

**VIRGINIA BOARD OF NURSING
MINUTES
May 20, 2015**

TIME AND PLACE: The meeting of the Virginia Board of Nursing was called to order at 8:35 A.M. on May 20, 2015 in Board Room 2, Department of Health Professions, 9960 Mayland Drive, Suite 201, Henrico Virginia.

BOARD MEMBERS PRESENT:

Joyce A. Hahn, PhD, RN, NEA-BC, FNAP; President
Guia Caliwagan, RN, MAN
Joana Garcia, Citizen Member
Marie Gerardo, MS, RN, ANP-BC
Louise Hershkowitz, CNRA, MSHA
Jeanne Holmes, Citizen Member
Jane Ingalls, RN, PhD
Evelyn Lindsay, LPN
Kelly McDonough, DNP, RN
Mark D. Monson, Citizen Member
Jennifer Phelps, LPN, QMHPA
William Traynham, LPN, CSAC

BOARD MEMBER ABSENT:

Trula Minton, MS, RN

STAFF PRESENT:

Jay P. Douglas, MSM, RN, CSAC, FRE; Executive Director
Brenda Krohn, RN, MS; Deputy Executive Director
Jodi Power, RN, JD; Deputy Executive Director
Amy Davis, Executive Assistant
Darlene Graham, Senior Discipline Specialist

OTHERS PRESENT:

Charis Mitchell, Assistant Attorney General, Board Counsel
Corie Tillman Wolf, Assistant Attorney General
Wendy Deaner, Adjudication Specialist

ESTABLISHMENT OF A QUORUM:

With eleven members of the Board present, a panel was established

CONSIDERATION OF POSSIBLE SUMMARY SUSPENSION:

Corie Tillman Wolf, Assistant Attorney General presented evidence that the continued practice of Sean Mapson, CNA 1401-156662 may present a substantial danger to the health and safety of the public.

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 8:42 A.M. for the purpose of deliberation to reach a decision in the matter of Mr. Mapson.

Additionally, Ms. Hershkowitz moved that Ms. Douglas, Ms. Krohn, Ms. Power, Ms. Davis, Ms. Graham and Ms. Mitchell 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 8:45 A.M.

Ms. Caliwagan 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. Hershkowitz moved to summarily suspend the nurse aide certification of Sean Mapson pending a formal administrative hearing and to offer a consent order for revocation of his certification with a finding of abuse in lieu of a formal hearing. The motion was seconded and carried unanimously.

ADJOURNMENT:

The Board adjourned at 8:50 A.M.

Brenda Krohn, RN, MS
Deputy Executive Director

VIRGINIA BOARD OF NURSING

**Panel - A
MINUTES
May 20, 2015**

TIME AND PLACE: The meeting of the Virginia Board of Nursing was called to order at 9:08 A.M. on May 20, 2015 in Board Room 2, Department of Health Professions, 9960 Mayland Drive, Suite 201, Henrico Virginia.

BOARD MEMBERS PRESENT:

Joyce A. Hahn, PhD, RN, NEA-BC, FNAP; President
Guia Caliwagan, RN, MAN
Joana Garcia, Citizen Member
Louise Hershkowitz, CNRA, MSHA
Jeanne Holmes, Citizen Member
Jane Ingalls, RN, PhD

STAFF PRESENT:

Brenda Krohn, RN, MS; Deputy Executive Director
Jodi Power, RN, JD; Deputy Executive Director
Amy Davis, Executive Assistant

OTHERS PRESENT:

James Rutkowski, Assistant Attorney General, Board Counsel

ESTABLISHMENT OF A QUORUM:

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

CONSIDERATION OF AGENCY SUBORDINATE RECOMMENDATIONS:

Julia Cummings, LPN 0002-089769

Ms. Cummings did not appear.

Ms. Hershkowitz moved that the Board of Nursing accept the recommended decision of the agency subordinate indefinitely suspend the license of Julia Cummings to practice practical nursing until such time as she can demonstrate that she is safe and competent to practice nursing. The motion was seconded and carried unanimously.

Pamela Blake, LPN 0002-059508

Ms. Blake did not appear.

Ms. Hershkowitz moved that the Board of Nursing accept the recommended decision of the agency subordinate for Pamela Blake to obtain a substance abuse evaluation and have the results submitted to the Board within 90 days from entry of the Order of the Board. Based on the results of the evaluation, Ms. Blake may be noticed to appear for an informal conference for final disposition of this matter. The motion was seconded and carried unanimously.

