

**VIRGINIA BOARD OF NURSING**  
**MINUTES**  
**May 16, 2018**  
**Panel - A**

**TIME AND PLACE:** The meeting of the Virginia Board of Nursing was called to order at 9:03 A.M. on May 16, 2018 in Board Room 3, Department of Health Professions, 9960 Mayland Drive, Suite 201, Henrico, Virginia.

**BOARD MEMBERS PRESENT:**

Jennifer Phelps, BS, LPN, QMHPA, First Vice President  
Marie Gerardo, MS, RN, ANP-BC, Second Vice President  
Ann Tucker Gleason, PhD, Citizen Member  
Michelle D. Hereford, MSHA, RN, RACHE  
Trula Minton, MS, RN  
Grace Thapa, BSN, RN

**STAFF PRESENT:**

Jodi P. Power, RN, JD, Senior Deputy Executive Director  
Robin L. Hills, DNP, RN, WHNP; Deputy Executive Director for Advanced Practice  
Sylvia Tamayo-Suijk, Discipline Team Coordinator

**OTHERS PRESENT:**

Charis Mitchell, Assistant Attorney General, Board Counsel

**ESTABLISHMENT OF A PANEL:**

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

**CONSIDERATION OF AGENCY SUBORDINATE RECOMMENDATIONS:**

**Rose Wanjiru Maranga, RN      0001-204941**

Ms. Maranga appeared, accompanied by her attorney, Barbara Queen.

**CLOSED MEETING:**

Ms. Gerardo moved that the Board of Nursing convene a closed meeting pursuant to §2.2-3711(A)(27) of the *Code of Virginia* at 9:10 A.M., for the purpose of consideration of the agency subordinate recommendation regarding Ms. Maranga. Additionally, Ms. Gerardo moved that Ms. Power, Dr. Hills, Ms. Tamayo-Suijk and Ms. Mitchell, Board counsel, 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 9:25 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.

Ms. Gerardo moved that the Board of Nursing modify the Finding of Fact number 5 and moved to accept the recommended decision of the agency subordinate to reprimand Rose Wanjiru Maranga. The motion was seconded and carried unanimously.

**Kara Patton, RN**

**0001-190942**

Ms. Patton appeared.

CLOSED MEETING:

Ms. Thapa moved that the Board of Nursing convene a closed meeting pursuant to §2.2-3711(A)(27) of the *Code of Virginia* at 9:30 A.M., for the purpose of consideration of the agency subordinate recommendation regarding Ms. Patton. Additionally, Ms. Gerardo moved that Ms. Power, Dr. Hills, Ms. Tamayo-Suijk and Ms. Mitchell, Board counsel, 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 9:33 A.M.

Ms. Thapa 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 recommended decision of the agency subordinate to terminate the probation with terms and conditions placed on the license of Kara Patton to practice professional nursing in the Commonwealth of Virginia and to issue an unrestricted license. The motion was seconded and carried unanimously.

CLOSED MEETING:

Ms. Gerardo moved that the Board of Nursing convene a closed meeting pursuant to §2.2-3711(A)(27) of the *Code of Virginia* at 9:36 A.M., for the purpose of consideration of the agency subordinate recommendations. Additionally, Ms. Gerardo moved that Ms. Power, Dr. Hills, Ms. Tamayo-Suijk and Ms. Mitchell, Board counsel, 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 10:10 A.M.

Ms. Thapa 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.

**Andrea Monique Brooks, LPN      0002-084025**

Ms. Brooks did not appear.

Ms. Gerardo moved that the Board of Nursing modify the recommended decision of the agency subordinate by deleting old regulations in the Findings of Fact numbers 2 (a) and 4, and indefinitely suspending the license of Andrea Monique Brooks to practice practical nursing in the Commonwealth of Virginia, with said suspension stayed upon proof of Ms. Brooks' entry into a Contract with the Virginia Health Practitioners' Monitoring Program (HPMP) and complying with all terms and conditions of the HPMP for the period specified by the HPMP. The motion was seconded and carried unanimously.

**Wendy Renee Caldwell, LPN      0002-080666**

Ms. Caldwell did not appear.

Ms. Gerardo moved that the Board of Nursing modify the recommended decision of the agency subordinate to indefinitely suspend the license of Wendy Renee Caldwell to practice practical nursing in the Commonwealth of Virginia, with said suspension stayed upon proof of Ms. Caldwell's entry into a Contract with the Virginia Health Practitioners' Monitoring Program (HPMP) and complying with all terms and conditions of the HPMP for the period specified by the HPMP. The motion was seconded and carried unanimously.

