

**VIRGINIA BOARD OF NURSING
MINUTES
July 19, 2017
Panel – A**

TIME AND PLACE: The meeting of the Virginia Board of Nursing was called to order at 9:00 A.M. on July 19, 2017 in Board Room 2, Department of Health Professions, 9960 Mayland Drive, Suite 201, Henrico Virginia.

BOARD MEMBERS PRESENT:

Joyce A. Hahn, PhD, RN, NEA-BC, FNAP; President
Alice Clark, Citizen Member
Marie Gerardo, MS, RN, ANP-BC
Trula Minton, MS, RN
Jennifer Phelps, LPN, QMHPA
Rebecca Poston, PhD, RN, CPNP-PC

STAFF PRESENT:

Brenda Krohn, RN, MS; Deputy Executive Director
Jane Elliott, RN, PhD; Discipline Staff
Darlene Graham, Senior Discipline Specialist

OTHERS PRESENT:

James Rutkowski, Assistant Attorney General, Board Counsel

ESTABLISHMENT OF A PANEL:

With six members of the Board present, a panel was established

CONSIDERATION OF AGENCY SUBORDINATE RECOMMENDATIONS:

Alie Bundu, CNA 1401-112189

Ms. Bundu appeared.

CLOSED MEETING:

Ms. Gerardo moved that the Board of Nursing convene a closed meeting pursuant to §2.2-3711(A)(27) of the *Code of Virginia* at 9:11 A.M., for the purpose of consideration of the agency subordinate recommendation regarding Ms. Bundu. Additionally, Ms. Gerardo moved that Ms. Krohn, 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 9:17 A.M.

Ms. Gerardo 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.

Ms. Minton moved that the Board of Nursing accept the recommended decision of the agency subordinate to revoke the certificate of Alie Bundu to practice as a

nurse aide in the Commonwealth of Virginia and to enter a Finding of Abuse and a Finding of Misappropriation of patient property against her in the Virginia Nurse Aide Registry. The motion was seconded and carried unanimously.

Comfort Owusu Agyei, CNA 1401-158489

Ms. Agyei appeared.

CLOSED MEETING: Ms. Gerardo moved that the Board of Nursing convene a closed meeting pursuant to §2.2-3711(A)(27) of the *Code of Virginia* at 9:21 A.M., for the purpose of consideration of the agency subordinate recommendation regarding Ms. Agyei. Additionally, Ms. Gerardo moved that Ms. Krohn, Dr. Elliott, 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 9:25 A.M.

Ms. Gerardo 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.

Ms. Minton moved that the Board of Nursing accept the recommended decision of the agency subordinate to reprimand. The motion was seconded and carried unanimously.

CLOSED MEETING: Ms. Gerardo moved that the Board of Nursing convene a closed meeting pursuant to §2.2-3711(A)(27) of the *Code of Virginia* at 9:30 A.M., for the purpose of consideration of the remaining agency subordinate recommendations. Additionally, Ms. Gerardo moved that Ms. Krohn, Dr. Elliott, 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 9:40 A.M.

Dr. Poston 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.

Jason A. Panek, RN 0001-263727

Mr. Panek did not appear.

Ms. Minton moved that the Board of Nursing accept the recommended decision of the agency subordinate to impose no sanction against Jason A. Panek. The motion was seconded and carried unanimously.

Anita Afriyie, CNA 1401-177845

Ms. Afriyie did not appear.

Ms. Minton moved that the Board of Nursing accept the recommendation decision of the agency subordinate to reprimand Anita Afriyie and to impose a monetary penalty of \$200.00 to be paid to the Board within 90 days. The motion was seconded and carried unanimously.

Shana Tyler, CNA 1401-157337

Ms. Tyler did not appear.

Ms. Minton moved that the Board of Nursing accept the recommended decision of the agency subordinate to revoke the certificate of Shana Tyler to practice as a nurse aide in the Commonwealth of Virginia and to enter a Finding of Abuse against her in the Virginia Nurse Aide Registry. The motion was seconded and carried unanimously.

Jasmine Lashay Myers, CNA 1401-140539

Ms. Myers did not appear.

Ms. Minton moved that the Board of Nursing accept the recommended decision of the agency subordinate to indefinitely suspend the certificate of Jasmine Lashay Myers to practice as nurse aide in the Commonwealth of Virginia. The motion was seconded and carried unanimously.

Heather Lou Palmer, LPN 0002-067271

Ms. Palmer did not appear.