Lora Schwarz, RN 0001-111738

Ms. Schwarz did not appear.

Ms. Hershkowitz moved that the Board of Nursing accept the recommended decision of the agency subordinate to issue a reprimand to Lora Schwarz. The motion was seconded and carried unanimously.

Lottie Tucker, LPN 0002-044169

Ms. Tucker did not appear.

Ms. Hershkowitz moved that the Board of Nursing accept the recommended decision of the agency subordinate to issue a reprimand to Lottie Tucker and to indefinitely suspend the license of Ms. Tucker to practice practical nursing until such time as she can demonstrate that she is safe and competent to practice nursing. The motion was seconded and carried unanimously.

Kellon M. Compton, RN 0001-232646

Ms. Compton did not appear.

Ms. Hershkowitz moved that the Board of Nursing accept the recommended decision of the agency subordinate to issue a reprimand to Kellon Compton. The motion was seconded and carried unanimously.

Julieann Anderson, RMA 0031-004183

Ms. Anderson did not appear.

Ms. Hershkowitz moved that the Board of Nursing accept the recommended decision of the agency subordinate to indefinitely suspend the medication aide registration of Julieann Anderson until such time as she submits evidence of completion of the required continuing education hours. The motion was seconded and carried unanimously.

Brian K. Horne, CNA 1401-098230

Mr. Horne did not appear.

Ms. Hershkowitz moved that the Board of Nursing accept the recommended decision of the agency subordinate to issue a reprimand to Brian Horne. The motion was seconded and carried unanimously.

Marie Isoe, CNA 1401-144005

Ms. Isoe did not appear.

Ms. Hershkowitz moved that the Board of Nursing accept the recommended decision of the agency subordinate to indefinitely suspend the nurse aide certificate of Marie Isoe, with said suspension stayed contingent upon her entry into the Health Practitioners Monitoring Program and thereafter remaining in compliance with the terms and conditions for the period specified by the Health Practitioners Monitoring Program. The motion was seconded and carried unanimously.

Nechelle Y. Lemagne, CNA 1401-090266

Ms. Lemagne did not appear.

Ms. Hershkowitz moved that the Board of Nursing accept the recommended decision of the agency subordinate to indefinitely suspend the nurse aide certificate of Nechelle Lemagne until such time as she can demonstrate that she is able to resume safe and competent practice as a nurse aide. The motion was seconded and carried unanimously.

Davina I. Phoenix, CNA 1401-042961

Ms. Phoenix did not appear.

Ms. Hershkowitz moved that the Board of Nursing accept the recommended decision of the agency subordinate to revoke the right of Davina Phoenix to renew her nurse aide certificate and that a finding of misappropriation of patient property be entered against her in the Virginia Nurse Aide Registry. The motion was seconded and carried unanimously.

Gina M. Uhlmann, LPN 0002-064030

Ms. Uhlmann did not appear.

Ms. Hershkowitz moved that the Board of Nursing accept the recommended decision of the agency subordinate to indefinitely suspend the license of Gina Uhlmann to practice practical nursing until such time as she can demonstrate that she is capable of resuming the safe and competent practice of nursing. The motion was seconded and carried unanimously.

Priscilla G. Parnell RN 0001-215323

Ms. Parnell did not appear.

Ms. Hershkowitz moved that the Board of Nursing accept the recommended decision of the agency subordinate to indefinitely suspend the registered nursing license of Priscilla Parnell until such time that the Board receives and considers the required reports and makes a final disposition on the matter. Further, Ms. Hershkowitz moved to issue a reprimand to Ms. Parnell. The motion was seconded and carried unanimously.

Jennifer Okwabi, LPN 0002-082479

Ms. Okwabi did not appear.

Ms. Hershkowitz moved that the Board of Nursing accept the recommended decision of the agency subordinate to indefinitely suspend the practical nursing license of Jennifer Okwabi until such time as she pays the required \$500 monetary penalty. Further, Ms. Hershkowitz moved to issue a reprimand to Ms. Okwabi. The motion was seconded and carried unanimously.

Linda Sue Wood, RMA 0031-005306

Ms. Wood did not appear.

Ms. Hershkowitz moved that the Board of Nursing accept the recommended decision of the agency subordinate to indefinitely suspend the right of Linda Sue Wood to renew her medication aide registration until such time as can provide the

Board with proof of completion of the required continuing education hours. The motion was seconded and carried unanimously.

