

**VIRGINIA BOARD OF NURSING
FORMAL HEARINGS
September 15, 2020
Panel - B**

TIME AND PLACE: The meeting of the Virginia Board of Nursing was called to order at 9:00 A.M. on September 15, 2020 in Board Room 4, Department of Health Professions, 9960 Mayland Drive, Suite 201, Henrico, Virginia.

BOARD MEMBERS PRESENT:

Mark D. Monson, Citizen Member, Second Vice President
Yvette L. Dorsey, DNP, RN
Dixie McElfresh, LPN
Meenakshi Shah, BA, RN
Felisa A. Smith, RN, MSA, MSN/Ed. CNE

STAFF PRESENT:

Robin L. Hills, DNP, RN, WHNP, Deputy Executive Director for Advanced Practice
Charlette Ridout, RN, MS, CNE, Deputy Executive Director – **joined at 1:00 P.M.**
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 CONSENT ORDER:

CLOSED MEETING:

Ms. McElfresh moved that the Board of Nursing convene a closed meeting pursuant to Section 2.2-3711(A)(27) of the *Code of Virginia* at 9:03 A.M. for the purpose of considering the Consent Order. Additionally, Ms. McElfresh moved that Dr. Hills, 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 9:06 A.M.

Ms. McElfresh 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.

G1 Tracey Stebbins Smith, RN

0001-102933

Ms. Shah moved to accept the consent order of voluntary surrender for indefinite suspension of Tracey Stebbins Smith's license to practice

professional nursing in the Commonwealth of Virginia. The motion was seconded and carried unanimously.

CONTINUED FACULTY EXCEPTION REQUEST CONSIDERATION:

Ms. McElfresh moved to accept the recommendation of the September 2, 2020 Education Special Conference Committee to approve the continued faculty exception for Eastern Mennonite University. The motion was seconded and carried unanimously.

FORMAL HEARINGS:

Pamela M. Logsdon, LPN

0002-061919

Ms. Logsdon did not appear.

David Kazzie, Adjudication Specialist for the Department of Health Professions, represented the Commonwealth. Mr. Rutkowski was legal counsel for the Board. Cheryl Lane, court reporter with Able Forces Professional Services, recorded the proceeding.

Robin Carroll, Senior Investigator, Department of Health Professions, testified via telephone.

Anissa Bailey, RN, former Interim Director of Nursing at Heritage Hall – Big Stone Gap, was present and testified.

CLOSED MEETING:

Ms. McElfresh moved that the Board of Nursing convene a closed meeting pursuant to §2.2-3711(A)(27) of the *Code of Virginia* at 10:46 A.M., for the purpose of deliberation to reach a decision in the matter of Pamela M. Logsdon. Additionally, Ms. McElfresh moved that Dr. Hills, Ms. Graham, and Mr. Rutkowski, 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 11:01 A.M.

Ms. McElfresh 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 suspend the license of Pamela M. Logsdon to practice practical nursing in the Commonwealth of Virginia for the period of not less than two (2) years. The basis for this decision will be

set forth in a final Board Order which will be sent to Ms. Logsdon 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 at 11:05 A.M.

RECONVENTION: The Board reconvened at 1:00 P.M.

Dr. Hills left the meeting.

Ms. Ridout joined the meeting.

FORMAL HEARINGS: **Tabatha Nichole Rush, RN** **0001-276572**
Ms. Rush did not appear.

Wayne Halbleib, Senior Assistant Attorney General/Section Chief, and Tammie Jones, Adjudication Specialist for the Department of Health Professions, represented the Commonwealth. Mr. Rutkowski was legal counsel for the Board. Cheryl Lane, court reporter with Able Forces Professional Services, recorded the proceeding.

Patricia Scott, RN, Nurse Manager at Sentara Martha Jefferson Hospital, was present and testified.

CLOSED MEETING: Ms. McElfresh moved that the Board of Nursing convene a closed meeting pursuant to §2.2-3711(A)(27) of the *Code of Virginia* at 1:45 P.M., for the purpose of deliberation to reach a decision in the matter of Tabatha Nichole Rush. Additionally, Ms. McElfresh moved that Ms. Ridout, Ms. Graham, and Mr. Rutkowski, 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 2:08 P.M.

Ms. McElfresh 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. Dorsey moved that the Board of Nursing reprimand Tabatha Nichole Rush and require Ms. Rush to complete the following NCSBN courses within 90 days of the entry of the Order:

- *Documentation: A Critical Aspect of Client Care*
- *Medication Errors: Causes & Prevention*
- *Nurse Practice Act*
- *Disciplinary Actions – What Every Nurse Should Know*

The basis for this decision will be set forth in a final Board Order which will be sent to Ms. Rush 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: **Crystal D. Bell, LPN** **0002-068111**
Ms. Bell appeared.

Anne Joseph, Adjudication Consultant for the Department of Health Professions, represented the Commonwealth. Mr. Rutkowski was legal counsel for the Board. Cheryl Lane, court reporter with Able Forces Professional Services, recorded the proceeding.

Christopher Moore, Senior Investigator, Department of Health Professions, testified via telephone.

CLOSED MEETING: Ms. Shah moved that the Board of Nursing convene a closed meeting pursuant to §2.2-3711(A)(27) of the *Code of Virginia* at 3:49 P.M., for the purpose of deliberation to reach a decision in the matter of Crystal D. Bell. Additionally, Ms. Shah moved that Ms. Ridout, Ms. Graham, and Mr. Rutkowski, 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 4:08 P.M.

Dr. Dorsey 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 license of Crystal D. Bell to practice practical nursing in the Commonwealth of Virginia for a period of not less than two (2) years. The basis for this decision will be set forth in a final Board Order which will be sent to Ms. Bell 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: **Elizabeth Ann Hileman, RN Reinstatement** **0002-267790**
Ms. Hileman appeared.

Erin Weaver, Adjudication Specialist for the Department of Health Professions, represented the Commonwealth. Mr. Rutkowski was legal counsel for the Board. Cheryl Lane, court reporter with Able Forces Professional Services, recorded the proceeding.

Amber Gray, Senior Investigator, Department of Health Professions, testified via telephone.

CLOSED MEETING: Ms. Shah moved that the Board of Nursing convene a closed meeting pursuant to §2.2-3711(A)(27) of the *Code of Virginia* at 4:45 P.M., for the purpose of deliberation to reach a decision in the matter of Elizabeth Ann Hileman. Additionally, Ms. Shah moved that Ms. Ridout, Ms. Graham, and Mr. Rutkowski, 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 5:02 P.M.

Ms. McElfresh 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 approve the application of Elizabeth Ann Hileman for reinstatement to practice professional nursing in the Commonwealth of Virginia, suspend her license with suspension stayed contingent upon her entry into and compliance with terms and conditions of the Virginia Health Practitioners' Monitoring Program (HPMP), and continue her compliance with the current terms of probation in Tennessee. The basis for this decision will be set forth in a final Board Order which will be sent to

Ms. Hileman 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 5:05 P.M.

Charlette Ridout, RN, MS, CNE
Deputy Executive Director