

**VIRGINIA BOARD OF NURSING
SPECIAL CONFERENCE COMMITTEE
February 6, 2017**

TIME AND PLACE: The meeting of the Special Conference Committee of the Board of Nursing was convened at 9:00 A.M., on February 6, 2017 in Board Room 3, Suite 201, Department of Health Professions, 9960 Mayland Drive, Henrico, Virginia.

MEMBERS PRESENT: Kelly McDonough, D.N.P., R.N., Chairperson
Rebecca Poston, Ph.D., R.N., C.P.N.P.

STAFF PRESENT: Brenda Krohn, R.N., M.S., Deputy Executive Director

OTHERS PRESENT: Steven Bulger, Adjudication Specialist

**CONFERENCES
SCHEDULED:** **Summer Brook Lane, L.P.N. Reinstatement Applicant 0002-074569**
Ms. Lane appeared.

CLOSED MEETING: Ms. Poston 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 9:25 A.M. for the purpose of deliberation to reach a decision in the matter of Ms. Lane. Additionally, Ms. Poston moved that Ms. Krohn and Mr. Bulger 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 9:36 A.M.

Ms. Poston 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. Poston moved to issue an order to approve Summer Lane's application for reinstatement for licensure as a practical nurse contingent upon verification of Ms. Lane's entry into the Health Practitioners Monitoring Program and thereafter remaining in compliance with the terms of the monitoring contract with the Health Practitioners Monitoring Program and upon successful completion of a Board approved refresher course.

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. Lane unless a written request to the Board for a formal hearing on the allegations made against her is received from Ms. Lane 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:

Arminia Gan, L.P.N. Applicant
Ms. Gan did not appear.

CLOSED MEETING:

Ms. Poston 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. Gan. Additionally, Ms. Poston moved that Ms. Krohn and Mr. Bulger 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. Poston 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. Poston moved to issue an order to deny Arminia Gan's application for licensure as a practical nurse by endorsement.

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. Gan unless a written request to the Board for a formal hearing on the allegations made against her is received from Ms. Gan 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:

Justina Mays, C.N.A. Reinstatement Applicant 1401-142722
Ms. Mays appeared.

CLOSED MEETING:

Ms. Poston 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 11:45 A.M. for the purpose of deliberation to reach a decision in the matter of Ms. Mays. Additionally, Ms. Poston moved that Ms. Krohn and Mr. Bulger 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 12:13 P.M.

Ms. Poston 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. Poston moved to issue an order to deny Justina Mays' application for reinstatement for licensure as a nurse aide and deny her petition to remove a finding of neglect from her nurse aide certificate.

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. Mays unless a written request to the Board for a formal hearing on the allegations made against her is received from Ms. Mays 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.

The Committee took a break for lunch at 12:15p.m. and reconvened at 1:00p.m.

CONFERENCES

SCHEDULED:

April Witcher, R.M.A. Applicant

Ms. Witcher appeared.

CLOSED MEETING:

Ms. Poston 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 1:20 P.M. for the purpose of deliberation to reach a decision in the matter of Ms. Witcher. Additionally, Ms. Poston moved that Ms. Krohn and Mr. Bulger 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 1:42 P.M.

Ms. Poston 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. Poston moved to issue an order to deny April Witcher's application to take the exam for registration as a medication aide.

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. Witcher unless a written request to the Board for a formal hearing on the allegations made against her is received from Ms. Witcher 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:

Tia Briggs, L.P.N. Reinstatement Applicant 0002-059109

Ms. Briggs appeared, accompanied by a friend.

CLOSED MEETING:

Ms. Poston 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 2:38 P.M. for the purpose of deliberation to reach a decision in the matter of Ms. Briggs. Additionally, Ms. Poston moved that Ms. Krohn and Mr. Bulger 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 2:57 P.M.

Ms. Poston 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. Poston moved to issue an order to approve Tia Briggs' application for reinstatement for licensure as a practical nurse contingent upon verification of Ms. Briggs entry into the Health Practitioners Monitoring Program and thereafter remaining in compliance with the terms of the monitoring contract with the Health Practitioners Monitoring Program and upon successful completion of a Board approved refresher course.

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. Briggs unless a written request to the Board for a formal hearing on the allegations made against her is received from Ms. Briggs 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:

Yakemia Mitchell, L.P.N. 0002-094487

Ms. Mitchell appeared and agreed to sign a Consent Order.

CLOSED MEETING:

Ms. Poston 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 3:24 P.M. for the purpose of deliberation to reach a decision in the matter of Ms. Mitchell. Additionally, Ms. Poston moved that Ms. Krohn and Mr. Bulger 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 3:45 P.M.

Ms. Poston 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. Poston moved to offer Yakemia Mitchell a Consent Order for reprimand and require Ms. Mitchell provide proof of completion of the following NCSBN courses within 90days of entry of the Consent Order: *Ethics of Nursing Practice* and *Professional Accountability & Legal Liability for Nurses*.

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. Mitchell and the Board.

CONFERENCES
SCHEDULED: **Andrea Scalf, L.P.N. Reinstatement Applicant 0002-057447**
Ms. Scalf did not appear.

CLOSED MEETING: Ms. Poston 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 4:00 P.M. for the purpose of deliberation to reach a decision in the matter of Ms. Scalf. Additionally, Ms. Poston moved that Ms. Krohn and Mr. Bulger 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 4:15 P.M.

Ms. Poston 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. Poston moved to refer the matter regarding Andrea Scalf to a Formal Hearing of the Board of Nursing or a panel thereof.

The motion was seconded and carried unanimously.

ADJOURNMENT: The Board adjourned at 4:20 P.M.

Brenda Krohn, R.N., M.S.
Deputy Executive Director