

**VIRGINIA BOARD OF NURSING
SPECIAL CONFERENCE COMMITTEE
INFORMAL CONFERENCES
February 4, 2015**

- TIME AND PLACE:** The meeting of the Special Conference Committee of the Board of Nursing was convened at 9:00 A.M., on February 4, 2015 in Board Room 1, Suite 201, Department of Health Professions, 9960 Mayland Drive, Henrico, Virginia.
- MEMBERS PRESENT:** Evelyn Lindsay, L.P.N.- Chairperson
Marie Gerardo, M.S.N., R.N., A.N.P.-B.C.
- STAFF PRESENT:** Gloria Mitchell-Lively, R.N., M.S.N., M.B.A., Deputy Executive Director
- OTHERS PRESENT:** Anne Joseph; Deputy Director, Administrative Proceedings Division
Amy Weiss, Senior Adjudication Analyst
Students (ADN) from Southside Community College
- CONFERENCES
SCHEDULED:** **Amy Lucas, L.P.N. 0002-059537**
Ms. Lucas appeared.
- CLOSED MEETING:** Ms. Gerardo 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 9:32 A.M. for the purpose of deliberation to reach a decision in the matter of Ms. Lucas. Additionally, Ms. Gerardo moved that Ms. Mitchell-Lively, Ms. Joseph and Ms. Weiss 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 9:48 A.M.
- Ms. Gerardo 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:** Ms. Gerardo moved to close the case and impose no sanction due to insufficient evidence to warrant disciplinary action by the Board of Nursing. The motion was seconded and carried unanimously.

CONFERENCES
SCHEDULED:

Lioudmila Maslova-Childress, R.N. 0001-225953
Ms. Maslova-Childress appeared.

CLOSED MEETING:

Ms. Gerardo 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 10:18 A.M. for the purpose of deliberation to reach a decision in the matter of Ms. Maslova-Childress. Additionally, Ms. Gerardo moved that Ms. Mitchell-Lively, Ms. Joseph and Ms. Weiss 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 10:33 A.M.

Ms. Gerardo 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:

Ms. Gerardo moved to issue an Order of reprimand to Ms. Maslova-Childress, and to require her to complete three NCSB courses: "*Patient Privacy*", "*Ethics of Nursing Practice*" and "*Respecting Professional Boundaries*" within 60 days of Order entry. The motion was seconded and carried unanimously.

An Order will be entered. As provided by law, this decision shall become a Final Order 30 days after service of such Order on Ms. Maslova-Childress, unless a written request to the Board for a formal hearing on the allegations made against her is received from Ms. Maslova-Childress 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 Norman, R.N. 0001-085736
Ms. Norman appeared, accompanied by attorney Margaret Hardy.

CLOSED MEETING:

Ms. Gerardo 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 11:06 A.M. for the purpose of deliberation to reach a decision in the matter of Ms. Norman. Additionally, Ms. Gerardo moved that Ms. Mitchell-Lively, Ms. Joseph and Ms. Weiss 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 11:18 A.M.

Ms. Gerardo 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: Ms. Gerardo moved to close the case and impose no sanction due to insufficient evidence to warrant disciplinary action by the Board of Nursing. The motion was seconded and carried unanimously.

CONFERENCES
SCHEDULED: **Kelli Saxton, R.N. 0001-213096**
Ms. Saxton appeared.

CLOSED MEETING: Ms. Gerardo 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 11:32 A.M. for the purpose of deliberation to reach a decision in the matter of Ms. Saxton. Additionally, Ms. Gerardo moved that Ms. Mitchell-Lively, Ms. Joseph and Ms. Weiss 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 11:41 A.M.

Ms. Gerardo 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: Ms. Gerardo moved to issue a Consent Order for indefinite suspension of her license with said suspension stayed contingent upon verification of Ms. Saxton's entry into HPMP. Further, Ms. Gerardo moved to issue an Order of reprimand to Ms. Saxton. The motion was seconded and carried unanimously.

Ms. Joseph left the meeting.

CONFERENCES
SCHEDULED: **Carla Cary, L.P.N. 0002-076415**
Ms. Cary appeared, accompanied by attorney Susan Waddell.

CLOSED MEETING: Ms. Gerardo 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 2:20 P.M. for the purpose of deliberation to reach a decision in the matter of Ms. Cary. Additionally, Ms. Gerardo moved that Ms. Mitchell-Lively and Ms. Weiss 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 2:31 P.M.

Ms. Gerardo 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: Ms. Gerardo moved to issue an Order to take no action at this time, contingent upon verification of Ms. Cary's entry into HPMP within 45 days of the Order becoming final. The motion was seconded and carried unanimously.

An Order will be entered. As provided by law, this decision shall become a Final Order 30 days after service of such Order on Ms. Cary, unless a written request to the Board for a formal hearing on the allegations made against her is received from Ms. Cary 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:

Wayne Cook, L.P.N. 0002-077171
Mr. Cook did not appear.

CLOSED MEETING: Ms. Gerardo 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 2:48 P.M. for the purpose of deliberation to reach a decision in the matter of Mr. Cook. Additionally, Ms. Gerardo moved that Ms. Mitchell-Lively and Ms. Weiss 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.

Ms. Gerardo 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:

Ms. Gerardo moved to offer Mr. Cook a Consent Order for indefinite suspension of his license, until such time that Mr. Cook shall petition the Board for reinstatement of his license. At such time an administrative proceeding will be convened to determine whether he is capable of resuming the safe and competent practice of professional nursing. The motion was seconded and carried unanimously. 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 Mr. Cook and the Board.

ADJOURNMENT:

The Board adjourned at 3:00P.M.



Gloria Mitchell-Lively, R.N., M.S.N., M.B.A.
Deputy Executive Director