**Kevin Aquila Adkins, LPN KY Lic. #2032020 with Multistate Privilege**

Mr. Adkins did not appear.

Ms. Gerardo moved that the Board of Nursing accept the recommended decision of the agency subordinate to indefinitely suspend the multistate privilege of Kevin Aquila Adkins to practice practical nursing in the Commonwealth of Virginia. The motion was seconded and carried unanimously.

**Sarah Elizabeth Miller, RN      0001-244868**

Ms. Miller did not appear.

Ms. Minton moved that the Board of Nursing modify the recommended decision of the agency subordinate to indefinitely suspend the license of Sarah Elizabeth Miller to practice professional nursing in the Commonwealth of Virginia, with said suspension stayed upon proof of Ms. Miller's entry into a Contract with the Virginia Health Practitioners' Monitoring Program (HPMP) and complying with all terms and conditions of the HPMP for the period specified by the HPMP. The motion was seconded and carried by a vote of 5-1, with Ms. Phelps, Ms. Gerardo, Dr. Gleason, Ms. Hereford and Ms. Minton voting in favor of the motion and Ms. Thapa opposed.

**Ann Maria-Bracena Ellis, RMA 0031-004098**

Ms. Ellis did not appear.

Ms. Minton moved that the Board of Nursing accept the recommended decision of the agency subordinate to revoke the registration of Ann Maria-Bracena Ellis to practice as a medication aide in the Commonwealth of Virginia. The motion was seconded and carried unanimously.

**Ann Maria-Bracena Ellis, CNA 1401-116805**

Ms. Ellis did not appear.

Ms. Minton moved that the Board of Nursing accept the recommended decision of the agency subordinate to revoke the certification of Ann Maria-Bracena Ellis to practice as a nurse aide in the Commonwealth of Virginia and to enter a Finding of Neglect and a Finding of Abuse against her in the Virginia Nurse Aide Registry. The motion was seconded and carried unanimously.

**Rosann Frazier, CNA 1401-159743**

Ms. Frazier did not appear.

Ms. Minton moved that the Board of Nursing accept the recommended decision of the agency subordinate to revoke the certification of Rosann Frazier to practice as a nurse aide in the Commonwealth of Virginia and to enter a Finding of Abuse against her in the Virginia Nurse Aide Registry. The motion was seconded and carried unanimously.

**Kasey Allen Ashburn, CNA 1401-163423**

Ms. Ashburn did not appear.

Ms. Minton moved that the Board of Nursing accept the recommended decision of the agency subordinate to revoke the certification of Kasey Allen Ashburn to practice as a nurse aide in the Commonwealth of Virginia and to enter a Finding of Abuse against her in the Virginia Nurse Aide Registry. The motion was seconded and carried unanimously.

**Christopher Wood, CNA**                      **1401-162393**  
Mr. Wood did not appear.

Dr. Gleason moved that the Board of Nursing accept the recommended decision of the agency subordinate to reprimand Christopher Wood. The motion was seconded and carried unanimously.

**ADJOURNMENT:**                      The Board adjourned at 10:15 A.M.

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Jodi P. Power, RN, JD  
Senior Deputy Executive Director

**VIRGINIA BOARD OF NURSING**  
**FORMAL HEARINGS**  
**May 16, 2018**  
**Panel - A**

**TIME AND PLACE:** The meeting of the Virginia Board of Nursing was called to order at 10:21 A.M. on March 28, 2018 in Board Room 3, Department of Health Professions, 9960 Mayland Drive, Suite 201, Henrico, Virginia.

**BOARD MEMBERS PRESENT:**

Jennifer Phelps, BS, LPN, QMHPA, First Vice President  
Marie Gerardo, MS, RN, ANP-BC, Second Vice President  
Ann Tucker Gleason, PhD, Citizen Member  
Michelle D. Hereford, MSHA, RN, RACHE  
Trula Minton, MS, RN  
Grace Thapa, BSN, RN

**STAFF PRESENT:**

Jay P. Douglas, MSM, RN, CSAC, FRE; Executive Director  
Robin L. Hills, DNP, RN, WHNP; Deputy Executive Director for Advanced Practice  
Sylvia Tamayo-Suijk, Discipline Team Coordinator

**OTHERS PRESENT:**

Charis Mitchell, Assistant Attorney General, Board Counsel

**ESTABLISHMENT OF A PANEL:**

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

**FORMAL HEARINGS:**

**Stratford University, Falls Church Campus, BSN RN Education Program- US28502100**

Mr. Richard Shurtz, President, appeared accompanied by attorney, Stephen T. Chema II.