Ms. Minton moved that the Board of Nursing accept the recommended decision of the agency subordinate to indefinitely suspend the license of Heather Lou Palmer to practice practical nursing in the Commonwealth of Virginia, said suspension applies to any multistate privilege. The motion was seconded and carried unanimously.

Demetrica Lashawn Murphy, LPN 0002-078300

Ms. Murphy did not appear.

Ms. Minton moved that the Board of Nursing accept the recommended decision of the agency subordinate to suspend the license of Demetrica Lashawn Murphy to practice practical nursing in the Commonwealth of Virginia for a period of not

less than one year from the date of entry of the Order; said suspension applies to any multistate privilege. The motion was seconded and carried unanimously.

Katherine White Stott, RN 0001-076757

Ms. Stott did not appear.

Ms. Minton moved that the Board of Nursing accept the recommended decision of the agency subordinate to reprimand Katherine White Scott and to indefinitely suspend her right to renew her license to practice professional nursing in the Commonwealth of Virginia; said suspension applies to any multistate privilege. The motion was seconded and carried unanimously.

Abigail Lebron-Cannon, RN 0001-223718

Ms. Lebron-Cannon did not appear.

Dr. Poston moved that the Board of Nursing accept the recommended decision of the agency subordinate to continue Abigail Lebron-Cannon on probation. The motion was seconded and carried unanimously.

Laurelyn M. Arthur, CNA 1401-164566

Ms. Arthur did not appear.

Ms. Minton moved that the Board of Nursing accept the recommended decision of the agency subordinate to revoke the certificate of Laurelyn M. Arthur to practice as a nurse aide in the Commonwealth of Virginia and to enter a Finding of Abuse against her in the Virginia Nurse Aide Registry. The motion was seconded and carried unanimously.

Ama Akumanyi, CNA 1401-100650

Ms. Akumanyi did not appear.

Ms. Minton moved that the Board of Nursing accept the recommended decision of the agency subordinate to revoke the certificate of Ama Akumanyi to practice as a nurse aide in the Commonwealth of Virginia and to enter a Finding of Abuse and Neglect against her in the Virginia Nurse Aide Registry. The motion was seconded and carried unanimously.

Anleah R. Watson, CNA 1401-157322

Mr. Watson did not appear.

Ms. Minton moved that the Board of Nursing accept the recommended decision of the agency subordinate to revoke the certificate of Anleah R. Watson to practice as a nurse aide in the Commonwealth of Virginia and to enter a Finding of Abuse against her in the Virginia Nurse Aide Registry. The motion was seconded and carried unanimously.

Gareth John Reeves, RN 0001-156986

Mr. Reeves did not appear.

Ms. Minton moved that the Board of Nursing accept the recommended decision of the agency subordinate to take no action at this time, contingent upon Mr. Reeves' continued compliance with the terms and conditions of his Contract with the Virginia Health Practitioners' Monitoring Program (HPMP) for a period specified in the Contract. The motion was seconded and carried unanimously.

Lisa Danielle Eure Blowe, LPN 0002-065130, NC license 061135 with Multistate Privilege

Ms. Blowe did not appear.

Ms. Minton moved that the Board of Nursing accept the recommended decision of the agency subordinate to indefinitely suspend the multistate privilege and the right of Lisa Danielle Eure Blowe to renew her license and to practice practical nursing in the Commonwealth of Virginia. The motion was seconded and carried unanimously.

C. Renee' Thomas Carr Zeigler, RN 0001-110838

Ms. Zeigler did not appear.

Ms. Minton moved that the Board of Nursing accept the recommended decision of the agency subordinate to place C Renee' Thomas Carr Zeigler on indefinite probation subject to terms and conditions. The motion was seconded and carried unanimously.

Carlotta Jane Sloan, RN 0001-172997

Ms. Sloan did not appear.

Ms. Minton moved that the Board of Nursing accept the recommended decision of the agency subordinate to reprimand Carlotta Jane Sloan and to indefinitely suspend her right to renew her license to practice professional nursing in the Commonwealth of Virginia for a period of not less than two years from the date of entry of the Order; said suspension applies to any multistate privilege. The motion was seconded and carries unanimously.

Delores Bonn Smith, RN 0001-100511

Ms. Smith did not appear.

Ms. Minton moved that the Board of Nursing accept the recommended decision of the agency subordinate to indefinitely suspend right of Delores Bonn Smith to renew her license to practice professional nursing in the Commonwealth of Virginia; said suspension applies to any multistate privilege. The motion was seconded and carried unanimously.

