

**VIRGINIA BOARD OF NURSING**  
**FORMAL HEARINGS**  
**November 17, 2020**  
**Panel - B**

**TIME AND PLACE:** The meeting of the Virginia Board of Nursing was called to order at 9:07 A.M. on November 17, 2020 in Board Room 2, Department of Health Professions, 9960 Mayland Drive, Suite 201, Henrico, Virginia.

**BOARD MEMBERS PRESENT:**

Jennifer Phelps, BS, LPN, QMHPA, CSAC, President  
Ann Tucker Gleason, PhD, Citizen Member  
James Hermansen-Parker, MSN, RN, PCCN-K  
Meenakshi Shah, BA, RN  
Felisa A. Smith, RN, MSA, MSN/Ed, CNE  
Cynthia M. Swineford, RN, MSN, CNE

**STAFF PRESENT:** Lelia Claire Morris, RN, LNHA, Deputy Executive Director (A.M. cases)  
Sylvia Tamayo-Suijk, Discipline Team Coordinator

**OTHERS PRESENT:** Charis Mitchell, Assistant Attorney General, Board Counsel

Francesca Iyengar, Discipline Case Manager, Board of Nursing, James Banning, Executive Director, Administrative Proceedings Division, and Julia Bennett, Deputy Director, Administrative Proceedings Division, observed the proceedings.

**ESTABLISHMENT OF A PANEL:**

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

**FORMAL HEARINGS:** **Kathryn Marie Hayes Rind, RN** **0001-204664**  
Ms. Rind appeared, accompanied by her husband.

Janice Redinger, Adjudication Specialist for the Department of Health Professions, represented the Commonwealth. Ms. Mitchell was legal counsel for the Board. Cindy Ferrell, court reporter with Farnsworth & Taylor Reporting, LLC, recorded the proceeding.

Kelly Ashley, Senior Investigator, Department of Health Professions, testified by phone. Amy Stewart, LCSW, Program Administrative Director, Health Practitioners' Monitoring Program, 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 10:21 A.M., for

the purpose of deliberation to reach a decision in the matter of Kathryn Marie Hayes Rind. Additionally, Dr. Gleason moved that Ms. Morris, 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 11:03 A.M.

Dr. Gleason 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:

Ms. Smith moved that the Board of Nursing reprimand Kathryn Marie Hayes Rind and issue an order to indefinitely suspend the license of Ms. Rind to practice professional nursing in the Commonwealth of Virginia for a period of not less than one year. The basis for this decision will be set forth in a final Board Order which will be sent to Ms. Rind at her address of record. 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:

**Amiee Nicole Price, RMA Reinstatement Applicant 0031-010390**  
Ms. Price appeared.

Janice Redinger, Adjudication Specialist for the Department of Health Professions, represented the Commonwealth. Ms. Mitchell was legal counsel for the Board. Cindy Ferrell, court reporter with Farnsworth & Taylor Reporting, LLC, recorded the proceeding.

Joyce Johnson, Senior Investigator, Department of Health Professions, testified by phone.

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 12:36 P.M., for the purpose of deliberation to reach a decision in the matter of Amiee Nicole Price. Additionally, Dr. Gleason moved that Ms. Morris, 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 12:50 P.M.

Mr. Hermansen-Parker 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: Dr. Gleason moved that the Board of Nursing approve the application of Amiee Nicole Price for reinstatement of her registration to practice as a medication aide in the Commonwealth of Virginia, indefinitely suspend her registration, and stay the suspension contingent upon Ms. Price's entry into the Virginia Health Practitioners' Monitoring Program (HPMP) and remaining in compliance with all terms and conditions of the HPMP for the period specified by the HPMP. The basis for this decision will be set forth in a final Board Order which will be sent to Ms. Price at her address of record. 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 for lunch at 12:52.M.

RECONVENTION: The Board reconvened in open session at 1:30 P.M

FORMAL HEARINGS: **Ashley Elaine Shenk Macaioni, CNA** **1401-141561**

Ms. Macaioni did not appear.

Lori Pound, Adjudication Specialist for the Department of Health Professions, represented the Commonwealth. Ms. Mitchell was legal counsel for the Board. Cindy Ferrell, court reporter with Farnsworth & Taylor Reporting, LLC, recorded the proceeding.

Parke Slater, Senior Investigator, Department of Health Professions, testified by phone.

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 1:54 P.M., for the purpose of deliberation to reach a decision in the matter of Ashley Elaine Shenk Macaioni. Additionally, Dr. Gleason moved that Ms. Morris, 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 2:04 P.M.

Dr. Gleason 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: Ms. Shah moved that the Board of Nursing indefinitely suspend the certificate of Ashley Elaine Shenk Macaioni to practice as a nurse aide in the Commonwealth of Virginia for a period of not less than one year. The basis for this decision will be set forth in a final Board Order which will be sent to Ms. Macaioni at her address of record. 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 2:06 P.M.

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Lelia Claire Morris, RN, LNHA  
Deputy Executive Director