

**VIRGINIA BOARD OF NURSING
FORMAL HEARINGS
May 16, 2016**

TIME AND PLACE: The meeting of the Virginia Board of Nursing was called to order at 9:02 A.M. on May 16, 2016 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, CRNA, MSHA
Trula Minton, MS, RN
Jennifer Phelps, LPN, QMHPA

STAFF PRESENT:

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

OTHERS PRESENT:

Charis Mitchell, Assistant Attorney General, Board Counsel

ESTABLISHMENT OF A QUORUM:

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

FORMAL HEARINGS:

Mary Kathryn Honsinger, RN 0001215408

Ms. Honsinger appeared, accompanied by Eileen Bates.

David Kazzie, Adjudication Specialist represented the Commonwealth. Ms. Mitchell was legal counsel for the Board. Medford Howard, court reporter with Crane-Snead & Associates, recorded the proceedings.

Eileen Bates, Ms. Honsinger's boyfriend's mother; Patricia Dewey, Senior Investigator, Department of Health Professions; and Rebecca Britt, Case Manager, Health Practitioners Monitoring Program were present and testified.

CLOSED MEETING:

Ms. Phelps moved that the Board of Nursing convene a closed meeting pursuant to §2.2-3711(A)(27) of the *Code of Virginia* at 9:50 A.M., for the purpose of deliberation to reach a decision in the matter of Ms. Honsinger. Additionally, Ms. Phelps moved that Ms. Krohn, Ms. Mitchell-Lively, Ms. Davis 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 10:14 A.M.

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

ACTION:

Ms. Phelps moved that the Board of Nursing reprimand Mary Honsinger and to deny the application for reinstatement, continue her registered nursing license on indefinite suspension, but stay the suspension contingent upon her continued compliance with the Health Practitioners Monitoring Program. 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 10:20 A.M.

RECONVENTION:

The Board reconvened at 10:27 A.M.

FORMAL HEARINGS:

Paris Kevonna Sire-Pugh, CNA 1401120075

Ms. Sire-Pugh appeared, accompanied by Pernell Kornegay.

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

Tonya James, Compliance Case Manager, Board of Nursing; Kelly Moss, Senior Investigator, Department of Health Professions; and Pernell Kornegay, coworker of Ms. Sire-Pugh were present and testified.

CLOSED MEETING:

Ms. Phelps moved that the Board of Nursing convene a closed meeting pursuant to §2.2-3711(A)(27) of the *Code of Virginia* at 11:29 A.M., for the purpose of deliberation to reach a decision in the matter of Ms. Sire-Pugh. Additionally, Ms. Phelps moved that Ms. Mitchell-Lively, Ms. Davis 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 11:53 A.M.

Ms. Phelps 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. Minton 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. Hershkowitz moved that the Board of Nursing reprimand Paris Sire-Pugh and to indefinitely suspend the nurse aide certificate of Ms. Sire-Pugh, but stay the suspension contingent upon her entry into the Health Practitioners Monitoring Program or a similar program in North Carolina and thereafter remaining in compliance with the program. 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 11:56 A.M.

RECONVENTION:

The Board reconvened at 12:34 A.M.

FORMAL HEARINGS:

Venita Arnette Witherspoon Lewis, RMA 0031003047; CNA 1401004039

Ms. Lewis appeared, represented by Dawn Perez-Slavinski, attorney.

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

Kimberly Lynch, Senior Investigator, Department of Health Professions; Chelsey Primdahl, RN; Keith Taylor, CNA, RMA; Symphony Manor; Dina Berry, Dementia Practitioner, Memory Care Coordinator, Symphony Manor were present and testified. Mona Elrod, RN, At Home Care Hospice testified by telephone.

CLOSED MEETING:

Ms. Phelps moved that the Board of Nursing convene a closed meeting pursuant to §2.2-3711(A)(27) of the *Code of Virginia* at 2:45 P.M., for the purpose of deliberation to reach a decision in the matter of Ms. Lewis. Additionally, Ms. Phelps moved that Ms. Krohn, Ms. Mitchell-Lively, Ms. Davis 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 3:24 P.M.

Ms. Phelps 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. Hershkowitz moved that the Board of Nursing reprimand Venita Lewis as a registered medication aide and to dismiss the case in the matter of Ms. Lewis' nurse aide certificate. 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: **Trevia Marie Davis Quash, LPN Reinstatement Applicant 0002066398; RN Applicant**
Ms. Quash appeared.

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

Marcella Luna, Senior Investigator, Department of Health Professions was present and testified.

CLOSED MEETING: Ms. Phelps moved that the Board of Nursing convene a closed meeting pursuant to §2.2-3711(A)(27) of the *Code of Virginia* at 4:11 P.M., for the purpose of deliberation to reach a decision in the matter of Ms. Quash. Additionally, Ms. Phelps moved that Ms. Krohn, Ms. Mitchell-Lively, Ms. Davis 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 4:33 P.M.

Ms. Phelps 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. Gaines and amended by the Board. The motion was seconded and carried unanimously.

ACTION: Ms. Caliwagan moved that the Board of Nursing reprimand Tevia Quash and to reinstate the practical nursing license of Ms. Quash after receipt of payment of a \$500 monetary penalty. Further, the Board moved to approve the application of Ms. Quash for registered nurse by examination. 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 4:35 P.M.

Brenda Krohn, RN, MS
Deputy Executive Director