Jason Catalan, RN 0001-258385

Mr. Catalan did not appear.

Ms. Minton moved that the Board of Nursing accept the recommended decision of the agency subordinate to take no action at this time contingent upon Mr. Catalan's entry into the Virginia Health Practitioners' Monitoring Program (HPMP) and providing to the Board proof of entry into a Contract with the HPMP within 60 days of the date of the Order entered and remaining in compliance thereafter with all terms and conditions of the HPMP for the period specified by the HPMP. The motion was seconded and carried unanimously.

Delcia Elaine Ellis, LPN 0002-065974

Ms. Ellis did not appear.

Dr. Hahn moved that the Board of Nursing accept the recommended decision of the agency subordinate to reprimand Delcia Elaine Ellis. The motion was seconded and carried unanimously.

David Barclay Joseph Patterson, RN 0001-233391

Mr. Patterson did not appear.

Ms. Minton moved that the Board of Nursing accept the recommended decision of the agency subordinate to reprimand David Barclay Joseph Patterson and to indefinitely suspend his license to practice professional nursing in the Commonwealth of Virginia for a period of not less than two years from the date of entry of the Order; said suspension applies to any multistate privilege. The motion was seconded and carried unanimously.

ADJOURNMENT: The Board adjourned at 9:45 A.M.

Brenda Krohn, RN, MS
Deputy Executive Director

**VIRGINIA BOARD OF NURSING
FORMAL HEARINGS
July 19, 2017
Panel - A**

TIME AND PLACE: The meeting of the Virginia Board of Nursing was called to order at 10:00 A.M. on July 19, 2017 in Board Room 2, Department of Health Professions, 9960 Mayland Drive, Suite 201, Henrico Virginia.

BOARD MEMBERS PRESENT:

Joyce Hahn, PhD, RN, NEA-BC, FNAP; President
Marie Gerardo, MS, RN, ANP-BC
Alice Clark, Citizen Member
Trula Minton, MS, RN
Jennifer Phelps, LPN, QMHPA
Rebecca Poston, PhD, RN, CPNP-PC

STAFF PRESENT:

Brenda Krohn, RN, MS; Deputy Executive Director
Jane Elliott, RN, PhD; Discipline Staff
Darlene Graham, Senior Discipline Specialist

OTHERS PRESENT:

James Rutkowski, Assistant Attorney General, Board Counsel
PN Students from Valley Career and Technical Center

ESTABLISHMENT OF A PANEL:

With six members of the Board present, a panel was established

FORMAL HEARINGS:

Brittany Monee Vallery, LPN 0002-089595
Ms. Vallery did not appear.

Cynthia Gaines, Adjudication Specialist, represented the Commonwealth. Mr. Rutkowski was legal counsel for the Board. Denise Holt, court reporter with Crane-Snead & Associates, recorded the proceedings.

Kim Martin, Senior Investigator, Department of Health Professions, testified via telephone.

CLOSED MEETING:

Ms. Gerardo moved that the Board of Nursing convene a closed meeting pursuant to §2.2-3711(A)(27) of the *Code of Virginia* at 10:25 A.M., for the purpose of deliberation to reach a decision in the matter of Ms. Vallery. Additionally, Ms. Gerardo moved that Ms. Krohn, Dr. Elliott, 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 10:33 A.M.

Ms. Gerardo 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.

Ms. Clark moved that the Board of Nursing accept the findings of fact presented by Ms. Gaines. The motion was seconded and carried unanimously.

ACTION:

Ms. Phelps moved that the Board of Nursing indefinitely suspend the license of Brittany Monee Vallery to practice practical nursing in the Commonwealth of Virginia for not less than one year from entry of the Order. 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:

Danielle Marie Nelson, RN 0001-203756

Ms. Nelson did not appear.

Amy Weiss, Adjudication Specialist, represented the Commonwealth. Mr. Rutkowski was legal counsel for the Board. Denise Holt, court reporter with Crane-Snead & Associates, recorded the proceedings.

Naima Feller, Senior Investigator, Department of Health Professions, was present and testified.

CLOSED MEETING:

Ms. Gerardo moved that the Board of Nursing convene a closed meeting pursuant to §2.2-3711(A)(27) of the *Code of Virginia* at 11:23 A.M., for the purpose of deliberation to reach a decision in the matter of Ms. Nelson. Additionally, Ms. Gerardo moved that Ms. Krohn, Dr. Elliott, 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 11:38 A.M.

