

**VIRGINIA BOARD OF NURSING
SPECIAL CONFERENCE COMMITTEE
INFORMAL CONFERENCES
December 9, 2014**

TIME AND PLACE: The meeting of the Special Conference Committee of the Board of Nursing was convened at 9:05 A.M., on December 9, 2014 in Board Room 3, Suite 201, Department of Health Professions, 9960 Mayland Drive, Henrico, Virginia.

MEMBERS PRESENT: Evelyn Lindsay, L.P.N. - Chairperson
Jennifer Phelps, L.P.N.

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

OTHERS PRESENT: David Kazzie, Senior Adjudication Analyst
Amy Weiss, Senior Adjudication Analyst
Faculty and Nurse Aide students from Louisa County High School (joined later)

**CONFERENCES
SCHEDULED:**

Elenita Carlos, R.N. 0001-145031
Ms. Carlos appeared, accompanied by her husband Arnell Carlos.

Tori Wilson, R.N. 0001-179861 (expired)
MD R.N. Lic. No. R1936637 with multistate privilege
Ms. Wilson appeared.

CLOSED MEETING: Ms. Phelps moved that the Special Conference Committee of the Board of Nursing convene a closed meeting pursuant to Section 2.2-3711(A)(28) of the *Code of Virginia* at 10:00 A.M. for the purpose of deliberation to reach a decision in the matters of Ms. Carlos and Ms. Wilson. Additionally, Ms. Phelps moved that Ms. Power, Mr. Kazzie and Ms. Weiss 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 10:27 A.M.

Ms. Phelps 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. Phelps moved to issue an Order of reprimand to Ms. Carlos, and require she provide evidence of completing the following four NCSBN online courses within 60 days of entry of Order: "*Professional Accountability & Legal Liability for Nurses*", "*Respecting Professional Boundaries*", "*Righting a Wrong: Ethics and Professionalism in Nursing*" and "*Sharpening Critical Thinking Skills for*

Competent Nursing Practice". 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. Carlos, unless a written request to the Board for a formal hearing on the allegations made against her is received from Ms. Carlos 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.

ACTION:

Ms. Phelps moved to issue an Order of reprimand to Ms. Wilson, and require she provide evidence of completing the following four NCSBN online courses within 60 days of entry of Order: "*Professional Accountability & Legal Liability for Nurses*", "*Respecting Professional Boundaries*", "*Righting a Wrong: Ethics and Professionalism in Nursing*" and "*Sharpening Critical Thinking Skills for Competent Nursing Practice*". 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. Wilson, unless a written request to the Board for a formal hearing on the allegations made against her is received from Ms. Wilson 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:**

Deborah Smith, R.N. 0001-159136
Ms. Smith appeared.

CLOSED MEETING:

Ms. Phelps moved that the Special Conference Committee of the Board of Nursing convene a closed meeting pursuant to Section 2.2-3711(A)(28) of the *Code of Virginia* at 11:10 A.M. for the purpose of deliberation to reach a decision in the matter of Ms. Smith. Additionally, Ms. Phelps moved that Ms. Power, Mr. Kazzie and Ms. Weiss 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 11:55 A.M.

Ms. Phelps 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. Phelps moved to issue an Order of reprimand to Ms. Smith, and continue her license on indefinite suspension with said suspension stayed contingent upon remaining compliant with the Virginia Health Practitioners' Monitoring Program. 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. Smith, unless a written request to the Board for a formal hearing on the allegations made against her is received from Ms. Smith 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.

Nurse Aide students joined the meeting.

**CONFERENCES
SCHEDULED:**

Andrew Gorski, R.N. 0001-234410
Mr. Gorski appeared.

CLOSED MEETING:

Ms. Phelps moved that the Special Conference Committee of the Board of Nursing convene a closed meeting pursuant to Section 2.2-3711(A)(28) of the *Code of Virginia* at 1:10 P.M. for the purpose of deliberation to reach a decision in the matter of Mr. Gorski. Additionally, Ms. Phelps moved that Ms. Power, Mr. Kazzie and Ms. Weiss 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.

Nurse Aide students left the meeting.

RECONVENTION:

The Committee reconvened in open session at 1:50 P.M.

Ms. Phelps 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. Phelps moved to issue an Order to require Mr. Gorski to submit to a mental health and substance abuse evaluation by a mental health/chemical dependency specialist satisfactory to the Board and have a written report of the evaluation, including a diagnosis, recommended course of therapy, and prognosis sent to the Board within 90 days from the date the Order is entered. Mr. Gorski shall thereafter comply with any recommendations of the specialist, including written quarterly reports, until discharged from therapy. Upon receipt of the evaluation, the Board may request Mr. Gorski reappear at an informal conference in order to consider the specialists recommendations and make a final disposition in the matter. 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 Mr. Gorski, unless a written request to the Board for a formal hearing on the allegations made against him is received from Mr. Gorski 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:

Parres Gardner-Moore, L.P.N. 0002-082373

Ms. Gardner-Moore appeared, accompanied by Todd Gerber, her attorney, and Paul Noland, Risk Manager.

