

**VIRGINIA BOARD OF NURSING
SPECIAL CONFERENCE COMMITTEE
August 13, 2012**

TIME AND PLACE: The meeting of the Special Conference Committee of the Board of Nursing was convened at 9:00 A.M., on August 13, 2012 in Board Room 3, Suite 201, Department of Health Professions, 9960 Mayland Drive, Henrico, Virginia.

MEMBERS PRESENT: Patricia Lane, RN, BSN, MBA; Chairperson
Florence Jones-Clark, RN, MS

STAFF PRESENT: Gloria D. Mitchell, RN, MSN, MBA; Deputy Executive Director

OTHERS PRESENT: Cynthia E. Gaines, Adjudication Specialist

CONFERENCES

SCHEDULED:

Jamie Moore, RN 0001-227561

Ms. Moore appeared, accompanied by her attorney, Jerry Canaan, II.

CLOSED MEETING:

Florence Jones-Clark moved that the Special Conference Committee of the Board of Nursing convene a closed meeting pursuant to Section 2.2-3711(A)(28) of the *Code of Virginia* at 9:47 A.M. for the purpose of deliberation to reach a decision in the matter of Ms. Moore. Additionally, Ms. Jones-Clark moved that Ms. Mitchell and Ms. Gaines attend the closed meeting because their presence in the closed meeting is deemed necessary, and their presence will aid the Committee in its deliberations. The motion was seconded and carried unanimously.

RECONVENTION:

The Committee reconvened in open session at 9:54 A.M.

Ms. Jones-Clark moved that the Special Conference Committee of 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. Jones-Clark moved to close the case in the matter of Jamie Moore and impose no sanction due to insufficient evidence to warrant disciplinary action by the Board of Nursing. The motion was seconded and carried unanimously.

CONFERENCES

SCHEDULED:

Elizabeth Kestner, LPN 0002-054832

Ms. Kestner appeared, accompanied by her fiancé, Paul Wolson.

CLOSED MEETING:

Ms. Jones-Clark moved that the Special Conference Committee of the Board of Nursing convene a closed meeting pursuant to Section 2.2-3711(A)(28) of the *Code of Virginia* at 10:15 A.M. for the purpose of deliberation to reach a decision in the matter of Ms. Kestner. Additionally, Ms. Jones-Clark moved that Ms. Mitchell and Ms. Gaines attend the closed meeting because their presence in the

closed meeting is deemed necessary, and their presence will aid the Committee in its deliberations. The motion was seconded and carried unanimously.

RECONVENTION:

The Committee reconvened in open session at 10:30 A.M.

Ms. Jones-Clark moved that the Special Conference Committee of 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. Jones-Clark moved to issue an order placing Ms. Kestner on probation with terms for (1) year of employment as a licensed practical nurse in Virginia. The motion was seconded and carried unanimously.

An Order will be entered. As provided by law, this decision shall become a Final Order thirty days after service of such order on Ms. Kestner unless a written request to the Board for a formal hearing on the allegations made against her is received from Ms. Kestner within such time. If service of the order is made by mail, three additional days shall be added to that period. Upon such timely request for a formal hearing, the Order shall be vacated.

CONFERENCES

SCHEDULED:

Pamela Sickal, RN 0001-227385

Ms. Sickal appeared, accompanied by her mother, Alma Sickal.

CLOSED MEETING:

Ms. Jones-Clark moved that the Special Conference Committee of the Board of Nursing convene a closed meeting pursuant to Section 2.2-3711(A)(28) of the *Code of Virginia* at 11:20 A.M. for the purpose of deliberation to reach a decision in the matter of Ms. Sickal. Additionally, Ms. Jones-Clark moved that Ms. Mitchell and Ms. Gaines attend the closed meeting because their presence in the closed meeting is deemed necessary, and their presence will aid the Committee in its deliberations. The motion was seconded and carried unanimously.

RECONVENTION:

The Committee reconvened in open session at 11:38 A.M.

Ms. Jones-Clark moved that the Special Conference Committee of 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. Jones-Clark moved to offer Ms. Sickal a Consent Order for indefinite suspension of her license to practice as a professional nurse in Virginia, with said suspension stayed contingent upon verification of Ms. Sickal's entering into and remaining in compliance with the terms of a recovery monitoring contract with the Health Practitioners Monitoring Program. The motion was seconded and carried unanimously.

This Consent Order shall be effective upon endorsement of its findings, conclusions, and terms of consent by both Ms. Sickal and the Board.

CONFERENCES

SCHEDULED:

Cara Bialkowski, RN 0001-220356

Ms. Bialkowski did not appear.

CLOSED MEETING:

Ms. Jones-Clark moved that the Special Conference Committee of the Board of Nursing convene a closed meeting pursuant to Section 2.2-3711(A)(28) of the *Code of Virginia* at 11:45 P.M. for the purpose of deliberation to reach a decision in the matter of Ms. Bialkowski. Additionally, Ms. Jones-Clark moved that Ms. Mitchell and Ms. Gaines attend the closed meeting because their presence in the closed meeting is deemed necessary, and their presence will aid the Committee in its deliberations. The motion was seconded and carried unanimously.

RECONVENTION:

The Committee reconvened in open session at 11:50 A.M.

Ms. Jones-Clark moved that the Special Conference Committee of 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. Jones-Clark moved to refer the case of Cara Bialkowski to the Board of Nursing or a panel thereof for a Formal Hearing. The motion was seconded and carried unanimously.

CONFERENCES

SCHEDULED:

Diane Wojcieszak, RN 0001-173748

Ms. Wojcieszak appeared, accompanied by her attorney, R. Barrow Blackwell.