Ms. Gerardo 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.

Dr. Poston moved that the Board of Nursing accept the findings of fact and conclusions of law as presented by Ms. Weiss and amended by the Board. The motion was seconded and carried unanimously.

ACTION: Ms. Minton moved that the Board of Nursing indefinitely suspend the license of Danielle Marie Nelson to practice practical nursing in the Commonwealth of Virginia for a period of not less than two years. 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 11:40 A.M.

RECONVENTION: The Board reconvened at 2:00 P.M.

FORMAL HEARINGS: **Judy Lynn Camden, CNA 1401-019091**
Ms. Camden did not appear.

Steve Bulger, Adjudication Specialist, presented the Commonwealth. Mr. Rutkowski was legal counsel for the Board. Denise Holt, court reporter with Crane-Snead & Associates, recorded the proceedings.

Gayle Miller, Senior Investigator, Department of Health Professions, was present and testified.

CLOSED MEETING: Ms. Gerardo moved that the Board of Nursing convene a closed meeting pursuant to §2.2-3711(A)(27) of the *Code of Virginia* at 2:22 P.M., for the purpose of deliberation to reach a decision in the matter of Ms. Camden. Additionally, Ms. Gerardo moved that Ms. Krohn, Dr. Elliott, 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 2:30 P.M.

Ms. Gerardo 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.

Ms. Clark moved that the Board of Nursing accept the findings of fact and conclusions of law as presented by Mr. Bulger. The motion was seconded and carried unanimously.

ACTION: Dr. Poston moved that the Board of Nursing deny the application of Judy Lynn Camden for reinstatement of her certificate to practice as a nurse aide in the Commonwealth of Virginia and revoke her right to renew her certificate with a

Finding of Misappropriation of patient proper in the Virginia Nurse Aide Registry. 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 2:31 P.M.

Brenda Krohn, RN, MS
Deputy Executive Director

**VIRGINIA BOARD OF NURSING
MINUTES
July 19, 2017
Panel – B**

TIME AND PLACE: The meeting of the Virginia Board of Nursing was called to order at 9:12 A.M. on July 19, 2017 in Board Room 3, Department of Health Professions, 9960 Mayland Drive, Suite 201, Henrico Virginia.

BOARD MEMBERS PRESENT:

Louise Hershkowitz, CRNA, MSHA, Vice President
Guia Caliwagan, RN, MAN, EdS
Mark Monson, Citizen Member
Kelly McDonough, DNP, RN
Dustin Ross, DNP, MBA, RN, NE-BC

STAFF PRESENT:

Jay Douglas, MSM, RN, CSAC, FRE; Executive Director
Jodi Power, RN, JD; Deputy Executive Director
Huong Vu, Executive Assistant

OTHERS PRESENT:

Erin Barrett, Assistant Attorney General, Board Counsel

ESTABLISHMENT OF A PANEL:

With five members of the Board present, a panel was established.

CONSIDERATION OF AGENCY SUBORDINATE RECOMMENDATIONS:

Charles Jude Johnson, RN 0001-235703

Mr. Johnson appeared.

CLOSED MEETING:

Dr. Ross moved that the Board of Nursing convene a closed meeting pursuant to §2.2-3711(A)(27) of the *Code of Virginia* at 9:18 A.M., for the purpose of consideration of the agency subordinate recommendation regarding Mr. Johnson. Additionally, Dr. Ross moved that Ms. Douglas, Ms. Power, Ms. Vu and Ms. Barrett 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 9:21 A.M.

Mr. Monson 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.

Dr. McDonough moved that the Board of Nursing accept the recommended decision of the agency subordinate to take no action at this time, contingent upon Mr. Johnson's entry into the Virginia Health Practitioners' Monitoring Program

(HPMP), providing to the Board proof of entry into a Contract with the HPMP within 60 days of the date of the Order entered, and thereafter complying with all terms and conditions of the HPMP for the period specified by the HPMP. The motion was seconded and carried unanimously.

Oumie Sabally, CNA 1401-124968

Ms. Sabally appeared.

CLOSED MEETING:

Dr. Ross moved that the Board of Nursing convene a closed meeting pursuant to §2.2-3711(A)(27) of the *Code of Virginia* at 9:27 A.M., for the purpose of consideration of the agency subordinate recommendation regarding Ms. Sabally. Additionally, Dr. Ross moved that Ms. Douglas, Ms. Power, Ms. Vu and Ms. Barrett 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 9:29 A.M.