Stephen Burton, CNA 1401-163073

Mr. Burton did not appear.

Ms. Hershkowitz moved that the Board of Nursing accept the recommended decision of the agency subordinate to revoke the nurse aide certificate of Stephen Burton and a finding of abuse be entered against him in the Virginia Nurse Aide Registry. The motion was seconded and carried unanimously.

ADJOURNMENT:

The Board adjourned at 9:15 A.M.

Jodi P. Power, RN, JD
Deputy Executive Director

**VIRGINIA BOARD OF NURSING
FORMAL HEARINGS
May 20, 2015
Panel -A**

TIME AND PLACE: The meeting of the Virginia Board of Nursing was called to order at 10:05 A.M. on May 20, 2015 in Board Room 2, Department of Health Professions, 9960 Mayland Drive, Suite 201, Henrico Virginia.

BOARD MEMBERS PRESENT:

Joyce A. Hahn, PhD, RN, NEA-BC, FNAP; President
Guia Caliwagan, RN, MAN
Joana Garcia, Citizen Member
Louise Hershkowitz, CNRA, MSHA
Jeanne Holmes, Citizen Member
Jane Ingalls, RN, PhD
Stephanie Quinby, CMT Advisory Board member (joined later)

STAFF PRESENT: Brenda Krohn, RN, MS; Deputy Executive Director
Jodi Power, RN, JD; Deputy Executive Director
Amy Davis, Executive Assistant

OTHERS PRESENT: James Rutkowski, Assistant Attorney General, Board Counsel
Nursing students from Southside Regional Medical Center

ESTABLISHMENT OF A QUORUM:
With six members of the Board present, a panel was established

FORMAL HEARINGS: **Alethia F. Uwandu, LPN Reinstatement Applicant 0002-059284**
Ms. Uwandu appeared.

Tammie Jones, Adjudication Specialist represented the Commonwealth. Mr. Rutkowski was legal counsel for the Board. Mary Treta, court reporter with Crane-Snead & Associates, recorded the proceedings.

Gayle Miller, Senior Investigator, Department of Health Professions was present and testified.

CLOSED MEETING: Ms. Garcia moved that the Board of Nursing convene a closed meeting pursuant to §2.2-3711(A)(27) of the *Code of Virginia* at 11:10 A.M., for the purpose of deliberation to reach a decision in the matter of Ms. Uwandu. Additionally, Ms. Garcia moved that Ms. Krohn, Ms. Power, Ms. Davis and Mr. Rutkowski 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 11:50 A.M.

Ms. Garcia 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. Hershkowitz 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. Caliwagan moved that the Board of Nursing reinstate the practical nursing license of Alethia Uwandu and place her on probation for a period of two years active employment as a nurse with terms that include she shall complete a Board approved refresher course/extensive orientation course within 180 days and shall not practice until evidence of completion is received. The motion was seconded and carried. Ms. Caliwagan, Ms. Garcia, Dr. Hahn, Ms. Hershkowitz and Dr. Ingalls were in favor of the motion. Ms. Holmes opposed the motion.

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.

Ms. Quinby joined the meeting.

FORMAL HEARINGS:

Wesley O. Veney, CMT 0019-011480

Mr. Veney appeared, represented by attorney, Frank Coyner.

Amanda Blount, Adjudication Specialist, represented the Commonwealth. Mr. Rutkowski was legal counsel for the Board. Mary Treta, court reporter with Crane-Snead & Associates, recorded the proceedings.

Client A; and Kevin Pultz, Senior Investigator, Department of Health Professions were present and testified. Maj-Britt Rakusja, Manager, The Spa at Massanutten testified by telephone.

CLOSED MEETING:

Ms. Garcia moved that the Board of Nursing convene a closed meeting pursuant to §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 Mr. Veney. Additionally, Ms. Garcia moved that Ms. Krohn, Ms. Power, Ms. Davis and Mr. Rutkowski 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 3:04 P.M.

Ms. Garcia 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. Hershkowitz 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. Quinby moved that the Board of Nursing revoke the massage therapy certificate of Wesley Veney. The motion was seconded and carried. Ms. Quinby, Ms. Caliwagan, Ms. Garcia, Ms. Hershkowitz, Ms. Holmes and Dr. Ingalls were in favor of the motion. Dr. Hahn opposed the motion.

