## VIRGINIA BOARD OF NURSING POSSIBLE SUMMARY SUSPENSION VIRTUAL MEETING April 29, 2021

The virtual Webex possible summary suspension meeting of the Virginia Board of Nursing was held April 29, 2021 at 8:15 A.M.

Due to COVID-19 declared state of emergency and consistent with Amendment 28 to HB29 (Budget Bill for 2018-2020) and the applicable provision of §2.2-3708.2 in the Freedom of Information Act, the Board convened a virtual meeting to consider such regulatory and business matters as was presented on the agenda for the Board to discharge its lawful purposes, duties, and responsibilities.

## The Board of Nursing members participating in the meeting were:

Mark Monson, Citizen Member, First Vice-President – Chair Yvette Dorsey, DNP, RN Margaret J. Friedenberg, Citizen Member James Hermansen-Parker, MSN, RN, PCCN-K Louise Hershkowitz, CRNA, MSHA Brandon Jones, MSN, RN, CEN, NEA-BC Dixie McElfresh, LPN Felisa Smith, RN, MSA, MSN/Ed, CNE

## Others participating in the meeting were:

Charis Mitchell, Assistant Attorney General, Board Counsel
Sean Murphy, Assistant Attorney General
Wayne Halbleib, Senior Assistant Attorney General/Chief
Julia Bennett, Deputy Director, Administrative Proceedings Division
Cynthia Gaines, Adjudication Specialist, Administrative Proceedings Division
David Kazzie, Adjudication Specialist, Administrative Proceedings Division
Jay P. Douglas, RN, MSM, CSAC, FRE; Executive Director
Robin Hills, DNP, RN, WHNP; Deputy Executive Director for Advanced Practice
Claire Morris, RN, LNHA; Deputy Executive Director
Patricia L. Dewey, RN, BSN; Discipline Case Manager
Francesca Iyengar, MSN, RN; Discipline Case Manager
Sylvia Tamayo-Suijk, Senior Discipline Specialist
Sally Ragsdale, Discipline Specialist
Huong Vu, Executive Assistant

The meeting was called to order by Mr. Monson. With 8 members of the Board of Nursing participating, a quorum was established.

Sean Murphy, Assistant Attorney General, presented evidence that the continued practice of nurse aide by Lisa Michelle Hill, CNA (1401-100634) may present a substantial danger to the health and safety of the public.

Ms. Herhskowitz moved to summarily suspend the nurse aide certificate of **Lisa Michelle Hill** pending a formal administrative hearing and to offer a consent order for revocation of her certificate with a Finding of

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Misappropriation in lieu of formal hearing. The motion was seconded by Mr. Hermansen-Parker. A roll call was taken and the motion carried unanimously.

Wayne Halbleib, Senior Assistant Attorney General/Chief, presented evidence that the continued practice of massage therapy by **Ryan Joseph Greene**, **LMT (0019-012371)** may present a substantial danger to the health and safety of the public.

Ms. Hershkowitz moved to summarily suspend the massage therapy license of **Ryan Joseph Greene** pending a formal administrative hearing. The motion was seconded by Mr. Jones. A roll call was taken and the motion carried unanimously.

The meeting was adjourned at 8:50 A.M.

Jay P. Douglas, RN, MSM, CSAC, FRE Executive Director

## VIRGINIA BOARD OF NURSING VIRTUAL FORMAL HEARINGS April 29, 2021

TIME AND PLACE:

The virtual Webex meeting of the Virginia Board of Nursing was called to order at 9:01 A.M. on April 29, 2021.

Due to COVID-19 declared state of emergency and consistent with Amendment 28 to HB29 (Budget Bill for 2018-2020) and the applicable provision of §2.2-3708.2 in the Freedom of Information Act, the Board convened a virtual meeting to consider such regulatory and business matters as was presented on the agenda for the Board to discharge its lawful purposes, duties, and responsibilities.