Dr. Ross 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.

Mr. Monson moved that the Board of Nursing accept the recommended decision of the agency subordinate to revoke the certification of Oumie Sabally to practice as a nurse aide in the Commonwealth of Virginia and to enter a Finding of Abuse against her in the Virginia Nurse Aide Registry. The motion was seconded and carried unanimously.

Victoria Lewis, CNA 1401-138407

Ms. Lewis did not appear.

Mr. Monson moved that the Board of Nursing accept the recommended decision of the agency subordinate to reprimand Victoria Lewis. The motion was seconded and carried unanimously.

Chelshea D. Brown, CNA 1401-156542

Ms. Brown did not appear.

Mr. Monson moved that the Board of Nursing accept the recommended decision of the agency subordinate to indefinitely suspend the certificate of Chelshea D. Brown to practice as a certified nurse aide in the Commonwealth of Virginia. The motion was seconded and carried unanimously.

Desiree L. Barnette, CNA 1401-168347

Ms. Barnette did not appear.

Mr. Monson moved that the Board of Nursing accept the recommended decision of the agency subordinate to revoke the certification of Desiree L. Barnette to practice as a nurse aide in the Commonwealth of Virginia and to enter a Finding of Misappropriation of patient property against her in the Virginia Nurse Aide Registry. The motion was seconded and carried unanimously.

Tamekka Michelle Bailey, CNA 1401-101537

Ms. Bailey did not appear.

Mr. Monson moved that the Board of Nursing accept the recommended decision of the agency subordinate to revoke the certification of Tamekka Michelle Bailey to practice as a nurse aide in the Commonwealth of Virginia and to enter a Finding of Abuse against her in the Virginia Nurse Aide Registry. The motion was seconded and carried unanimously.

Tina Godsey Haggerty Richardson, RN 0001-120056

Ms. Richardson did not appear.

Mr. Monson moved that the Board of Nursing accept the recommended decision of the agency subordinate to:

- Reprimand Tina Godsey Haggerty Richardson;
- Require Ms. Richardson complete the NCSBN online course “*Virginia Nurse Practice Act*” within 60 days of the entry of the Order;
- Assess Ms. Richardson a monetary penalty of \$500.00 to be paid to the Board within 60 days from the date of entry of the Order; and
- Require Ms. Richardson to review Virginia Code §54.1-3408, the Virginia Drug Control Act, and submit to the Board within 60 days of the entry of the Order a written statement as to her understanding of the circumstances and/or situation in which the VDCA allows for the use of a standing order by a professional nurse in the Commonwealth.

The motion was seconded and carried unanimously.

Brittney Nicole Armbrister Moore, RN 0001-241913

Ms. Moore did not appear.

Mr. Monson moved that the Board of Nursing accept the recommended decision of the agency subordinate to indefinitely suspend the license of Brittaney Nicole Armbrister Moore to practice professional nursing in the Commonwealth of Virginia, said suspension applies to any multistate privilege. The motion was seconded and carried unanimously.

Linda Lenell Patterson, LPN 0002-055982

Ms. Patterson did not appear.

Mr. Monson moved that the Board of Nursing accept the recommended decision of the agency subordinate revoke the license of Linda Lenell Patterson to practice practical nursing in the Commonwealth of Virginia, said revocation applies to any multistate privilege. The motion was seconded and carried unanimously.

Tia Crider, CNA 1401-171919

Ms. Crider did not appear.

Mr. Monson moved that the Board of Nursing accept the recommended decision of the agency subordinate to indefinitely suspend the certificate of Tia Crider to practice as a nurse aide in the Commonwealth of Virginia. The motion was seconded and carried unanimously.

Keima L. Henderson, LPN 0002-090822

Ms. Henderson did not appear.

Mr. Monson moved that the Board of Nursing accept the recommended decision of the agency subordinate to indefinitely suspend the license of Keima L. Henderson to practice practical nursing in the Commonwealth of Virginia, said suspension applies to any multistate privilege. The motion was seconded and carried unanimously.

Catrina Rogers Brown, LPN 0002-055023

Ms. Brwon did not appear.

Mr. Monson moved that the Board of Nursing accept the recommended decision of the agency subordinate to indefinitely suspend the license of Catrina Rogers Brown to practice practical nursing in the Commonwealth of Virginia, said suspension applies to any multistate privilege. The motion was seconded and carried unanimously.