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.

Ms. Quinby left the meeting.

RECESS:

The Board recessed at 3:10 P.M.

RECONVENTION:

The Board reconvened at 3:40 P.M.

FORMAL HEARINGS:

Glenda Houtz, LPN 0002-032001
Ms. Houtz appeared.

Amanda Blount, Adjudication Specialist represented the Commonwealth. Mr. Rutkowski was legal counsel for the Board. Mary Treta, court reporter with Crane-Snead & Associates, recorded the proceedings.

Kelli Moss, Senior Investigator, Department of Health Professions and Kathy Ward, Case Manager, Health Practitioners Monitoring Program were present and testified.

CLOSED MEETING:

Ms. Caliwagan moved that the Board of Nursing convene a closed meeting pursuant to §2.2-3711(A)(27) of the *Code of Virginia* at 4:26 P.M., for the purpose of deliberation to reach a decision in the matter of Ms. Houtz. Additionally, Ms. Caliwagan moved that Ms. Krohn, Ms. Power, Ms. Davis and Mr. Rutkowski 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 4:35 P.M.

Ms. Caliwagan 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:

Dr. Ingalls moved that the Board of Nursing reprimand Glenda Houtz and continue her practical nursing license on indefinite suspension, to be stayed

contingent upon her re-entry into the Health Practitioners Monitoring Program and remaining in compliance thereafter. 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 4:40 P.M.

RECONVENTION: The Board reconvened at 4:45 P.M.

FORMAL HEARINGS: **Sarah D. Cressell, RN 0001-224476**
Ms. Cressell appeared, accompanied by her mother, Lynn Spraker.

Amanda Blount, Adjudication Specialist represented the Commonwealth. Mr. Rutkowski was legal counsel for the Board. Mary Treta, court reporter with Crane-Snead & Associates, recorded the proceedings.

Denise Sexton, Senior Investigator, Department of Health Professions and Kathy Ward, Case Manager, Health Practitioners Monitoring Program were present and testified.

CLOSED MEETING: Ms. Caliwagan moved that the Board of Nursing convene a closed meeting pursuant to §2.2-3711(A)(27) of the *Code of Virginia* at 5:30 P.M., for the purpose of deliberation to reach a decision in the matter of Ms. Cressell. Additionally, Ms. Caliwagan moved that Ms. Krohn, Ms. Power, Ms. Davis and Mr. Rutkowski 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 5:37 P.M.

Ms. Caliwagan 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.

Dr. Ingalls moved that the Board of Nursing accept the findings of fact and conclusions of law as presented by Ms. Blount. The motion was seconded and carried unanimously.

ACTION: Ms. Hershkowitz moved that the Board of Nursing reprimand Sarah Cressell and continue her registered nursing license on indefinite suspension, to be stayed contingent upon her re-entry into the Health Practitioners Monitoring Program and remaining in compliance thereafter. 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.

FORMAL HEARINGS: **Tina J. Dry, RN 0001-106237**
Ms. Dry did not appear.

Amanda Blount, Adjudication Specialist represented the Commonwealth. Mr. Rutkowski was legal counsel for the Board. Mary Treta, court reporter with Crane-Snead & Associates, recorded the proceedings.

Kelli Moss, Senior Investigator, Department of Health Professions and Dawn France, Case Manager, Health Practitioners Monitoring Program were present and testified.

CLOSED MEETING: Ms. Caliwagan moved that the Board of Nursing convene a closed meeting pursuant to §2.2-3711(A)(27) of the *Code of Virginia* at 5:58 P.M., for the purpose of deliberation to reach a decision in the matter of Ms. Dry. Additionally, Ms. Caliwagan moved that Ms. Krohn, Ms. Power, Ms. Davis and Mr. Rutkowski 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 6:02 P.M.

Ms. Caliwagan 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. Hershkowitz 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. Holmes moved that the Board of Nursing reprimand Tina Dry and continue her registered nursing license on indefinite suspension for a period of not less than two years and until such time as she can appear before the Board and prove that she is safe and competent to practice nursing. 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 6:04 P.M.

Jodi P. Power, RN, JD
Deputy Executive Director

**VIRGINIA BOARD OF NURSING
MINUTES
May 20, 2015
Panel – B**

TIME AND PLACE: The meeting of the Virginia Board of Nursing was called to order at 9:00 A.M. on May 20, 2015 in Board Room 4, Department of Health Professions, 9960 Mayland Drive, Suite 201, Henrico Virginia.

