VIRGINIA BOARD OF NURSING FORMAL HEARINGS September 14, 2022 Panel A

TIME AND PLACE: The meeting of the Virginia Board of Nursing was called to order at 9:04 A.M.,

on September 14, 2022 in Board Room 4, Department of Health Professions,

9960 Mayland Drive, Suite 201, Henrico, Virginia.

BOARD MEMBERS

PRESENT: Brandon Jones, MSN, RN, CEN, NEA-BC; President

Felisa A. Smith, PhD, MSA, RN, CNE; Second Vice-President

Laurie Buchwald, MSN, WHNP, FNP Margaret J. Friedenberg, Citizen Member Jennifer Phelps, BS, LPN, QMHP-A, CSAC

Meenakshi Shah, BA, RN

STAFF PRESENT: Jay P. Douglas, MSM, RN, CSAC, FRE; Executive Director

Christina Bargdill, BSN, MHS, RN; Deputy Executive Director

Breana Renick, Administrative Support Specialist

OTHERS PRESENT: James Rutkowski, Assistant Attorney General, Board Counsel

M. Brent Saunders, Assistant Attorney General, Board Counsel- Joined at

1:15 P.M.

ESTABLISHMENT OF

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

FORMAL HEARINGS: Jason Robert Harris, RN Reinstatement Applicant 0001-294133

Mr. Harris appeared and was accompanied by his father, William Harris.

Amanda Wilson, Adjudication Specialist, Administrative Proceedings Division, represented the Commonwealth. Mr. Rutkowski was legal counsel for the Board. Kim Taylor, court reporter, Farnsworth and Taylor

Recording, recorded the proceedings.

Kimberly Hyler, Senior Investigator, Enforcement Division, Alan Burton, Senior Investigator, Enforcement Division, Amy Ressler, Case Manager, Health Practitioners' Monitoring Program (HPMP) and William Harris,

were present and testified.

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RECESS: The board recessed at 9:05 A.M.

RECONVENTION: The board reconvened at 9:25 A.M.

RECESS: The board recessed at 9:32 A.M.

RECONVENTION: The board reconvened at 9:49 A.M.

RECESS: The board recessed at 11:11 A.M.

RECONVENTION: The board reconvened at 11:25 A.M.

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 11:56 A.M., for the purpose of deliberation to reach a decision in the matter of **Jason Robert Harris.** Additionally, Ms. Shah moved that Ms. Douglas, Ms. Bargdill, Ms. Renick 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 by Dr. Smith and carried unanimously.

RECONVENTION: The Board reconvened in open session at 12:31 P.M.

Ms. Shah 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 by

Dr. Smith and carried unanimously.

ACTION: Ms. Phelps moved that the Board of Nursing reinstate the license of **Jason**

Robert Harris to practice professional nursing in the Commonwealth of

Virgina, indefinitely suspend his license with suspension stayed contingent upon continued compliance with the Health Practitioners' Monitoring Program (HPMP). The motion was seconded by Ms.

Friedenberg 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.

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RECESS: The board recessed at 12:33 P.M.

RECONVENTION: The board reconvened at 1:15 P.M.

Mr. Saunders joined at 1:15 P.M.

FORMAL HEARINGS: Karmara Drea Kabba, RMA

0031-011089

Ms. Kabba did not appear.

Erin Weaver, Assistant Attorney General, Administrative Proceedings Division, and Rebecca Ribley, Adjudication Specialist, Enforcement Division, represented the Commonwealth. Mr. Rutkowski was legal counsel for the Board. Kim Taylor, court reporter, Farnsworth and Taylor Recording, recorded the proceedings.

Jessica Wilkerson, Senior Investigator, Enforcement Division, Jacqueline Holton, LPN, ALFA, Administrator at Our Lady of the Valley, and Andy Huynh, Detective, Roanoke Police Department were present and testified.

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 1:43 P.M., for the purpose of deliberation to reach a decision in the matter of **Karmara Drea Kabba**. Additionally, Ms. Shah moved that Ms. Douglas, Ms. Bargdill, Ms. Renick, Mr. Saunders, 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 by Ms. Buchwald and carried unanimously.

RECONVENTION:

The Board reconvened in open session at 1:57 P.M.

Ms. Shah 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 by Ms. Friedenberg and carried unanimously.

ACTION:

Dr. Smith moved that the Board of Nursing revoke the right of **Karmara Drea Kabba** to renew her registration to practice medication aide in the Commonwealth of Virginia. The motion was seconded by Ms. Friedenberg and carried unanimously.

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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 1:58 P.M.

Christinia Bargdill, BSN, MHS, RN Deputy Executive Director