CLOSED MEETING:

Ms. Phelps moved that the Special Conference Committee of the Board of Nursing convene a closed meeting pursuant to Section 2.2-3711(A)(28) of the *Code of Virginia* at 2:52 P.M. for the purpose of deliberation to reach a decision in the matter of Ms. Gardner-Moore. Additionally, Ms. Phelps moved that Ms. Power, Mr. Kazzie and Ms. Weiss 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 3:00 P.M.

Ms. Phelps 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. Phelps 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.

CONFERENCES
SCHEDULED:

Sandra E. Jones, L.P.N. 0002-040718

Ms. Jones appeared, accompanied by her husband Jerome Jones.

CLOSED MEETING:

Ms. Phelps moved that the Special Conference Committee of the Board of Nursing convene a closed meeting pursuant to Section 2.2-3711(A)(28) of the *Code of Virginia* at 4:05 P.M. for the purpose of deliberation to reach a decision in the matter of Ms. Jones. Additionally, Ms. Phelps moved that Ms. Power, Mr. Kazzie and Ms. Weiss 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 4:45 P.M.

Ms. Phelps 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. Phelps moved to issue an Order of reprimand to Ms. Jones, and require she provide evidence of completing the following four NCSBN online courses within 60 days of entry of Order: "*Ethics of Nursing Practice*", "*Respecting Professional Boundaries*", "*Professional Accountability & Legal Liability for Nurses*", and "*Disciplinary Actions: What Every Nurse Should Know*". Further, the Order shall require Ms. Jones pay a monetary penalty of \$1000.00 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. Jones unless a written request to the Board for a formal hearing on the allegations made against her is received from Ms. Jones 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. Weiss left the meeting.

**CONFERENCES
SCHEDULED:**

Betty Belcher, R.N. 0001-104649
Ms. Belcher appeared.

CLOSED MEETING:

Ms. Phelps moved that the Special Conference Committee of the Board of Nursing convene a closed meeting pursuant to Section 2.2-3711(A)(28) of the *Code of Virginia* at 5:20 P.M. for the purpose of deliberation to reach a decision in the matter of Ms. Belcher. Additionally, Ms. Phelps 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 5:30 P.M.

Ms. Phelps 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. Phelps moved to close the case and impose no sanction due to insufficient evidence to warrant disciplinary action by the Board of Nursing. The motion was seconded and carried unanimously.

**CONFERENCES
SCHEDULED:** **Ashley Sowers, L.P.N. 0002-079273**
Ms. Sowers appeared.

CLOSED MEETING: Ms. Phelps moved that the Special Conference Committee of the Board of Nursing convene a closed meeting pursuant to Section 2.2-3711(A)(28) of the *Code of Virginia* at 5:55 P.M. for the purpose of deliberation to reach a decision in the matter of Ms. Sowers. Additionally, Ms. Phelps 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: Ms. Phelps reconvened in open session at 6:00 P.M. to further question Ms. Sowers.

Ms. Phelps 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.

CLOSED MEETING: Ms. Phelps moved that the Special Conference Committee of the Board of Nursing convene a closed meeting pursuant to Section 2.2-3711(A)(28) of the *Code of Virginia* at 6:02 P.M. for the purpose of deliberation to reach a decision in the matter of Ms. Sowers. Additionally, Ms. Phelps 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 6:40 P.M.

Ms. Phelps 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. Phelps moved to issue an Order to place Ms. Sowers on probation for one year employment as a Licensed Practical 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. Sowers unless a written request to the Board for a formal hearing on the allegations made against her is received from Ms. Sowers 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:

Susan Crews, L.P.N. 0002-048164

Ms. Crews did not appear.

CLOSED MEETING:

Ms. Phelps moved that the Special Conference Committee of the Board of Nursing convene a closed meeting pursuant to Section 2.2-3711(A)(28) of the *Code of Virginia* at 6:45 P.M. for the purpose of deliberation to reach a decision in the matter of Ms. Crews. Additionally, Ms. Phelps 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 6:55 P.M.

Ms. Phelps 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.

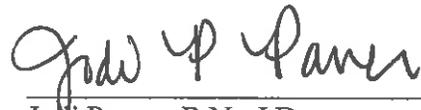
ACTION:

Ms. Phelps moved to issue an Order of reprimand to Ms. Crews, and require she provide evidence of completing the following four NCSBN online courses within 60 days of entry of Order: "*Professional Accountability & Legal Liability for Nurses*", "*Documentation: A Critical Aspect of Client Care*", "*Medication Errors: Detection and Prevention*" and "*Righting a Wrong: Ethics and Professionalism in Nursing*".

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

ADJOURNMENT:

The Board adjourned at 7:00 P.M.

Handwritten signature of Jodi Power in cursive script.

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

Deputy Executive Director