

**VIRGINIA BOARD OF NURSING
FORMAL HEARINGS
September 17, 2018**

TIME AND PLACE: The meeting of the Virginia Board of Nursing was called to order at 11:00 A.M., on September 17, 2018 in Board Room 2, Department of Health Professions, 9960 Mayland Drive, Suite 201, Henrico, Virginia.

BOARD MEMBERS PRESENT:

Jennifer Phelps, BS, LPN, QMHPA, First Vice President
Laura F. Cei, BS, LPN, CCRP
Tucker Gleason, PhD, Citizen Member
Joyce A. Hahn, PhD, RN, NEA-BC, FNAP
Michelle D. Hereford, MSHA, RN, RACHE
Ethlyn McQueen-Gibson, DNP, MSN, RN, BC - **joined at 1:35 P.M.**
Mark Monson, Citizen Member

STAFF PRESENT:

Robin L. Hills, DNP, RN, WHNP, Deputy Executive Director for
Advanced Practice
Jane Elliott, PhD, RN; Discipline Staff
Lisa Speller-Davis, RN, BSN; Policy Assistant
Darlene Graham, Senior Discipline Specialist

OTHERS PRESENT:

Charis Mitchell, Assistant Attorney General, Board Counsel
Senior Nursing Students from Bon Secours Memorial College
Senior Nursing Students from Virginia Commonwealth University, School
of Nursing – **joined at 1:35 P.M.**

ESTABLISHMENT OF A PANEL:

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

FORMAL HEARINGS:

Amber Dawn Kendrick Harris, LPN 0002-066126
Ms. Harris did not appear.

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

Kimberly Lynch, Senior Investigator, Department of Health Professions,
and Amy Stewart, Health Practitioners' Monitoring Program Case
Manager, were present and testified.

CLOSED MEETING:

Dr. Gleason moved that the Board of Nursing convene a closed meeting
pursuant to §2.2-3711(A)(27) of the Code of Virginia at 11:24 A.M., for
the purpose of deliberation to reach a decision in the matter of Ms. Harris.

Additionally, Dr. Gleason moved that Dr. Hills, Dr. Elliott, Ms. Speller-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 11:31 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.

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

ACTION: Dr. Hahn moved that the Board of Nursing continue the license of Amber Dawn Kendrick Harris to practice practical nursing in the Commonwealth of Virginia 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 entry by the Board of a written Order stating the findings, conclusion, and decision of this formal hearing panel.

Ms. Speller-Davis left the meeting at 11:35 A.M.

RECESS: The Board recessed at 11:35 A.M.

RECONVENTION: The Board reconvened at 1:35 P.M.

Dr. McQueen-Gibson joined the meeting 1:35 P.M.

FORMAL HEARINGS: **Melissa Beth Weant, RN** **0001-187120**
Ms. Weant 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.

Margaret Starks, Senior Investigator, Department of Health Professions, was present and testified.

CLOSED MEETING: Dr. Gleason moved that the Board of Nursing convene a closed meeting pursuant to §2.2-3711(A)(27) of the Code of Virginia at 2:12 P.M., for the purpose of deliberation to reach a decision in the matter of Ms. Weant. Additionally, Dr. Gleason moved that Dr. Hills, Dr. Elliott, 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 2:36 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 continue the license of Melissa Beth Weant to practice professional nursing in the Commonwealth of Virginia on indefinite suspension for a period of not less than three years. 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: **Valerie Lynch Vandiver, LPN** **0002-074488**
Ms. Vandiver did not appear.

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

James Wall, Senior Investigator, Department of Health Professions, and Christina Senda-Breitberg, Administrator at Thornton Hall Nursing Rehab Center, were present and testified.

CLOSED MEETING: Dr. Gleason moved that the Board of Nursing convene a closed meeting pursuant to §2.2-3711(A)(27) of the Code of Virginia at 3:37 P.M., for the purpose of deliberation to reach a decision in the matter of Ms. Vandiver.

Additionally, Dr. Gleason moved that Dr. Hills, Dr. Elliott, 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 4:10 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.

Dr. McQueen-Gibson 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: Mr. Monson moved that the Board of Nursing continue the license of Valerie Lynch Vandiver to practice as practical nursing in the Commonwealth of Virginia on indefinite suspension with suspension stayed contingent upon Ms. Vandiver's entry into the Health Practitioners' Monitoring Program (HPMP). 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 4:15 P.M.

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