MINUTES OF THE INDIANA STATE BOARD OF NURSING ADMINISTRATIVE LAW JUDGE

on Thursday, June 1, 2023 at 8:30 a.m.

TO BE HELD THROUGH WEBEX TO JOIN, CALL: (240) 454-0887 or LOG ON: <u>indiana.webex.com</u> MEETING CODE: 172 253 3540

- 1. Lauren Shilts: Shilts appeared for a positive response on her initial application. She disclosed that she was convicted of OVI. Her BAC was .18. She has not been arrested or convicted of other crimes. She remains on criminal probation until December 2023. The ALJ recommended permitting the applicant to test, with issuance on probation. Probation to last length of criminal probation, must demonstrate completion of probation, or 3 quarterly reports. All other standard terms of probation. Shilts was required to complete alcohol assessment and course as part of her criminal case, so no ISNAP.
- 2. Eric Santos: Santos appeared for a positive response on initial application. Santos was arrested for an alcohol-related offense of domestic battery and criminal mischief. Santos indicated that he struck his girlfriend in the car. Santos did pre-trial diversion that included therapy and UDSes. Diversion was complete at the time of the PA. The charges have not yet been dismissed. The ALJ emphasized aggravating factors that applicant said he was in an "altered state of mind," stated "he's not blaming the victim, but…", that he struck girlfriend while she was driving, and that it left marks. The ALJ recommended allowing the applicant to test with issuance of license on probation. Probation may not lift until 1 year of active practice, all other standard terms.
- 3. Kylie Campbell: FTA
- 4. Stephanie Gonzalez: Gonzalez appeared for a positive response on her initial application. The criminal case was from 2017 and was for welfare fraud. She has paid back the money as of 2017. The criminal case is concluded. The ALJ recommended permitting her to test and issuance of license free and clear. Mitigating factors: transparency, responsibility for actions, timely completion of criminal matters.
- 5. Gloria Salas: Salas appeared for a positive response on her initial application. She was arrested in spring 2021 for reckless driving/OVI. The criminal case is concluded. The ALJ recommended issuance of license free and clear. She already passed NCLEX.
- 6. Shawnamre Bennett: Bennett appeared for a positive response on her initial application. She is already an LPN. The criminal case was related to a domestic dispute. Mitigiating factors: clean record, time since offense, ALJ has no other concerns. ALJ recommended permitting to test, issuance free and clear.
- 7. Ashley Hayes: Hayes appeared for a positive response on her initial application. She was arrested for OWI in March 2022. Hayes estimated BAC was 0.17. Criminal case is over, OWI dismissed. Only reckless driving left on her record. The ALJ recommended permitting to test, issuance free and clear. Mitigating: dismissed charges, rest of criminal case completed.
- 8. Carolanne Lock: Lock appeared for a positive response on her initial application. It related to a domestic dispute where the applicant shot a potential her date for the evening. She was charged

with domestic battery, but it was then dismissed due to it being deemed self-defense. The applicant admitted that alcohol was involved in the scenario. The ALJ indicated a concern about the applicant's judgment and the involvement of alcohol. The ALJ recommended permitting the applicant to test, license to be issued on probation. Probation with typical terms, for a minimum of 12 months of active practice, signed board orders. Aggravating factors: use of weapon, alcohol, judgment (approached assailant with a gun), injury that resulted, absence of judgment in leaving a locked apartment to go to the courtyard and chase an armed individual. Mitigating factors: applicant's transparency.

