

**VIRGINIA BOARD OF NURSING
SPECIAL CONFERENCE COMMITTEE
INFORMAL CONFERENCES
April 11, 2017**

TIME AND PLACE: The meeting of the Special Conference Committee of the Board of Nursing was convened at 9:25 A.M., on April 11, 2017 in Board Room 2, Suite 201, Department of Health Professions, 9960 Mayland Drive, Henrico, Virginia.

MEMBERS PRESENT: Kelly McDonough, D.N.P., R.N.- Chairperson
Dustin Ross, D.N.P., M.B.A., R.N.

STAFF PRESENT: Jodi Power, R.N., J.D., Deputy Executive Director

OTHERS PRESENT: Cynthia Gaines, Adjudication Specialist
Practical Nursing students from Germana Community College

**CONFERENCES
SCHEDULED:**

Candace Overby, R.N. 0001-232726
Ms. Overby appeared, accompanied by her attorney, Lindsay Walton.

CLOSED MEETING: Dr. Ross 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 10:04 A.M. for the purpose of deliberation to reach a decision in the matter of Ms. Overby. Additionally, Dr. Ross moved that Ms. Power 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 10:10 A.M.

Dr. Ross 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: Dr. Ross moved to close the case and impose no sanction due to insufficient evidence of a violation of the Nurse Practice Act or Board of Nursing regulations. The motion was seconded and carried unanimously.

An Order will be entered. As provided by law, this decision shall become a Final Order 30 days after service of such Order on Ms. Overby, unless a written request to the Board for a formal hearing on the allegations made against her is received from Ms. Overby 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:

Brittany Vallery, L.P.N. 0002-089595

Ms. Vallery appeared.

CLOSED MEETING:

Dr. Ross 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 11:21 A.M. for the purpose of deliberation to reach a decision in the matter of Ms. Vallery. Additionally, Dr. Ross moved that Ms. Power 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 11:40 A.M.

Dr. Ross 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:

Dr. Ross moved to offer Ms. Vallery a Consent Order for revocation of her license, in lieu of a formal hearing. 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. Vallery and the Board.

CONFERENCES

SCHEDULED:

Alena Farren, R.N. 0001-260319

Ms. Farren appeared, accompanied by her attorney, Nicholas Balland.

CLOSED MEETING:

Dr. Ross 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 12:40 P.M. for the purpose of deliberation to reach a decision in the matter of Ms. Farren. Additionally, Dr. Ross moved that Ms. Power 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 12:59 P.M.

Dr. Ross 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:

Dr. Ross moved to issue an Order of reprimand to Ms. Farren, and assess a monetary penalty of \$500.00 to be paid within 90 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 30 days after service of such Order on Ms. Farren, unless a written request to the Board for a formal hearing on the allegations made against her is received from Ms. Farren 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:

Theresa Benedict, L.P.N. 0002-074921

Ms. Benedict appeared, accompanied by her husband, Bill Benedict.

CLOSED MEETING:

Dr. Ross 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 1:40 P.M. for the purpose of deliberation to reach a decision in the matter of Ms. Benedict. Additionally, Dr. Ross moved that Ms. Power 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 1:47 P.M.

Dr. Ross 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:

Dr. Ross moved to close the case and impose no sanction due to insufficient evidence of a violation of the Nurse Practice Act or Board of Nursing regulations. The motion was seconded and carried unanimously.

An Order will be entered. As provided by law, this decision shall become a Final Order 30 days after service of such Order on Ms. Benedict, unless a written request to the Board for a formal hearing on the allegations made against her is received from Ms. Benedict 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:

Rebekah Hodges, L.P.N. 0002-081706

Ms. Hodges appeared, accompanied by her husband, Brian Hodges.

CLOSED MEETING:

Dr. Ross 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 2:59 P.M. for the purpose of deliberation to reach a decision in the matter of Ms. Hodges. Additionally, Dr. Ross moved that Ms. Power 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 3:17 P.M.

Dr. Ross 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:

Dr. Ross moved to issue an Order to take no action at this time, contingent upon verification of Ms. Hodges' entry into the Health Practitioners' Monitoring Program (HPMP) within 60 days of entry of Order and remaining in compliance thereafter. The motion was seconded and carried unanimously.

An Order will be entered. As provided by law, this decision shall become a Final Order 30 days after service of such Order on Ms. Hodges, unless a written request to the Board for a formal hearing on the allegations made against her is received from Ms. Hodges 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:

Angell Dunaway, R.N. 0001-154838

Ms. Dunaway appeared.

CLOSED MEETING:

Dr. Ross 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 4:22 P.M. for the purpose of deliberation to reach a decision in the matter of Ms. Dunaway. Additionally, Dr. Ross moved that Ms. Power 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 5:05 P.M.

Dr. Ross 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:

Dr. Ross moved to issue an Order to require Ms. Dunaway to submit to both a mental health and a chemical dependency evaluation by a mental health and chemical dependency specialists satisfactory to the Board and have a written report of each evaluation, including a diagnosis, recommended course of therapy, and prognosis sent to the Board within 60 days from the date the Order is entered. Upon receipt of the evaluations, the Board shall conduct a review of this matter and may request Ms. Dunaway reappear at an informal conference in order to consider the specialists' recommendations and make a final disposition in the matter or close the matter without a proceeding. The motion was seconded and carried unanimously.

An Order will be entered. As provided by law, this decision shall become a Final Order 30 days after service of such Order on Ms. Dunaway, unless a written request to the Board for a formal hearing on the allegations made against her is received from Ms. Dunaway 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:

Danielle Nelson, R.N. 0001-203756

Ms. Nelson did not appear.

CLOSED MEETING:

Dr. Ross 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 5:15 P.M. for the purpose of deliberation to reach a decision in the matter of Ms. Nelson. Additionally, Dr. Ross moved that Ms. Power 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 5:28 P.M.

Dr. Ross 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: Dr. Ross moved to offer Ms. Nelson a Consent Order for indefinite suspension of her license, in lieu of a formal hearing. 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. Nelson and the Board.

**CONFERENCES
SCHEDULED:**

Jennifer Puckett, R.N. 0001-137000
Ms. Puckett did not appear.

CLOSED MEETING:

Dr. Ross 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 5:30 P.M. for the purpose of deliberation to reach a decision in the matter of Ms. Puckett. Additionally, Dr. Ross moved that Ms. Power 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 5:40 P.M.

Dr. Ross 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.

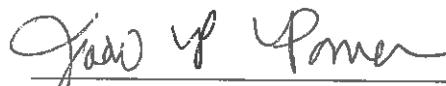
ACTION:

Dr. Ross moved to offer Ms. Puckett a Consent Order for indefinite suspension of her license, in lieu of a formal hearing. 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. Puckett and the Board.

ADJOURNMENT:

The Board adjourned at 5:45 P.M.



Jodi Power, R.N., J.D.

Deputy Executive Director