

**VIRGINIA BOARD OF NURSING
SPECIAL CONFERENCE COMMITTEE
October 15, 2012**

TIME AND PLACE: The meeting of the Special Conference Committee of the Board of Nursing was convened at 9:15 A.M., on October 15, 2012 in Board Room 2, 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: Tammie Jones, Adjudication Specialist

From 9:00 A.M. to 1:30 P.M.: Virginia State University, Nursing Program: 12 RN students; Nursing Program Instructor, Nicole Brocon; Nursing Program Dean, Dr. Karen Faison

From 2:00 P.M. to 4:20 P.M.: Virginia Commonwealth University, Nursing Program: 30 RN students; Dr. Lauren Goodloe

**CONFERENCES
SCHEDULED:**

Kelle Aimi, LPN 0002-049593

Ms. Aimi appeared, accompanied by her attorney, Margaret Hardy.

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 10:23 A.M. for the purpose of deliberation to reach a decision in the matter of Ms. Aimi. Additionally, Ms. Jones-Clark moved that Ms. Mitchell and Ms. Jones 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 10:37 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 of reprimand to Ms. Aimi. 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. Aimi unless a written request to the Board for a formal hearing on the allegations made against her is received from Ms. Aimi 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:

Jessica White, RN 0001-207651

Ms. White 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 11:11 A.M. for the purpose of deliberation to reach a decision in the matter of Ms. White. Additionally, Ms. Jones-Clark moved that Ms. Mitchell and Ms. Jones 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 11:23 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 of reprimand to Ms. White. 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. White unless a written request to the Board for a formal hearing on the allegations made against her is received from Ms. White 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:

Laura Martin, RN 0001-134855

Ms. Martin appeared, accompanied by her attorney, Raymond Hogge.

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 11:46 A.M. for the purpose of deliberation to reach a decision in the matter of Ms. Martin. Additionally, Ms. Jones-Clark moved that Ms. Mitchell and Ms. Jones 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 11:54 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 Laura Martin and impose no sanction due to insufficient evidence of a violation of the Nurse Practice Act or the Board of Nursing Regulations. The motion was seconded and carried unanimously.

**CONFERENCES
SCHEDULED:**

Clementine Divers, RN 0001-175512

Ms. Divers appeared, accompanied by her attorney, T. Daniel Frith.

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 1:23 P.M. for the purpose of deliberation to reach a decision in the matter of Ms. Divers. Additionally, Ms. Jones-Clark moved that Ms. Mitchell and Ms. Jones 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 2:00 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 Clementine Divers 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:**

Soon Hee Dalal, RN 0001-170465

Ms. Dalal appeared, accompanied by her attorney, Tommy Joe Williams.

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 3:57 P.M. for the purpose of deliberation to reach a decision in the matter of Ms. Dalal. Additionally, Ms. Jones-Clark moved that Ms. Mitchell and Ms. Jones 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 4:12 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 of reprimand to Ms. Dalal. 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. Dalal unless a written request to the Board for a formal hearing on the allegations made against her is received from Ms. Dalal 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:

Melanie Neal, RN 0001-228661

Ms. Neal 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 5:45 P.M. for the purpose of deliberation to reach a decision in the matter of Ms. Neal. Additionally, Ms. Jones-Clark moved that Ms. Mitchell and Ms. Jones 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 6:06 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 that will defer disposition of the matter of Ms. Neal pending receipt of her most recent psychological evaluation by a Board approved addictionologist, as well as medical reports from January 2011 to the present, to include diagnosis, medication, and treatment. Ms. Neal is required to provide these reports to the Board within (60) 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. Neal unless a written request to the Board for a formal hearing on the allegations made against her is received from Ms. Neal 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:

Joseph Wade, LPN 0002-082699

Mr. Wade appeared, accompanied by Dustin Cox, LPN.

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 7:00 P.M. for the purpose of deliberation to reach a decision in the matter of Mr. Wade. Additionally, Ms. Jones-Clark moved that Ms. Mitchell and Ms. Jones 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 7:05 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 Joseph Wade and impose no sanction due to insufficient evidence of a violation of the Nurse Practice Act or the Board of Nursing Regulations. The motion was seconded and carried unanimously.

CONFERENCES

SCHEDULED:

Maureen Powell, RN 0001-193854

Ms. Powell 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 7:10 P.M. for the purpose of deliberation to reach a decision in the matter of Ms. Powell. Additionally, Ms. Jones-Clark moved that Ms. Mitchell and Ms. Jones 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 7:15 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 of reprimand to Ms. Powell and further order Ms. Powell be placed on probation for (6) months employment as a registered 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. Powell, unless a written request to the Board for a formal hearing on the allegations made against her is received from Ms. Powell 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:

Edith McAfee, RN 0001-190096

Ms. McAfee 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 7:20 P.M. for the purpose of deliberation to reach a decision in the matter of Ms. McAfee. Additionally, Ms. Jones-Clark moved that Ms. Mitchell and Ms. Jones 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 7:25 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. McAfee a Consent Order for indefinite suspension of her license to practice as a registered 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. McAfee and the Board.

ADJOURNMENT:

The Board adjourned at 7:30 P.M.



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