

**VIRGINIA BOARD OF NURSING  
SPECIAL CONFERENCE COMMITTEE  
INFORMAL CONFERENCES  
August 11, 2014**

**TIME AND PLACE:** The meeting of the Special Conference Committee of the Board of Nursing was convened at 9:10 A.M., on August 11, 2014 in Board Room 1, Suite 201, Department of Health Professions, 9960 Mayland Drive, Henrico, Virginia.

**MEMBERS PRESENT:** Evelyn Lindsay, L.P.N.- Chairperson  
Louise Hershkowitz, C.R.N.A., M.S.H.A.

**STAFF PRESENT:** Jodi Power, R.N., J.D., Deputy Executive Director  
Jane Elliott, R.N., Ph.D. joined later.

**OTHERS PRESENT:** David Kazzie, Senior Adjudication Analyst  
Wendy Deaner, Senior Adjudication Analyst joined later.

**CONFERENCES SCHEDULED:** **Shareida Green, L.P.N. 0002-079959**  
Ms. Green did not appear.  
Daniel Thaw, Patricia Thomas and Howard Hicks from the Medicaid Fraud Control Unit, Office of Attorney General were present. Mr. Thaw provided information to the Committee regarding the case.

**CLOSED MEETING:** Ms. Hershkowitz 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 9:15 A.M. for the purpose of deliberation to reach a decision in the matter of Ms. Green. Additionally, Ms. Hershkowitz moved that Ms. Power and Mr. Kazzie 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 9:40 A.M.

Ms. Hershkowitz 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. Hershkowitz moved to offer Ms. Green a Consent Order for indefinite suspension of her license for not less than two years, 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. Green and the Board.

CONFERENCES

SCHEDULED:

**Joyce Fletcher, R.N. 0001-165068**

Ms. Fletcher did not appear.

CLOSED MEETING:

Ms. Hershkowitz 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 9:52 A.M. for the purpose of deliberation to reach a decision in the matter of Ms. Fletcher. Additionally, Ms. Hershkowitz moved that Ms. Power and Mr. Kazzie 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 10:05 A.M.

Ms. Hershkowitz 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. Hershkowitz moved to issue an Order to take no action at this time, contingent upon verification of Ms. Fletcher's entry into the Health Practitioners' Monitoring Program (HPMP) within 45 days of the Order becoming final; and remaining in compliance with terms of the HPMP. 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. Fletcher, unless a written request to the Board for a formal hearing on the allegations made against her is received from Ms. Fletcher 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:

**Tambi Smith, R.N. 0001-201184**

Ms. Smith did not appear.

CLOSED MEETING:

Ms. Hershkowitz 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 10:08 A.M. for the purpose of deliberation to reach a decision in the matter of Ms. Smith. Additionally, Ms. Hershkowitz moved that Ms. Power and Mr. Kazzie 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 10:35 A.M.

Ms. Hershkowitz 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. Hershkowitz moved to offer Ms. Smith 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. Smith and the Board.

**PRESENTED FOR CLOSURE/ADVICE:**

**CLOSED MEETING:**

Jane Elliott, R.N., Ph.D. joined the meeting at 10:45 A.M.

Ms. Hershkowitz 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 10:45 A.M. for the purpose of deliberation regarding case disposition. Additionally, Ms. Hershkowitz moved that Ms. Power and Mr. Kazzie 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.

Dr. Elliott presented investigative report summaries regarding three Licensed Practical Nurses. The Special Conference Committee decided to offer one Licensed Practical Nurse a prehearing Consent Order in lieu of further proceedings, and two Licensed Practical Nurses advisory letters to close their cases undetermined.

**RECONVENTION:**

The Committee reconvened in open session at 11:08 A.M.

Ms. Hershkowitz 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.

Dr. Elliott left the meeting.

Wendy Deaner, Senior Adjudication Analyst joined the meeting at 12:50 P.M.

CONFERENCES  
SCHEDULED:

**Tamara Pauley, L.P.N. 0002-089307 and expired C.N.A 1401-016661**  
Ms. Pauley appeared, accompanied by her attorney, Robert Pauley.

CLOSED MEETING:

Ms. Hershkowitz 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. Pauley. Additionally, Ms. Hershkowitz moved that Ms. Power and Mr. Kazzie 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 1:55 P.M.

Ms. Hershkowitz 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. Hershkowitz 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.

CONFERENCES  
SCHEDULED:

**Lillie DuBois, R.N. 0001-190376**  
Mr. DuBois appeared, accompanied by her husband, Doug DuBois.

CLOSED MEETING:

Ms. Hershkowitz 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 3:30 P.M. for the purpose of deliberation to reach a decision in the matter of Ms. DuBois. Additionally, Ms. Hershkowitz moved that Ms. Power and Mr. Kazzie 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 4:23 P.M.

Ms. Hershkowitz 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. Hershkowitz moved to issue an Order to place Ms. DuBois on probation for two years employment as a professional nurse with terms and conditions. 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. DuBois, unless a written request to the Board for a formal hearing on the allegations made against her is received from Ms. DuBois 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.

Ms. Deaner left the meeting.

**CONFERENCES  
SCHEDULED:**

**Susan Reece, R.N. 0001-245812**  
Ms. Reece did not appear.

**CLOSED MEETING:** Ms. Hershkowitz 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 4:35 P.M. for the purpose of deliberation to reach a decision in the matter of Ms. Reece. Additionally, Ms. Hershkowitz moved that Ms. Power and Mr. Kazzie 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.

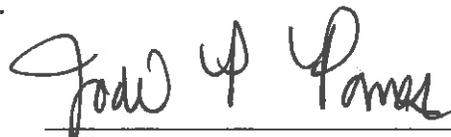
**RECONVENTION:** The Committee reconvened in open session at 4:42 P.M.

Ms. Hershkowitz 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. Hershkowitz moved to offer Ms. Reece a Consent Order for indefinite suspension of her license, in lieu for 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. Reece and the Board.

**ADJOURNMENT:** The Board adjourned at 4:43 P.M.



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Jodi Power, R.N., J.D.  
Deputy Executive Director