Aileen M. Ocampo, RN 0001-246991

Ms. Ocampo did not appear.

Mr. Monson moved that the Board of Nursing accept the recommended decision of the agency subordinate to no take no action at this time, contingent upon Ms. Ocampo's entry into the Virginia Health Practitioners' Monitoring Program (HPMP), providing to the Board proof of entry into a Contract with the HPMP within 60 days of the date of the Order entered, and thereafter complying with all terms and conditions of the HPMP for the period specified by the HPMP. The motion was seconded and carried unanimously.

Susan Anne Shifflett, CNA 1401-171083

Ms. Shifflett did not appear.

Mr. Monson moved that the Board of Nursing accept the recommended decision of the agency subordinate to reprimand Susan Anne Shifflett. The motion was seconded and carried unanimously.

Lynn Marie Vanderwerff, LPN 0002-057785

Ms. Vanderwerff did not appear.

Mr. Monson moved that the Board of Nursing accept the recommended decision of the agency subordinate to indefinitely suspend the license of Lynn Marie Vanderwerff to practice practical nursing in the Commonwealth of Virginia, said suspension applies to any multistate privilege. The motion was seconded and carried unanimously.

Tricia R. Perry, RN 0001-187594

Ms. Perry did not appear.

Mr. Monson moved that the Board of Nursing accept the recommended decision of the agency subordinate to indefinitely suspend the license of Tricia R. Perry to practice professional nursing in the Commonwealth of Virginia, said suspension applies to any multistate privilege. The motion was seconded and carried unanimously.

Kathy Ann Merone, RN 0001-154765

Ms. Merone did not appear.

Mr. Monson moved that the Board of Nursing accept the recommended decision of the agency subordinate to take no action at this time, contingent upon Ms. Merone's entry into the Virginia Health Practitioners' Monitoring Program (HPMP), providing to the Board proof of entry into a Contract with the HPMP within 60 days of the date of the Order entered, and thereafter complying with all terms and conditions of the HPMP for the period specified by the HPMP. The motion was seconded and carried unanimously.

Mary Wayne McGhee, RN 0001-151338

Ms. McGhee did not appear.

Mr. Monson moved that the Board of Nursing accept the recommended decision of the agency subordinate to reprimand Mary Wayne McGhee and to indefinitely suspend her right to renew her license to practice professional nursing in the Commonwealth of Virginia, said suspension applies to any multistate privilege. The motion was seconded and carried unanimously.

Lucinda Ann Brooke, RN 0001-169506

Ms. Brooke did not appear.

Mr. Monson moved that the Board of Nursing accept the recommended decision of the agency subordinate to continue Lucinda Ann Brooke on indefinite probation for a period of six additional months, subject to terms and conditions. The motion was seconded and carried unanimously.

ADJOURNMENT: The Board adjourned at 9:36 A.M.

Jodi Power, RN, JD
Deputy Executive Director

**VIRGINIA BOARD OF NURSING
FORMAL HEARINGS
July 19, 2017
Panel – B**

TIME AND PLACE: The meeting of the Virginia Board of Nursing was called to order at 10:00 A.M. on July 19, 2017 in Board Room 3, Department of Health Professions, 9960 Mayland Drive, Suite 201, Henrico Virginia.

BOARD MEMBERS PRESENT:

Louise Hershkowitz, CRNA, MSHA; Vice President, Chair
Guia Caliwagan, RN, MAN, EdS
Kelly McDonough, DNP, RN
Mark Monson, Citizen Member
Dustin Ross, DNP, MBA, RN, NE-BC
Kristina Page, LMT – **LMT cases only**

STAFF PRESENT: Jay Douglas, MSM, RN, CSAC, FRE; Executive Director – **joined at 11:14 A.M.**
Jodi Power, RN, JD; Deputy Executive Director
Huong Vu, Executive Assistant

OTHERS PRESENT: Erin Barrett, Assistant Attorney General, Board Counsel

ESTABLISHMENT OF A PANEL:

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

FORMAL HEARINGS: **Billy Paul Park, LMT 0019-014462**
Mr. Park did not appear.

Tammie Jones, Adjudication Specialist, represented the Commonwealth. Ms. Barrett was legal counsel for the Board. Medford Howard, court reporter with Crane-Snead & Associates, recorded the proceedings.

