VIRGINIA BOARD OF NURSING
SPECIAL CONFERENCE COMMITTEE
INFORMAL CONFERENCES
June 5, 2014

TIME AND PLACE: The meeting of the Special Conference Committee of the Board of Nursing was convened at 9:00 A.M., on June 5, 2014 in Board Room 3, Suite 201, Department of Health Professions, 9960 Mayland Drive, Henrico, Virginia.

MEMBERS PRESENT: Evelyn Lindsay, L.P.N. - Chairperson
Jeanne Holmes, Citizen Member

STAFF PRESENT: Jane Elliot, R.N., Ph.D., Discipline Staff

OTHERS PRESENT: Anne Joseph; Deputy Director, Administrative Proceedings Division

CONFERENCES SCHEDULED: **Julie Nowak, RN 0001-149171**
Ms. Nowak appeared.

CLOSED MEETING: Ms. Holmes moved that the Special Conference Committee of the Board of Nursing convene a closed meeting pursuant to Section 2.2-3711(A)(27) of the *Code of Virginia* at 9:45 A.M. for the purpose of deliberation to reach a decision in the matter of Ms. Nowak. Additionally, Ms. Holmes moved that Dr. Elliot and Ms. Joseph 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 9:50 A.M.

Ms. Holmes 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. Holmes moved to refer the case of Ms. Nowak to the Board of Nursing or a panel thereof for a Formal Hearing. The motion was seconded and carried unanimously.

CONFERENCES SCHEDULED: **Myra Feldman, RN 0001-086745**
Ms. Feldman appeared.

CLOSED MEETING: Ms. Holmes moved that the Special Conference Committee of the Board of Nursing convene a closed meeting pursuant to Section 2.2-3711(A)(27) of the *Code of Virginia* at 10:20 A.M. for the purpose of deliberation to reach a decision in the matter of Ms. Feldman. Additionally, Ms. Holmes moved that Dr. Elliot and Ms. Joseph 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. Holmes 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. Holmes moved to refer the case of Ms. Feldman to the Board of Nursing or a panel thereof for a Formal Hearing. The motion was seconded and carried unanimously.

CONFERENCES SCHEDULED:

Valencia Hayes, LPN 0002-080032
Ms. Hayes appeared.

CLOSED MEETING: Ms. Holmes moved that the Special Conference Committee of the Board of Nursing convene a closed meeting pursuant to Section 2.2-3711(A)(27) of the *Code of Virginia* at 10:50 A.M. for the purpose of deliberation to reach a decision in the matter of Ms. Hayes. Additionally, Ms. Holmes moved that Dr. Elliot and Ms. Joseph 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 11:05 A.M.

Ms. Holmes 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. Holmes moved to close the case, impose no sanction due to insufficient evidence to warrant disciplinary action by the Board of Nursing, and terminate the terms and conditions of the prior Board Order dated September 4, 2013. The motion was seconded and carried unanimously.

CONFERENCES SCHEDULED:

Crystal Durrance, RN 0001-191052
Ms. Durrance did not appear.

CLOSED MEETING:

Ms. Holmes moved that the Special Conference Committee of the Board of Nursing convene a closed meeting pursuant to Section 2.2-3711(A)(27) of the *Code of Virginia* at 11:10 A.M. for the purpose of deliberation to reach a decision in the matter of Ms. Durrance. Additionally, Ms. Holmes moved that Dr. Elliot and Ms. Joseph 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 11:15 A.M.

Ms. Holmes 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. Holmes moved to offer Ms. Durrance a Consent Order for indefinite suspension of her license, in lieu of a formal hearing, until such time that Ms. Durrance shall petition the Board for reinstatement of her license. At such time an administrative proceeding will be convened to determine whether she is capable of resuming the safe and competent practice of professional nursing. 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. Durrance and the Board.

CONFERENCES SCHEDULED:

Christina Garcia, RN 0001-195893
Ms. Garcia did not appear.

CLOSED MEETING:

Ms. Holmes moved that the Special Conference Committee of the Board of Nursing convene a closed meeting pursuant to Section 2.2-3711(A)(27) of the *Code of Virginia* at 11:20 A.M. for the purpose of deliberation to reach a decision in the matter of Ms. Garcia. Additionally, Ms. Holmes moved that Dr. Elliot and Ms. Joseph 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 11:25 A.M.

Ms. Holmes 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. Holmes moved to offer Ms. Garcia a Consent Order for indefinite suspension of her license, in lieu of a formal hearing, until such time that Ms. Garcia shall petition the Board for reinstatement of her license. At such time an administrative proceeding will be convened to determine whether she is capable of resuming the safe and competent practice of professional nursing. 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. Garcia and the Board.

ADJOURNMENT:

The Board adjourned at 11:30 A.M.

Jane Elliot, R.N., Ph.D.
Discipline Staff