James Schliessmann, Assistant Attorney General, and David Kazzie, Adjudication Specialist for the Department of Health Professions, represented the Commonwealth. Ms. Mitchell was legal counsel for the Board. Denise Holt, court reporter with Crane-Snead & Associates, recorded the proceedings.

Charlette Ridout, RN, MS, CNE, Senior Nursing Education Consultant for Virginia Board of Nursing, Tonya James, Compliance Case Manager for Virginia Board of Nursing, Catherine Tanksley-Bowe, RN, Dean and University-wide Director of Nursing, and alums Michelle Ball, RN and Patrice McCorvey, RN, were present and testified.

**CLOSED MEETING:**

Ms. Gerardo moved that the Board of Nursing convene a closed meeting pursuant to §2.2-3711(A)(27) of the *Code of Virginia* at 12:45 A.M., for the purpose of deliberation to reach a decision in the matter of Stratford University, Falls Church campus, BSN RN Education Program. Additionally, Ms. Gerardo moved that Ms. Douglas, Dr. Hills, Ms. Tamayo-Suijk 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 1:55 P.M.

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

**ACTION:**

Ms. Gerardo moved that the Board of Nursing Continue Conditional Approval of Stratford University, Falls Church Campus, BSN RN Education Program subject to compliance with the following terms and conditions:

1. NCLEX pass rate for first-time test takers for calendar years 2018 and 2019 shall be 80% or above.
2. Stratford University, Falls Church campus shall submit the name and credentials of the current program director
3. Program director of Stratford University, Falls Church campus shall submit an NCLEX success plan that demonstrates faculty involvement within 30 days of entry of the Order.
4. Stratford University, Falls Church campus shall submit quarterly reports that demonstrate compliance with the NCLEX success plan and terms and conditions of the Order with the first report due September 1, 2018.
5. Stratford University, Falls Church campus shall provide a copy of the Order to all current and prospective students, all faculty members, and the dean of the school of nursing. Further, Stratford University, Falls Church campus shall publish the Order on its website.
6. The Board may conduct site visits to determine compliance with Board regulations and the Order at the expense of Stratford University Falls Church campus.
7. Should the NCLEX cumulative pass rate fall below 80% for the calendar year 2018, Stratford University, Falls Church campus shall appear before the Board at an informal conference for consideration of withdrawal of program approval.

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 1:59 P.M.

RECONVENTION: The Board reconvened at 2:34 P.M

FORMAL HEARINGS: **South University, Virginia Beach Campus, BSN RN Education Program-US2850900**

Dr. Jessica Parrott, DNP, CPNP-PC, RN, CNE, Interim Program Director appeared, accompanied by counsel, Eileen Talamante and Michael Goodman.

James Schliessmann, Assistant Attorney General, and David Kazzie, Adjudication Specialist for the Department of Health Professions, represented the Commonwealth. Ms. Mitchell was legal counsel for the Board. Laurie Larsen, court reporter with Crane-Snead & Associates, recorded the proceedings.

Charlette Ridout, RN, MS, CNE, Senior Nursing Education Consultant for Virginia Board of Nursing, Tonya James, Compliance Case Manager for Virginia Board of Nursing, and Sarah Wills, Assistant Dean, South University were present and testified.

CLOSED MEETING: Ms. Gerardo moved that the Board of Nursing convene a closed meeting pursuant to §2.2-3711(A)(27) of the *Code of Virginia* at 5:09 A.M., for the purpose of deliberation to reach a decision in the matter of South University, VA Beach campus, BSN RN Education Program. Additionally, Ms. Gerardo moved that Ms. Douglas, Dr. Hills, Ms. Tamayo-Suijk 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 5:51 P.M.