Sherry Foster, Senior Investigator, Department of Health Professions, and Laura Cassidy were present and testified.

CLOSED MEETING: Dr. Ross moved that the Board of Nursing convene a closed meeting pursuant to §2.2-3711(A)(27) of the *Code of Virginia* at 10:34 A.M., for the purpose of deliberation to reach a decision in the matter of Mr. Park. Additionally, Dr. Ross moved that Ms. Power, Ms. Vu and Ms. Barrett 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 10:45 P.M.

Dr. Ross 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.

Mr. Monson moved that the Board of Nursing accept the findings of fact and conclusions of law as presented by Ms. Jones and amended by the Board. The motion was seconded and carried unanimously.

ACTION:

Dr. McDonough moved that the Board of Nursing revoke the license of Billy Paul Park to practice as a massage therapist in the Commonwealth of Virginia and impose a monetary penalty of \$5,000.00 to be paid to the Board within 120 days from entry of the Order. 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.

Ms. Caliwagan left the meeting at 10:50 A.M.

RECESS:

The Board recessed at 10:50 A.M.

RECONVENTION:

The Board reconvened at 11:01 A.M.

FORMAL HEARINGS:

David Ali Zinatbakhsh, LMT 0019-010090

Ms. Zinatbakhsh did not appear at the outset of the proceeding.

Carla Boyd, Adjudication Specialist, represented the Commonwealth. Ms. Barrett was legal counsel for the Board. Medford Howard, court reporter with Crane-Snead & Associates, recorded the proceedings.

Sarah King, previously Burton, Senior Investigator, Department of Health Professions, and Lisa Limoges, Owner of Hand and Stone Massage & Facial Spa, were present and testified.

Ms. Douglas joined the meeting at 11:14 A.M.

Mr. Zinatbakhsh joined the hearing at 11:45 A.M.

Ryan Robertson, Conference Center Security Sergeant, provided testimony regarding Mr. Zinatbakhsh's arrival time.

Theresa Steve, Conference Center Security Staff, provided testimony regarding Mr. Zinatbakhsh's arrival time.

Ms. Hershkowitz ruled that the hearing would resume with Mr. Zinatbakhsh's participating.

RECESS:

The Board recessed at 12:44 P.M.

RECONVENTION: The Board reconvened at 12:49 P.M.

CLOSED MEETING: Dr. Ross moved that the Board of Nursing convene a closed meeting pursuant to §2.2-3711(A)(27) of the *Code of Virginia* at 1:15 P.M., for the purpose of deliberation to reach a decision in the matter of Mr. Zinatbakhsh. Additionally, Dr. Ross moved that Ms. Douglas, Ms. Power, Ms. Vu and Ms. Barrett, 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 2:06 P.M.

Dr. Ross 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.

Dr. McDonough moved that the Board of Nursing accept the findings of fact and conclusions of law as presented by Ms. Boyd, and amended by the Board. The motion was seconded and carried with four votes in favor of the motion. Mr. Monson opposed the motion.

ACTION: Dr. Ross moved that the Board of Nursing revoke the license of David Ali Zinatbakhsh to practice as a massage therapist in the Commonwealth of Virginia. The motion was seconded and carried with four votes in favor of the motion. Mr. Monson opposed the motion.

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.

Ms. Page left the meeting at 2:10 P.M.

RECESS: The Board recessed at 2:10 P.M.

RECONVENTION: The Board reconvened at 2:40 P.M.

Ms. Caliwagan rejoined the meeting at 2:40 P.M.

FORMAL HEARINGS: **Janel Renee Butler, LPN Reinstatement 0002-091979**
Ms. Butler appeared.

Carla Boyd, Adjudication Specialist, represented the Commonwealth. Ms. Barrett was legal counsel for the Board. Medford Howard, court reporter with Crane-Snead & Associates, recorded the proceedings.

Marcella Luna, Senior Investigator, Department of Health Professions, was present and testified. John Turner, Senior Investigator, Department of Health Professions, testified via telephone.

CLOSED MEETING: Dr. Ross moved that the Board of Nursing convene a closed meeting pursuant to §2.2-3711(A)(27) of the *Code of Virginia* at 3:47 P.M., for the purpose of deliberation to reach a decision in the matter of Ms. Butler. Additionally, Dr. Ross moved that Ms. Douglas, Ms. Power, Ms. Vu and Ms. Barrett, 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 4:23 P.M.

Dr. Ross 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.