CLOSED MEETING:

Ms. Jones-Clark moved that the Special Conference Committee of the Board of Nursing convene a closed meeting pursuant to Section 2.2-3711(A)(28) of the *Code of Virginia* at 2:05 P.M. for the purpose of deliberation to reach a decision in the matter of Ms. Wojcieszak. Additionally, Ms. Jones-Clark moved that Ms. Mitchell and Ms. Gaines attend the closed meeting because their presence in the closed meeting is deemed necessary, and their presence will aid the Committee in its deliberations. The motion was seconded and carried unanimously.

RECONVENTION:

The Committee reconvened in open session at 2:20 P.M.

Ms. Jones-Clark moved that the Special Conference Committee of 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. Jones-Clark moved to close the case in the matter of Diane Wojcieszak and impose no sanction due to insufficient evidence to warrant disciplinary action by the Board of Nursing. The motion was seconded and carried unanimously.

CONFERENCES
SCHEDULED: **Krystina Kirk, LPN 0002-074193**
Ms. Kirk appeared.

CLOSED MEETING: Ms. Jones-Clark moved that the Special Conference Committee of the Board of Nursing convene a closed meeting pursuant to Section 2.2-3711(A)(28) of the *Code of Virginia* at 3:15 P.M. for the purpose of deliberation to reach a decision in the matter of Ms. Kirk. Additionally, Ms. Jones-Clark moved that Ms. Mitchell and Ms. Gaines attend the closed meeting because their presence in the closed meeting is deemed necessary, and their presence will aid the Committee in its deliberations. The motion was seconded and carried unanimously.

RECONVENTION: The Committee reconvened in open session at 3:35 P.M.

Ms. Jones-Clark moved that the Special Conference Committee of 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. Jones-Clark moved to issue an order requiring Ms. Kirk to obtain a mental health and chemical dependency evaluation by a Board approved mental health provider within sixty days of entry of the order. The motion was seconded and carried unanimously.

An Order will be entered. As provided by law, this decision shall become a Final Order thirty days after service of such order on Ms. Kirk unless a written request to the Board for a formal hearing on the allegations made against her is received from Ms. Kirk within such time. If service of the order is made by mail, three additional days shall be added to that period. Upon such timely request for a formal hearing, the Order shall be vacated.

CONFERENCES
SCHEDULED: **April Clifton, LPN 0002-035720**
Ms. Clifton did not appear.

CLOSED MEETING: Ms. Jones-Clark moved that the Special Conference Committee of the Board of Nursing convene a closed meeting pursuant to Section 2.2-3711(A)(28) of the *Code of Virginia* at 3:45 P.M. for the purpose of deliberation to reach a decision in the matter of Ms. Clifton. Additionally, Ms. Jones-Clark moved that Ms. Mitchell and Ms. Gaines attend the closed meeting because their presence in the closed meeting is deemed necessary, and their presence will aid the Committee in its deliberations. The motion was seconded and carried unanimously.

RECONVENTION: The Committee reconvened in open session at 3:55 P.M.

Ms. Jones-Clark moved that the Special Conference Committee of 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. Jones-Clark moved to offer Ms. Clifton a Consent Order to accept Ms. Clifton's voluntary surrender for indefinite suspension of her license to practice as a practical nurse in Virginia. The motion was seconded and carried unanimously.

This Consent Order shall be effective upon endorsement of its findings, conclusions, and terms of consent by both Ms. Clifton and the Board.

CONFERENCES
SCHEDULED:

Shareka Williams, RN 0001-223092
Ms. Williams appeared.

CLOSED MEETING: Ms. Jones-Clark moved that the Special Conference Committee of the Board of Nursing convene a closed meeting pursuant to Section 2.2-3711(A)(28) of the *Code of Virginia* at 4:30 P.M. for the purpose of deliberation to reach a decision in the matter of Ms. Williams. Additionally, Ms. Jones-Clark moved that Ms. Mitchell and Ms. Gaines attend the closed meeting because their presence in the closed meeting is deemed necessary, and their presence will aid the Committee in its deliberations. The motion was seconded and carried unanimously.

RECONVENTION: The Committee reconvened in open session at 4:55 P.M.

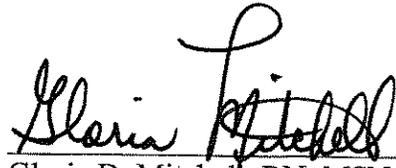
Ms. Jones-Clark moved that the Special Conference Committee of the Board of Nursing certify that it heard, discussed, or considered only public business matters lawfully exempted from open meeting requirements under the Virginia Freedom of Information Act and only such public business matters as were identified in the motion by which the closed meeting was convened. The motion was seconded and carried unanimously.

ACTION: Ms. Jones-Clark moved to issue an order requiring Ms. Williams to submit proof of completion of (1) NCSBN course within sixty days of entry of the order: *Documentation: A Critical Aspect of Client Care*.

An Order will be entered. As provided by law, this decision shall become a Final Order thirty days after service of such order on Ms. Williams, unless a written request to the Board for a formal hearing on the allegations made against her is received from Ms. Williams within such time. If service of the order is made by mail, three additional days shall be added to that period. Upon such timely request for a formal hearing, the Order shall be vacated.

ADJOURNMENT:

The Board adjourned at 5:00 P.M.

A handwritten signature in black ink, appearing to read "Gloria Mitchell", written over a horizontal line.

Gloria D. Mitchell, RN, MSN, MBA
Deputy Executive Director