

APPROVED
VIRGINIA BOARD OF LONG-TERM CARE ADMINISTRATORS
FORMAL ADMINISTRATIVE HEARING
DECEMBER 1, 2009

The Virginia Board of Long-Term Care Administrators convened on December 1, 2009 at the Department of Health Professions, 9960 Mayland Drive, 2nd Floor, Suite 201, Conference Room 2, Henrico, Virginia.

BOARD MEMBERS PRESENT: Martha H. Hunt, ALFA, Presiding Chair
Gracie Bowers
Kathleen R. Fletcher, MSN
Thomas J. Orsini, NHA
Bertha Simmons, NHA

STAFF PRESENT: Lisa R. Hahn, Executive Director
Amy Marschean, Sr. Assistant Attorney General, Board Counsel
Rashaun K. Minor, Discipline Operations Manager

PARTIES ON BEHALF OF THE COMMONWEALTH: James Schliessmann, Assistant Attorney General, Prosecutor
Mykl Egan, Adjudication Specialist, Administrative Proceedings

OTHERS PRESENT: Margaret Daniels, CNA, Medication Aide, with Town & Country Adult Home (*on behalf of the Commonwealth*)
Rachel Shaw, RN, DHP Investigator (*on behalf of the Commonwealth*)

COURT REPORTER: Lynn Taylor, Court Reporter, with Farnsworth & Taylor, recorded the hearing.

CALL TO ORDER Ms. Hunt called the Formal Administrative Hearing to order at 1:40 p.m.

ESTABLISHMENT OF A QUORUM: With five (5) members of the Board present, a quorum was established.

MATTER SCHEDULED: **Robin Michelle Church, ALFA License Number: 1706 000343**
Case Number: 125606

PRELIMINARY MATTERS: Ms. Church was not present nor was she represented by counsel, in accordance with the Notice and Statement of Particulars dated September 17, 2009.

Mr. Schliessmann presented as evidence 6, the certified card mail receipt signed by Charles Church acknowledging receipt of the Notice of Hearing and Statement of Particulars dated September 17, 2009.

DISCUSSION: The Board received sworn testimony regarding the allegations in the Statement of Particulars from Mr. Schliessmann and the Commonwealth's witnesses called to testify.

CLOSED SESSION: Ms. Fletcher moved that the Board of Long-Term Care Administrators convene a closed meeting pursuant to §2.2-3711.A (28) of the *Code of*

Virginia, for the purpose of deliberation to reach a decision in the matter of Ms. Church. Additional, Ms. Fletcher moved that Ms. Hahn, Ms. Marschean, and Ms. Minor attend the closed meeting because their presence in the closed meeting was deemed necessary and would aid in the Board in its deliberations. The motion was seconded and carried unanimously.

OPEN SESSION: Having certified that the matters discussed in the preceding closed session met the requirements of §2.2.-3712 of the *Code of Virginia*, the Board re-convened open session and announced its decision.

ACTION: Upon a motion by Ms. Fletcher, and duly seconded by Mr. Orsini, the Board made certain Findings of Fact and Conclusions of Law and voted to REVOKE the Assisted Living Facility Administrator license of Robin Church.

ADJOURNMENT: The Board adjourned at 3:05 p.m.

The 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.

Martha H. Hunt, ALFA, Presiding Chair

Lisa R. Hahn, Executive Director

Date

Date