a closed meeting pursuant to §2.2-3711(A)(27) of the *Code of Virginia* at 3:54 P.M., for the purpose of deliberation to reach a decision in the matter of Ms. Woldemariam. Additionally, Ms. Hershkowitz moved that Ms. Krohn, Ms. Davis and Ms. Barrett 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 and carried unanimously.

RECONVENTION:

The Board reconvened in open session at 4:23 P.M.

Ms. Hershkowitz 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 and carried unanimously.

Mr. Traynham moved that the Board of Nursing accept the findings of fact and conclusions of law as presented by Ms. Deaner and amended by the Board. The motion was seconded and carried unanimously.

ACTION:

Ms. Holmes moved that the Board of Nursing issue an order of reprimand and indefinitely suspend the practical nursing license of Elsabet Woldemariam for a period of not less than one year and until such time as she can appear before the Board and prove that she is safe and competent to practice. The motion was seconded and 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 4:27 P.M.

Brenda Krohn, MS, RN
Deputy Executive Director