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

ACTION: Ms. Gerardo moved to place South University, Virginia Beach campus, BSN RN Education Program on conditional approval with terms and conditions:



1. NCLEX pass rate for first-time test takers for calendar year 2018 and 2019 shall be 80% or above.
2. Program director of South University Virginia Beach campus shall submit an NCLEX success plan within 30 days of entry of the Order.
3. South University Virginia Beach campus shall submit reports every six months that demonstrate compliance with the NCLEX success plan and terms and conditions of the Order with the first report due December 1, 2018.
4. South University Virginia Beach campus shall provide a copy of the Order to all current and prospective students, all faculty members, and the dean of the school of nursing.
5. South University Virginia Beach campus shall admit no more than 24 students per cohort, two times per year, for a period of one year from the date of entry of the Order.
6. The Board may conduct site visits to determine compliance with the Board regulations and the Order at the expense of South University Virginia Beach campus.
7. Should the NCLEX cumulative pass rate fall below 80% for the calendar year 2018, South University Virginia Beach campus shall appear before the board at an informal conference for consideration of withdrawal of program approval.

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 5:54 P.M.

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Robin L. Hills, DNP, RN, WHNP  
Deputy Executive Director for Advanced Practice

**VIRGINIA BOARD OF NURSING**  
**MINUTES**  
**May 16, 2018**  
**Panel B**

**TIME AND PLACE:** The meeting of the Virginia Board of Nursing was called to order at 9:00 A.M. on May 16, 2018 in Board Room 2, Department of Health Professions, 9960 Mayland Drive, Suite 201, Henrico Virginia.

**BOARD MEMBERS**

**PRESENT:** Louise Hershkowitz, CRNA, MSHA; President  
Laura Cei, BS, LPN, CCRP  
Margaret Friedenberg, Citizen Member  
Joyce Hahn, PhD, RN, NEA-BC, FNAP  
Mark Monson, Citizen Member

**STAFF PRESENT:** Brenda Krohn, RN, MS, Deputy Executive Director  
Darlene Graham, Senior Discipline Specialist

**OTHERS PRESENT:** James Rutkowski, Assistant Attorney General, Board Counsel

**ESTABLISHMENT OF A PANEL:**

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

**CONSIDERATION OF AGENCY SUBORDINATE RECOMMENDATIONS:**

**CLOSED MEETING:** Mr. Monson 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 the agency subordinate recommendations. Additionally, Mr. Monson moved that Ms. Krohn, Ms. Graham, 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 9:23 A.M.

Ms. Cei 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.

**Carolyn Quayle, RN 0001-140536**

Ms. Quayle did not appear.

Mr. Monson moved that the Board of Nursing accept the recommended decision of the agency subordinate to reprimand and indefinitely suspend Carolyn Quayle's right to renew her license to practice professional nursing in the Commonwealth of Virginia. The motion was seconded and carried unanimously.

**Tara Foreman, LPN 0002-088798**

Ms. Foreman did not appear.

Mr. Monson moved that the Board of Nursing accept the recommended decision of the agency subordinate to terminate the terms and conditions placed on the license of Tara Foreman to practice practical nursing in the Commonwealth of Virginia. The motion was seconded and carried unanimously.

**Sylvia Price, RN 0001-129741**

Ms. Price did not appear but submitted a written response.

Dr. Hahn moved that the Board of Nursing modify the recommended decision of the agency subordinate to reprimand Sylvia Price's license to practice professional nursing in the Commonwealth of Virginia, and require her completion of (2) NCSBN courses; "Medication Errors: Causes & Prevention" and "Documentation: A Critical Aspect of Client Care", within 60 days of entry of the Order, and provide written proof to the Board of successful completion.

**Ashley Conner, LPN 0002-083185**

Ms. Conner did not appear.

Mr. Monson moved that the Board of Nursing accept the recommended decision of the agency subordinate to indefinitely suspend the license of Ashley Conner to practice professional nursing in the Commonwealth of Virginia. The motion was seconded and carried unanimously.

**Donna Spence, RN 0001-086208**

Ms. Spence did not appear but submitted a written response.

Mr. Monson moved that the Board of Nursing accept the recommended decision of the agency subordinate to indefinitely suspend the license of Donna Spence to practice professional nursing in the Commonwealth of Virginia and stay the suspension contingent upon her entry into the Health Practitioner's Monitoring Program (HPMP), and her continued compliance

and successful completion of the program. The motion was seconded and carried unanimously.

**Kimberly Thompson, CNA 1401-183238**

Ms. Thompson did not appear.

Mr. Monson moved that the Board of Nursing accept the recommended decision of the agency subordinate to reprimand Kimberly Thompson's certificate to practice as a nurse aide in the Commonwealth of Virginia. The motion was seconded and carried unanimously.

**Shelby Crandell, LPN 0002-034049**

Ms. Crandell did not appear.