BOARD MEMBERS PRESENT:

William Traynham, LPN, CSAC; Vice President
Marie Gerardo, MS, RN, ANP-BC
Evelyn Lindsay, LPN (joined later)
Kelly McDonough, DNP, RN
Trula Minton, MS, RN
Mark Monson, Citizen Member
Jennifer Phelps, LPN, QMHPA

STAFF PRESENT: Jay P. Douglas, MSM, RN, CSAC, FRE; Deputy Executive Director
Gloria Mitchell-Lively, RN, MSN, MBA; Deputy Executive Director
Darlene Graham, Senior Discipline Specialist

OTHERS PRESENT: Charis Mitchell, Assistant Attorney General, Board Counsel

ESTABLISHMENT OF A QUORUM:

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

CONSIDERATION OF AGENCY SUBORDINATE RECOMMENDATIONS:

Demitrius Vaughan, CNA 1401-023300

Mr. Vaughan appeared.

CLOSED MEETING: Dr. McDonough moved that the Board of Nursing convene a closed meeting pursuant to §2.2-3711(A)(27) of the *Code of Virginia* at 9:05 A.M., for the purpose of consideration of agency subordinate recommendation. Additionally, Dr. McDonough moved that Ms. Douglas, Ms. Mitchell-Lively, Ms. Graham and Ms. Mitchell 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 9:10 A.M.

Ms. Gerardo 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.

Dr. McDonough moved that the Board of Nursing accept the recommended decision of the agency subordinate to revoke the nurse aide certificate of Demetrius Vaughan and to enter a finding of abuse against him into the Virginia Nurse Aide Registry. The motion was seconded and carried unanimously.

Ms. Lindsay joined the meeting.

CLOSED MEETING:

Dr. McDonough moved that the Board of Nursing convene a closed meeting pursuant to §2.2-3711(A)(27) of the *Code of Virginia* at 9:14 A.M., for the purpose of consideration of agency subordinate recommendations. Additionally, Dr. McDonough moved that Ms. Douglas, Ms. Mitchell-Lively, Ms. Graham and Ms. Mitchell 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 9:20 A.M.

Dr. McDonough 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.

Sigrid Butler, RN 0001-190381

Ms. Butler did not appear.

Ms. Minton moved that the Board of Nursing accept the recommended decision of the agency subordinate to indefinitely suspend the registered nursing license of Sigrid Butler until such time as she can come before the Board and prove that she is safe and competent to practice nursing. The motion was seconded and carried unanimously.

Holly A. Kendig, RN 0001-230645

Ms. Kendig did not appear.

Ms. Minton moved that the Board of Nursing accept the recommended decision of the agency subordinate to take no action in the matter regarding Holly Kendig contingent upon her continued compliance with the Health Practitioners Monitoring Program. The motion was seconded and carried unanimously.

Maria Ann Hryhorenko, RN 0001-244265

Ms. Hryhorenko did not appear.

Ms. Minton moved that the Board of Nursing accept the recommended decision of the agency subordinate to take no action in the matter regarding Maria Hryhorenko contingent upon her continued compliance with the Health Practitioners Monitoring Program. The motion was seconded and carried unanimously.

Grace C. Tomlinson, CNA 1401-158807

Ms. Tomlinson did not appear.

Dr. McDonough moved that the Board of Nursing accept the recommended decision of the agency subordinate to accept the voluntary surrender of the nurse aide certificate of Grace Tomlinson for indefinite suspension of the right to renew until such time as she can demonstrate that she is able to resume the safe and competent practice as a nurse aide. The motion was seconded and carried unanimously.

Lee Ann Casey Stone, RN 0001-110847

Ms. Stone did not appear.

Dr. McDonough moved that the Board of Nursing accept the recommended decision of the agency subordinate to indefinitely suspend the registered nursing license of Lee Ann Casey Stone until such time as she able to come before the Board and prove she is safe and competent to practice. The motion was seconded and carried unanimously.

LaTaurus Campbell, RMA 0031-007650

Ms. Campbell did not appear.

Dr. McDonough moved that the Board of Nursing accept the recommended decision of the agency subordinate to indefinitely suspend the medication aide registration of LaTaurus Campbell until such time as she can come before the Board and prove she is safe and competent to practice. The motion was seconded and carried unanimously.

