

**VIRGINIA BOARD OF NURSING
SPECIAL CONFERENCE COMMITTEE
February 13, 2017**

TIME AND PLACE: The meeting of the Special Conference Committee of the Board of Nursing was convened at 9:00 A.M., on February 13, 2017 in Board Room 3, Suite 201, Department of Health Professions, 9960 Mayland Drive, Henrico, Virginia.

MEMBERS PRESENT: Jennifer Phelps, LPN, QMHPA, Chairperson
Guia Caliwagan, RN, MSN, EdS
Stephanie Quinby, LMT

STAFF PRESENT: Brenda Krohn, RN, MS, Deputy Executive Director

OTHERS PRESENT: Carla Boyd, Adjudication Specialist

CONFERENCES

SCHEDULED: **Nicholas Currie, L.M.T. 0019-011718**
Mr. Currie did not appear and was not represented by legal counsel.

CLOSED MEETING: Ms. Quinby 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 9:13 A.M. for the purpose of deliberation to reach a decision in the matter of Mr. Currie. Additionally, Ms. Quinby moved that Ms. Krohn and Ms. Boyd 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 9:19 A.M.

Ms. Caliwagan 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. Caliwagan moved to offer Nicholas Currie a Consent Order for Revocation of his license, 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 Mr. Currie and the Board.

CONFERENCES

SCHEDULED: **Haitang Li, L.M.T. 0019-012137**
Ms. Li did not appear.

CLOSED MEETING: Ms. Caliwagan 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 9:22 A.M. for the purpose of deliberation to reach a decision in the matter of Ms. Li. Additionally, Ms. Caliwagan moved that Ms. Krohn and Ms. Boyd 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 9:30 A.M.

Ms. Caliwagan 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. Caliwagan moved to offer Haitang Li a Consent Order for Revocation of her license, 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 Ms. Li and the Board.

CONFERENCES
SCHEDULED: **David Ali Zinatbakhsh, L.M.T. 0019-010090**
Mr. Zinatbakhsh did not appear.

CLOSED MEETING: Ms. Quinby 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 10:38 A.M. for the purpose of deliberation to reach a decision in the matter of Mr. Zinatbakhsh. Additionally, Ms. Quinby moved that Ms. Krohn and Ms. Boyd 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 11:00 A.M.

Ms. Caliwagan 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. Caliwagan moved to offer David Ali Zinatbakhsh a Consent Order for Revocation of his license, 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 Mr. Zinatbakhsh and the Board.

Ms. Quinby left the meeting at 11:01 A.M.

CONFERENCES
SCHEDULED:

Pamela Lee Arrington, L.P.N. 0002-066848

Ms. Arrington did not appear.

CLOSED MEETING:

Ms. Caliwagan 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 11:05 A.M. for the purpose of deliberation to reach a decision in the matter of Ms. Arrington. Additionally, Ms. Caliwagan moved that Ms. Krohn and Ms. Boyd 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 11:20 A.M.

Ms. Caliwagan 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. Caliwagan moved to offer Pamela Lee Arrington a Consent Order for the Indefinite Suspension of her license, 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 Ms. Arrington and the Board.

CONFERENCES
SCHEDULED:

Paula Renee Johnson (Moses), L.P.N. Reinstatement Applicant 0002-085634

Ms. Johnson appeared, accompanied by her husband and father.

CLOSED MEETING:

Ms. Caliwagan 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 2:16 P.M. for the purpose of deliberation to reach a decision in the matter of Ms. Johnson. Additionally, Ms. Caliwagan moved that Ms. Krohn and Ms. Boyd 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 2:47 P.M.

Ms. Caliwagan 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. Caliwagan moved to issue an order to approve Paula Johnson's application for reinstatement for licensure as a practical nurse contingent upon verification of Ms. Johnson's entry into the Health Practitioners Monitoring Program and thereafter remaining in compliance with the terms of the monitoring contract with the Health Practitioners Monitoring Program and successfully complete a Board approved refresher course prior to practicing as a Licensed Practical Nurse.

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. Johnson unless a written request to the Board for a formal hearing on the allegations made against her is received from Ms. Johnson 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:

Patrick Alston, R.N. Applicant

Ms. Alston appeared.

CLOSED MEETING:

Ms. Caliwagan 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 3:52 P.M. for the purpose of deliberation to reach a decision in the matter of Ms. Alston. Additionally, Ms. Caliwagan moved that Ms. Krohn and Ms. Boyd 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 4:13 P.M.

Ms. Caliwagan 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. Caliwagan moved to issue an order of reprimand to Patrick Alston and require her provide proof of completion of the following courses within 60 days of entry of the order: *Medication Errors: Causes & Prevention*; *Professional Accountability & Legal Liability for Nurses*; and *Documentation: A Critical Aspect of Client Care*. Ms. Alston application to take the registered nurse examination is also approved.

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. Alston unless a written request to the Board for a formal hearing on the allegations made against him is received from Ms. Alston 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:

Brenda Umbarger, C.N.A. 1401-052322

Ms. Umbarger appeared, accompanied by her husband.

CLOSED MEETING:

Ms. Caliwagan 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 5:00 P.M. for the purpose of deliberation to reach a decision in the matter of Ms. Umbarger. Additionally, Ms. Caliwagan moved that Ms. Krohn and Ms. Boyd 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 5:15 P.M.

Ms. Caliwagan 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. Caliwagan moved to issue an order making finds of fact and conclusions of law, but imposing no sanction on Brenda Umbarger.

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. Umbarger unless a written request to the Board for a formal hearing on the allegations made against her is received from Ms. Umbarger 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:

Dorarena Boyd, C.N.A. Reinstatement Applicant 1401-094510

Ms. D. Boyd did not appear.

CLOSED MEETING:

Ms. Caliwagan 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 5:20 P.M. for the purpose of deliberation to reach a decision in the matter of Ms. D. Boyd. Additionally, Ms. Caliwagan moved that Ms. Krohn and Ms. C. Boyd 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 5:30 P.M.

Ms. Caliwagan 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. Caliwagan moved to issue an order to deny Dorarena Boyd's application for reinstatement for certification as a nurse aide.

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. D. Boyd unless a written request to the Board for a formal hearing on the allegations made against her is received from Ms. D. Boyd 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.

ADJOURNMENT:

The Board adjourned at 5:35 P.M.

Brenda Krohn, R.N., M.S.
Deputy Executive Director