BOARD MEMBERS PARTICIPATING VIRTUALLY:

Mark Monson, Citizen Member; First Vice-President

Yvette Dorsey, DNP, RN

Margaret J. Friedenberg, Citizen Member James Hermansen-Parker, MSN, RN, PCCN-K Brandon Jones, MSN, RN, CEN, NEA-BC Felisa Smith, RN, MSA, MSN/Rd, CNE

STAFF PARTICIPATING

VIRTUALLY: Jay Douglas, RN, MSM, CSAC, FRE, Executive Director

Robin L. Hills, DNP, RN, WHNP; Deputy Executive Director for Advance

Practice

Claire Morris, RN, LNHA, Deputy Executive Director Francesca Iyengar, MSN, RN; Discipline Case Manager Sylvia Tamayo-Suijk, Discipline Team Coordinator

Sally Ragsdale, Discipline Specialist Huong Vu, Executive Assistant

OTHERS PARTICIPATING

VIRTUALLY: Charis Mitchell, Assistant Attorney General, Board Counsel

David Kazzie, Adjudication Consultant, Administrative Proceedings Division

(APD)

Grace Stewart, Adjudication Specialist, APD
Deborah Greenberg, Adjudication Specialist, APD
Cynthia Gaines, Adjudication Specialist, APD
Rebecca Ribley, Adjudication Specialist, APD
David Robinson, Adjudication Specialist, APD
Julia Bennett, Deputy Executive Director, APD

Stephanie Willinger, Deputy Executive Director, Board of Nursing

Gayle Miller, Senior Investigator, DHP Enforcement Amy Stewart Ressler, HPMP Administrative Director

Investigator Holder

Etta Brutton

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ESTABLISHMENT OF A

PANEL:

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

FORMAL HEARING:

Mary Hortense Cook Goodman, CNA Reinstatement Applicant 1401-048154

Ms. Goodman participated.

Cynthia Gaines, Adjudication Specialist for the Department of Health Professions, represented the Commonwealth. Ms. Mitchell was legal counsel for the Board. Cherryl Maddox, court reporter, recorded the proceeding.

**CLOSED MEETING:** 

Ms. Smith moved that the Board of Nursing convene a closed meeting pursuant to §2.2-3711(A)(27) of the *Code of Virginia* at 9:46 A.M., for the purpose of deliberation to reach a decision in the matter of Mary Hortense Cook Goodman. Additionally, Ms. Smith moved that Ms. Douglas, Dr. Hills, Ms. Iyengar, Ms. Tamayo-Suijk, Ms. Vu, 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 properly seconded by Mr. Hermansen-Parker. A roll call was taken and the motion carried unanimously.

**RECONVENTION:** 

The Board reconvened in open session at 10:01 A.M.

Ms. Smith 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 properly seconded by Mr. Hermansen-Parker. A roll call was taken and the motion carried unanimously.

ACTION:

Mr. Jones moved that the Board of Nursing deny the application for reinstatement of Mary Hortense Cook Goodman to practice as a certified nurse aide. The basis for this decision will be set forth in a final Board Order which will be sent to Ms. Goodman at her address of record. The motion was properly seconded by Ms. Friedenberg. A roll call was taken and the motion 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.

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**ACTION:** 

RECESS: The Board recessed at 10:02 A.M.

RECONVENTION: The Board reconvened in open session at 10:12 A.M.

FORMAL HEARING: Morgan Laney Harrell, LPN 0002-098008

Ms. Harrell participated.

Deborah Greenberg and Grace Stewart, Adjudication Specialists for the Department of Health Professions, represented the Commonwealth. Ms. Mitchell was legal counsel for the Board. Cherryl Maddox, court reporter, recorded the proceeding.

Amy Stewart Ressler, Administrative Director for the Health Practitioners' Monitoring Program, participated and testified.

CLOSED MEETING: Ms. Smith moved that the Board of Nursing convene a closed meeting

pursuant to §2.2-3711(A)(27) of the *Code of Virginia* at 11:26 A.M., for the purpose of deliberation to reach a decision in the matter of Morgan Laney Harrell. Additionally, Ms. Smith moved that Ms. Douglas, Dr. Hills, Ms. Iyengar, Ms. Tamayo-Suijk, Ms. Vu, 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 properly seconded by Mr. Hermansen-Parker. A roll call was

taken and the motion carried unanimously.

RECONVENTION: The Board reconvened in open session at 11:58 A.M.

Ms. Smith 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 properly seconded by Mr. Hermansen-Parker. A roll call was taken and the motion carried

unanimously.