Crystal Gonzalez, CNA 1401-101329

Ms. Gonzalez did not appear.

Dr. McDonough moved that the Board of Nursing accept the recommended decision of the agency subordinate to revoke the nurse aide certification of Crystal Gonzalez and to enter a finding of misappropriation of patient property against her in the Nurse Aide Registry. The motion was seconded and carried unanimously.

Alberta Haynesworth, CNA 1401-078090

Ms. Haynesworth did not appear.

Dr. McDonough moved that the Board of Nursing accept the recommended decision of the agency subordinate to indefinitely suspend the nurse aide certificate of Alberta Haynesworth for not less than one year and that a finding of neglect, single incident, be entered against her in the Virginia Nurse Aide Registry based on a single occurrence. The motion was seconded and carried unanimously.

Daniel W. Chisolm, RN 0001-228459

Ms. Chisolm did not appear.

Dr. McDonough moved that the Board of Nursing accept the recommended decision of the agency subordinate to issue a reprimand to Daniel Chisolm and that his license to practice nursing in Virginia be indefinitely suspended for not

less than two years and until such time as he can come before the Board and prove that he is safe and competent to resume practice. The motion was seconded and carried unanimously.

Grace E. Emah, RN 0001-198232

Ms. Emah did not appear.

Dr. McDonough moved that the Board of Nursing accept the recommended decision of the agency subordinate to reprimand Grace Emah and to indefinitely suspend the registered nursing license of Ms. Emah until such time as she can appear before the Board and demonstrate that she is able to resume the safe and competent practice of nursing. The motion was seconded and carried unanimously.

Melissa R. Smiley, RN 0001-225308

Ms. Smiley did not appear.

Dr. McDonough moved that the Board of Nursing accept the recommended decision of the agency subordinate to reprimand Melissa Smiley and to indefinitely suspend the registered nursing license of Ms. Smiley until such time as she can appear before the Board and demonstrate that she is able to resume the safe and competent practice of nursing. The motion was seconded and carried unanimously.

Mary V. Cooke, RN 0001-097676

Ms. Cooke did not appear.

Dr. McDonough moved that the Board of Nursing accept the recommended decision of the agency subordinate indefinitely suspend the registered nursing license of Mary Cooke, stay the suspension contingent upon Ms. Cooke's enrollment into the Health Practitioners Monitoring Program and compliance with the program thereafter. The motion was seconded and carried unanimously.

Melinda Jo Christian, CNA 1401-041835; RMA 0031-003421

Ms. Christian did not appear.

Dr. McDonough moved that the Board of Nursing accept the recommended decision of the agency subordinate to revoke the right of Melinda Christian to renew her certificate to practice as a nurse aide and to enter findings of abuse and misappropriation of patient property against her into the Virginia Nurse Aide Registry. Further, Dr. McDonough moved to revoke the right of Ms. Christian to renew her registration to practice as a medication aide. The motion was seconded and carried unanimously.

Ashley Greene, CNA 1401-114823

Ms. Greene did not appear.

Dr. McDonough moved that the Board of Nursing accept the recommended decision of the agency subordinate to reprimand Ashley Greene. The motion was seconded and carried unanimously.

ADJOURNMENT:

The Board adjourned at 9:25 A.M.

Gloria D. Mitchell-Lively, RN, MSN, MBA
Deputy Executive Director

**VIRGINIA BOARD OF NURSING
FORMAL HEARINGS
May 20, 2015
Panel – B**

TIME AND PLACE: The meeting of the Virginia Board of Nursing was called to order at 10:00 A.M. on May 20, 2015 in Board Room 4, Department of Health Professions, 9960 Mayland Drive, Suite 201, Henrico Virginia.

BOARD MEMBERS PRESENT:

William Traynham, LPN, CSAC; Vice President
Marie Gerardo, MS, RN, ANP-BC
Evelyn Lindsay, LPN
Kelly McDonough, DNP, RN
Trula Minton, MS, RN
Mark Monson, Citizen Member
Jennifer Phelps, LPN, QMHPA

STAFF PRESENT:

Jay P. Douglas, MSM, RN, CSAC, FRE; Executive Director
Gloria Mitchell-Lively, RN, MSN, MBA; Deputy Executive Director
Darlene Graham, Senior Discipline Specialist

OTHERS PRESENT:

Charis Mitchell, Assistant Attorney General, Board Counsel

ESTABLISHMENT OF A QUORUM:

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

FORMAL HEARINGS:

Brenda Overstreet, RMA 0031-000836
Ms. Overstreet did not appear.