Mr. Monson moved that the Board of Nursing accept the findings of fact and conclusions of law as presented by Ms. Boyd and amended by the Board. The motion was seconded and carried unanimously.

ACTION: Dr. Ross moved that the Board of Nursing deny the application of Janel Renee Butler for reinstatement of her practical nurse license and continue her on indefinite suspension until she can come to the Board and prove that she is safe and competent to practice nursing. 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: **Ashleigh Anne Stover, LPN Reinstatement 0002-091484**
Ms. Stover appeared accompanied by her parents.

Tammie Jones, Adjudication Specialist, represented the Commonwealth. Ms. Barrett was legal counsel for the Board. Medford Howard, court reporter with Crane-Snead & Associates, recorded the proceedings.

Gayle Miller, Senior Investigator, Department of Health Professions, and Kelly D. Ashley, Senior Investigator, Department of Health Professions, were present and testified.

CLOSED MEETING: Dr. Ross moved that the Board of Nursing convene a closed meeting pursuant to §2.2-3711(A)(27) of the *Code of Virginia* at 5:45 P.M., for the purpose of deliberation to reach a decision in the matter of Ms. Stover. Additionally, Dr. Ross moved that Ms. Douglas, Ms. Power, Ms. Vu and Ms. Barrett, 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 5:58 P.M.

Dr. Ross 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.

Ms. Monson moved that the Board of Nursing accept the findings of fact and conclusions of law as presented by Ms. Jones, and amended by the Board. The motion was seconded and carried unanimously.

ACTION: Dr. Ross moved that the Board of Nursing deny the application of Ashleigh Anne Stover for reinstatement of her practical nurse license and continue her license on indefinite suspension until she can come to the Board and prove that she is safe and competent to practice nursing. 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: **Lee Ann Nichols Willoughby, RN 0001-213773**
Ms. Willoughby appeared accompanied by Steven Willoughby, her husband.

David Kazzie, Adjudication Specialist, represented the Commonwealth. Ms. Barrett was legal counsel for the Board. Medford Howard, court reporter with Crane-Snead & Associates, recorded the proceedings.

Wendy Morris, Senior Investigator, Department of Health Professions, and Kimberly Myrick, Case Manager, Virginia Health Practitioners' Monitoring Program (HPMP), testified via telephone.

Steven Willoughby was present and testified.

CLOSED MEETING: Dr. Ross moved that the Board of Nursing convene a closed meeting pursuant to §2.2-3711(A)(27) of the *Code of Virginia* at 8:17 P.M., for the purpose of deliberation to reach a decision in the matter of Ms. Willoughby. Additionally, Dr. Ross moved that Ms. Douglas, Ms. Power, Ms. Vu and Ms. Barrett, 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 8:25 P.M.

Dr. Ross 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.

Ms. Monson moved that the Board of Nursing accept the findings of fact and conclusions of law as presented by Mr. Kazzie, and amended by the Board. The motion was seconded and carried unanimously.

ACTION: Ms. Caliwagan moved that the Board of Nursing reprimand Lee Ann Nichols Willoughby and continue her on indefinite suspension, but stay suspension contingent upon her re-entry into the Virginia Health Practitioners' Monitoring Program (HPMP) and remaining in compliance with all terms and conditions of the HPMP for the period specified by the HPMP. 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: **Geisha Yvonne Scott, RMA 0031-008353**

Ms. Scott did not appear.

Tammie Jones, Adjudication Specialist, represented the Commonwealth. Ms. Barrett was legal counsel for the Board. Medford Howard, court reporter with Crane-Snead & Associates, recorded the proceedings.

CLOSED MEETING: Dr. Ross moved that the Board of Nursing convene a closed meeting pursuant to §2.2-3711(A)(27) of the *Code of Virginia* at 8:40 P.M., for the purpose of deliberation to reach a decision in the matter of Ms. Scott. Additionally, Dr. Ross moved that Ms. Douglas, Ms. Power, Ms. Vu and Ms. Barrett 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 8:47 P.M.

Dr. Ross 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.

Mr. Monson moved that the Board of Nursing accept the findings of fact and conclusions of law as presented by Ms. Jones and amended by the Board. The motion was seconded and carried unanimously.

ACTION:

Dr. McDonough moved that the Board of Nursing revoke the registration of Geisha Yvonne Scott to practice as medication aide in the Commonwealth of Virginia. 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 8:50 P.M.

Jodi Power, RN, JD
Deputy Executive Director