Mr. Monson moved that the Board of Nursing accept the recommended decision of the agency subordinate to reprimand Shelby Crandell's license to practice practical nursing in the Commonwealth of Virginia, and require Ms. Crandell to complete the NCSBN course; "Documentation: A Critical Aspect of Client Care", within 60 days from the date of entry of the Order, and provide written proof to the Board of successful completion.

**Van Turner, CNA 1401-132645**

Mr. Turner did not appear.

Mr. Monson moved that the Board of Nursing accept the recommended decision of the agency subordinate to revoke Van Turner's certificate to practice as a nurse aide in the Commonwealth of Virginia, and enter a Finding of Abuse. The motion was seconded and carried unanimously.

**Nicole Harrison, CNA 1401-119758**

Ms. Harrison did not appear.

Mr. Monson moved that the Board of Nursing modify the recommended decision of the agency subordinate to place Nicole Harrison on probation and extend for a period of 24 months of active employment as a nurse aide in the Commonwealth of Virginia with terms and conditions. The motion was seconded and carried unanimously.

**Erin Brecht, CNA 1401-168829**

Ms. Brecht did not appear.

Mr. Monson moved that the Board of Nursing accept the recommended decision of the agency subordinate to place Erin Brecht on probation subject

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to certain terms and conditions as a nurse aide in the Commonwealth of Virginia. The motion was seconded and carried unanimously.

ADJOURNMENT: The Board adjourned at 9:40 A.M.

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Brenda G. Krohn, RN, MS  
Deputy Executive Director

**VIRGINIA BOARD OF NURSING  
FORMAL HEARINGS  
May 16, 2018**

**TIME AND PLACE:** The meeting of the Virginia Board of Nursing was called to order at 10:00 A.M., on May 16, 2018 in Board Room 2, Department of Health Professions, 9960 Mayland Drive, Suite 201, Henrico, Virginia.

**BOARD MEMBERS  
PRESENT:**

Louise Hershkowitz, CRNA, MSHA, President  
Laura Cei, BS, LPN, CCRP  
Margaret Friedenberg, Citizen Member  
Joyce Hahn, PhD, RN, NEA-BC, FNAP  
Mark Monson, Citizen Member

**STAFF PRESENT:**

Brenda Krohn, RN, MS, Deputy Executive Director  
Jodi Power, Senior Deputy Executive Director  
Darlene Graham, Senior Discipline Specialist

**OTHERS PRESENT:**

James Rutkowski, Assistant Attorney General, Board Counsel  
Nurse Aide Students from Hanover County Public School  
Nurse Aide Students from North Stafford County High School

**ESTABLISHMENT OF A PANEL:**

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

**FORMAL HEARINGS:**

**Cynthia Fleming, RN 0001-260623**

Ms. Fleming appeared accompanied by Nicholas Balland, Esquire, legal counsel.

Steven Bulger, Adjudication Specialist, represented the Commonwealth. Mr. Rutkowski was legal counsel for the Board. Medford Howard, court reporter with Crane-Snead & Associates, recorded the proceedings.

Chris Ladosky, RN, Licensing and Accreditation Specialist at Mary Washington Healthcare, and Kim Mitchell, HR Business Partner, at Mary Washington Healthcare, testified.

**CLOSED MEETING:**

Mr. Monson moved that the Board of Nursing convene a closed meeting pursuant to §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. Fleming. Additionally, Mr. Monson moved that Ms. Power, Ms. Krohn, Ms. Graham, 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 12:23 P.M.

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

ACTION: Dr. Hahn moved that the Board of Nursing indefinitely suspend the right to renew the license of Ms. Fleming to practice professional nursing in the Commonwealth of Virginia, and stay the suspension contingent upon her entry into the Health Practitioner’s Monitoring Program (HPMP), or an equivalent monitoring program in her primary state of residence and her continued compliance and successful completion of the program. The motion was seconded and carried unanimously.

This decision shall be effective upon entry by the Board of a written Order stating the findings, conclusion, and decision of this formal hearing panel.

FORMAL HEARINGS: **Mary Wagner, CNA 1401-044400**  
Ms. Wagner appeared.

Holly Woodcock, Adjudication Specialist, represented the Commonwealth. Mr. Rutkowski was legal counsel for the Board. Medford Howard, court reporter with Crane-Snead & Associates, recorded the proceedings.

Dwayne Cromer, Senior Investigator, Department of Health Professions, testified via telephone, and Rhonda Spencer, testified.