Wendy Deaner, Adjudication Specialist represented the Commonwealth. Ms. Mitchell was legal counsel for the Board. Lori Larsen, court reporter with Crane-Snead & Associates, recorded the proceedings.

Lisa Elgin, Senior Investigator, Department of Health Professions was present and testified.

CLOSED MEETING:

Dr. McDonough moved that the Board of Nursing convene a closed meeting pursuant to §2.2-3711(A)(27) of the *Code of Virginia* at 10:19 A.M., for the purpose of deliberation to reach a decision in the matter of Ms. Overstreet. Additionally, Dr. McDonough moved that Ms. Mitchell-Lively, Ms. Graham and Ms. Mitchell 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 10:24 A.M.

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

ACTION:

Mr. Monson moved that the Board of Nursing revoke the right of Brenda Overstreet to renew her registration as a medication aide. 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.

Ms. Minton left the meeting.

FORMAL HEARINGS:

Melanie S. VanDyke, RN 0001-211687

Ms. VanDyke did not appear.

Cynthia Gaines, Adjudication Specialist represented the Commonwealth. Ms. Mitchell was legal counsel for the Board. Lori Larsen, court reporter with Crane-Snead & Associates, recorded the proceedings.

Ann Hardy, Senior Investigator, Department of Health Professions; Lisa Mayer, RN CJW Medical Center; and Faye Manson, RN, CJW Medical Center were present and testified.

CLOSED MEETING:

Dr. McDonough moved that the Board of Nursing convene a closed meeting pursuant to §2.2-3711(A)(27) of the *Code of Virginia* at 11:17 A.M., for the purpose of deliberation to reach a decision in the matter of Ms. VanDyke. Additionally, Dr. McDonough moved that Ms. Douglas, Ms. Mitchell-Lively, Ms. Graham and Ms. Mitchell 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 11:24 A.M.

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

ACTION:

Ms. Phelps moved that the Board of Nursing indefinitely suspend the professional nursing license of Melanie VanDyke 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.

Ms. Minton re-joined the meeting.

FORMAL HEARINGS: **Kristin A. Boley, RN Reinstatement Applicant 0001-192349**
Ms. Boley did not appear.

Cynthia Gaines, Adjudication Specialist represented the Commonwealth. Ms. Mitchell was legal counsel for the Board. Lori Larsen, court reporter with Crane-Snead & Associates, recorded the proceedings.

Gayle Miller, Senior Investigator, Department of Health Professions; and Kevin Almeda, Senior Investigator were present and testified.

CLOSED MEETING: Dr. McDonough moved that the Board of Nursing convene a closed meeting pursuant to §2.2-3711(A)(27) of the *Code of Virginia* at 1:34 P.M., for the purpose of deliberation to reach a decision in the matter of Ms. Boley. Additionally, Dr. McDonough moved that Ms. Douglas, Ms. Mitchell-Lively, Ms. Graham and Ms. Mitchell 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 1:42 P.M.

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

ACTION: Mr. Monson moved that the Board of Nursing deny reinstatement of the professional nursing license of Kristin Boley and to continue her license on indefinite suspension for a period of not less than two years. 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.

FORMAL HEARINGS: **Sharon Bazemore, LPN 0002-031133**
Ms. Bazemore appeared.

Cynthia Gaines, Adjudication Specialist represented the Commonwealth. Ms. Mitchell was legal counsel for the Board. Lori Larsen, court reporter with Crane-Snead & Associates, recorded the proceedings.

Patricia Harte-Byers, Senior Investigator, Department of Health Professions; and Chris Bowers, Case Manager, Health Practitioners Monitoring Program were present and testified.

CLOSED MEETING: Dr. McDonough moved that the Board of Nursing convene a closed meeting pursuant to §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. Bazemore. Additionally, Dr. McDonough moved that Ms. Douglas, Ms. Mitchell-Lively, Ms. Graham and Ms. Mitchell 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 3:16 P.M.

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

ACTION: Ms. Lindsay moved that the Board of Nursing issue a reprimand to Sharon Bazemore and to indefinitely suspend the right of Ms. Bazemore to renew her practical nursing license for a period of not less than one year. 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 3:20 P.M.

Gloria D. Mitchell-Lively, RN, MSN, MBA
Deputy Executive Director