Mr. Jones moved that the Board of Nursing suspend the license of Morgan Laney Harrell to practice as a practical nurse in the Commonwealth of

Virginia, stay the suspension contingent upon re-entry into the Health Practitioners' Monitoring Program (HPMP), and remain in compliance with all the terms and conditions of the HPMP. The basis for this decision will be set forth in a final Board Order which will be sent to Ms. Harrell at her address of record. The motion was properly seconded by Ms. Friedenberg. A

roll call was taken and the motion carried unanimously.

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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 11:59 AM.

Dr. Dorsey left the meeting.

RECONVENTION: The Board reconvened in open session at 12:05 P.M.

FORMAL HEARING: Andres Chaparro Bosque, LPN Applicant

Mr. Bosque participated.

Julia Bennett, Deputy Executive Director, Administrative Proceedings Division for the Department of Health Professions, represented the Commonwealth. Ms. Mitchell was legal counsel for the Board. Cherryl Maddox, court reporter, recorded the proceeding.

Stephanie Willinger, Deputy Executive Director for Licensing, Board of Nursing, participated and testified.

CLOSED MEETING: Ms. Smith moved that the Board of Nursing convene a closed meeting

pursuant to §2.2-3711(A)(27) of the *Code of Virginia* at 12:57 P.M., for the purpose of deliberation to reach a decision in the matter of Andres Chaparro Bosque. Additionally, Additionally, Ms. Smith moved that Ms. Douglas, Ms. Morris, Ms. Iyengar, Ms. Tamayo-Suijk, Ms. Vu, 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 properly seconded by Mr. Hermansen-Parker.

A roll call was taken and the motion carried unanimously.

RECONVENTION: The Board reconvened in open session at 1:24 P.M.

Mr. Jones 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 properly seconded by Ms.

Smith. A roll call was taken and the motion carried unanimously.

ACTION: Mr. Hermansen-Parker moved that the Board of Nursing considers the LPN

license by endorsement issued by the Board to Mr. Bosque null and void. Upon receipt of a completed application for licensure by examination, the Board will authorize Mr. Bosque to take the LPN NCLEX and upon successful completion of the LPN NCLEX, will issue an appropriate license. Further the Board will waive the fee for the application for licensure by

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examination. The basis for this decision will be set forth in a final Board Order which will be sent to Mr. Bosque at his address of record. The motion was properly seconded by Ms. Smith. A roll call was taken and the motion 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 1:27 P.M.

RECONVENTION: Dr. Dorsey joined the meeting.

The Board reconvened in open session at 2:04 P.M.

FORMAL HEARING: Stephanie C. Vance, LPN Reinstatement Applicant 0002-052427

Ms. Vance did not participate.

Cynthia Gaines, Adjudication Specialist for the Department of Health Professions, represented the Commonwealth. Ms. Mitchell was legal counsel for the Board. Cherryl Maddox, court reporter, recorded the proceeding.

Gayle Miller, Investigator, Department of Health Professions, participated and testified.

**CLOSED MEETING:** 

Mr. Jones moved that the Board of Nursing convene a closed meeting pursuant to §2.2-3711(A)(27) of the *Code of Virginia* at 2:27 P.M., for the purpose of deliberation to reach a decision in the matter of Stephanie C. Vance. Additionally, Mr. Jones moved that Ms. Douglas, Ms. Morris, Ms. Iyengar, Ms. Tamayo-Suijk, Ms. Vu, 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 properly seconded by Ms. Smith. A roll call was taken and the motion carried unanimously.

RECONVENTION:

The Board reconvened in open session at 2:43 P.M.

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 properly seconded by Ms. Friedenberg. A roll call was taken and the motion carried unanimously.

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**ACTION:** 

Mr. Jones moved that the Board of Nursing deny the application for reinstatement of Stephanie C. Vance's license to practice as a practical nurse in the Commonwealth of Virginia and continue on indefinite suspension for a period of not less than two years. The basis for this decision will be set forth in a final Board Order which will be sent to Ms. Vance at her address of record. The motion was properly seconded by Ms. Friedenberg. A roll call was taken and the motion 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 2:44 P.M.

Jay Douglas, RN, MSM, CSAC, FRE Executive Director