CLOSED MEETING: Mr. Monson moved that the Board of Nursing convene a closed meeting pursuant to §2.2-3711(A)(27) of the Code of Virginia at 1:33 P.M., for the purpose of deliberation to reach a decision in the matter of Ms. Wagner. Additionally, Mr. Monson moved that Ms. Power, Ms. Krohn, Ms. Graham, 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 1:46 P.M.

Dr. Hahn 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.

**ACTION:**

Mr. Monson moved that the Board of Nursing dismiss the case against Ms. Wagner to practice as a nurse aide in the Commonwealth of Virginia. The motion was seconded, and passed by a vote of four to one.

This decision shall be effective upon entry by the Board of a written Order stating the findings, conclusion, and decision of this formal hearing panel.

**RECESS:**

The Board recessed at 1:50 P.M. The students left at recess.

**RECONVENTION:**

The Board reconvened at 2:30 P.M.

**FORMAL HEARINGS:**

**Matthew Chupp, CNA Reinstatement Applicant 1401-135856**

Mr. Chupp appeared accompanied by Andrea Sloan, Esquire, legal counsel.

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

**CLOSED MEETING:**

Mr. Monson moved that the Board of Nursing convene a closed meeting pursuant to §2.2-3711(A)(27) of the Code of Virginia at 3:11 P.M., for the purpose of deliberation to reach a decision in the matter of Mr. Chupp. Additionally, Mr. Monson moved that Ms. Power, Ms. Krohn, Ms. Graham, 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 3:28 P.M.

Ms. Cei 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. Monson 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:**

Dr. Hahn moved that the Board of Nursing approve the application of Mr. Chupp for the reinstatement of his certificate to practice as a nurse aide in the Commonwealth of Virginia, upon successful completion of the nurse aide exam. The motion was seconded and carried unanimously.

This decision shall be effective upon entry by the Board of a written Order stating the findings, conclusion, and decision of this formal hearing panel.

**FORMAL HEARINGS:**

**Shani Hurley, RN 0001-197179**  
Ms. Hurley appeared.

Steven Bulger, Adjudication Specialist, represented the Commonwealth. Mr. Rutkowski was legal counsel for the Board. Medford Howard, court reporter with Crane-Snead & Associates, recorded the proceedings.

Lisa Elgin, Senior Investigator, Department of Health Professions, and Dawn France, Case Manager, Health Practitioners' Monitoring Program (HPMP), testified via telephone.

**CLOSED MEETING:**

Mr. Monson moved that the Board of Nursing convene a closed meeting pursuant to §2.2-3711(A)(27) of the Code of Virginia at 5:03 P.M., for the purpose of deliberation to reach a decision in the matter of Ms. Hurley. Additionally, Mr. Monson moved that Ms. Power, Ms. Krohn, Ms. Graham, 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 5:33 P.M.

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

**ACTION:** Dr. Hahn moved that the Board of Nursing continue the license of Ms. Fleming on indefinite suspension to practice professional nursing in the Commonwealth of Virginia, and stay the suspension contingent upon her entry into the Health Practitioners' Monitoring Program (HPMP), and her continued compliance and successful completion of the program. The motion was seconded and carried unanimously.

This decision shall be effective upon entry by the Board of a written Order stating the findings, conclusion, and decision of this formal hearing panel.

**FORMAL HEARINGS:** **Sherry Pritchett, CNA Reinstatement Applicant 1401-054066**  
Ms. Pritchett did not appear.

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

Patricia Dewey, Senior Investigator, Department of Health Professions testified.

**CLOSED MEETING:** Mr. Monson moved that the Board of Nursing convene a closed meeting pursuant to §2.2-3711(A)(27) of the Code of Virginia at 5:48 P.M., for the purpose of deliberation to reach a decision in the matter of Ms. Pritchett. Additionally, Mr. Monson moved that Ms. Power, Ms. Krohn, Ms. Graham, 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 5:55 P.M.

Ms. Friedenbergh 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. Hahn 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. Cei moved that the Board of Nursing deny the application for reinstatement of Ms. Pritchett's certificate to practice as a nurse aide in the

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Commonwealth of Virginia. The motion was seconded and carried unanimously.

This decision shall be effective upon entry by the Board of a written Order stating the findings, conclusion, and decision of this formal hearing panel.

ADJOURNMENT:

The Board adjourned at 5:57 P.M.

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Brenda G. Krohn, RN, MS  
Deputy Executive Director