- 9. Lauren Stirn: Stirn appeared on her initial application. She didn't disclose an arrest and it came up on background check. The applicant indicated that because charges weren't filed and the prosecutor told her no charges were filed. Stirn indicated that she was arrested in February 2020 for a domestic dispute with her boyfriend. The ALJ recommended allowing applicant to test and issuance free and clear. However, ALJ admonished applicant regarding failure to disclose her arrest.
- 10. Nancy Palmer: Palmer appeared for a positive response on her initial application. She had a battery conviction from when she was 17 (in 2001). The ALJ recommended permitting applicant to test and issuance free and clear.
- 11. Lindsay Reasor: Reasor appeared for an application for 6th NCLEX attempt. She has tested 5 times. She was instructed to complete an NCLEX review by PLA and did so through Kaplan before her 4th and 5th attempts at NCLEX. The ALJ recommended denying letting applicant to take NCLEX again.
- 12. Christina Page: Page appeared for an application for a 5th NCLEX attempt. She graduated in 2012. Last attempt at NCLEX was in 2019. Based on 11 years since graduation and failure to pass NCLEX, the ALJ recommended denial of allowing applicant to test. Aggravating factors: 3 NCLEX review courses, years since graduation, multiple PAs with the Board before.
- 13. Shaun Robinson: Robinson appeared for an application for a 5th NCLEX attempt. Graduated in 2018 from an RN program. Last attempt was in 2022. He was instructed before the last attempt to do a review course. He completed Kaplan. Has worked as an LPN for 15 years. The ALJ recommended denial of allowing applicant to test again. Aggravating: 4 attempts with review course completed at IPLA direction.
- 14. Karen Roberts: FTA. This was reschedule. The ALJ recommends denial of application.
- 15. Linda Keltz: Keltz appeared on a reinstatement application. Her license expired in 2015. The ALJ recommended requiring the applicant to complete a refresher course with a clinical component prior to reinstatement.
- 16. Monica Cullman: Cullman's license expired on disciplinary suspension in 2017. She made application to reinstate her license. The ALJ made the recommendation to reinstate her license on suspension.
- 17. Rosemary Muir: Muir appeared for a reinstatement application. Her license expired in 2009. The ALJ recommended (1) requiring applicant to go back to school and take and pass NCLEX, or (2) to complete NCLEX review with predictor score, then take and pass NCLEX, and then take refresher course with a clinical component.
- 18. Genta Powell: Powell appeared on an application by examination. She graduated in 1995. The ALJ recommended denial of application due to the years since graduation.
- 19. Sara Peden: Peden appeared on an application by examination. She graduated in 2008. She holds an MA license. She has never been licensed as a nurse. She believes she's tested 3 times. The ALJ recommended denial of application due to the years since graduation.
- 20. Latisha Thompson: Thompson appeared on an application by examination. She has failed NCLEX 3 times, most recently in March 2023. She completed the Kaplan review with the

- predictor score or 95% score. The ALJ recommended permitting applicant to test a 4th time. Prior to testing, she must complete a review course with a predictor score prior to testing that 4th time.
- 21. Amber Hammel: Hammel appeared on an initial application. She graduated in 2010. She attempted NCLEX soon after graduation. The ALJ recommended denial since she graduated more than 10 years ago from school. The applicant may return to school.
- 22. Megan Sanders: Sanders appeared on an initial application. She has attempted NCLEX 4 times. She graduated in 2012. She has completed a review course at the direction of the Board following a previous PA. The ALJ recommended denial since she is greater than 10 years from graduation.
- 23. Kyle Sommers: Sommers appeared with counsel Laura Iosue. She appeared with a current RN and a pending application for APRN. She failed to disclose an arrest on her APRN application. She also failed to disclose it on her 2021 RN renewal. The arrest was in 2019. The ALJ recommends issuance free and clear.
- 24. Alexander Smith: FTA
- 25. Iveth Urrutia Vargas: Tabled
- 26. Pamela Widemon: Widemon appeared on an initial application. She has attempted NCLEX 4 times. She graduated in March 2022. She was provided with a NCLEX review course after her 3rd fail, and completed Kaplan review with 96.8% predictor before she took for a 4th time. The ALJ recommended denial of additional attempt at NCLEX.
- 27. Melissa Isle: Isle appeared on an initial application for LPN licensure. She applied in 2021 with a positive response and this is her second time scheduled. She disclosed an DUI arrest. She was convicted and served a year of informal probation. She still has to complete the requirements of her probation. The ALJ recommended issuance of her license on probation. All standard terms of probation, including an IPRP and RMA if recommended. Probation for no less than 6 months of active practice.
- 28. Clinika Harper: Harper appeared on an initial application for a 5th NCLEX attempt. She was instructed to complete NCLEX review and did so before her 4th attempt. The ALJ recommends denial of allowing her to test again.
- 29. Dominique Abell: Abell appeared for a positive response on her application for licensure due to a disciplinary issue at work with a collaborating physician. Due to losing her CPA with him, she could not work for the hospital due to their credentialing standards. The ALJ recommends issuance of her license free and clear.
- 30. Amy Holbert: The ALJ recommended reinstating her license on emergency suspension resulting from the July 2021 order.
- 31. Holly Wright: Wright appeared on a reinstatement application. Her license expired 13 years ago. She also reported being in recovery from addiction. She reported a sobriety date in 2012. Due to years since expiration, the ALJ recommended requiring her to do NCLEX review, take and pass NCLEX, and then take refresher; or go back to school. Then if she completes either of those paths, license reinstated on probation with a requirement of an assessment from IPRP. All typical terms, no working in unsupervised settings (school, home health), minimum of 6 months active practice. Applicant agreed to those terms.
- 32. Jasmine Chandler: Chandler appeared for a positive response on an initial application. She was terminated from work when working as an MA. She reported that she was terminated for attendance related issues. She also indicated that she had been terminated while working as a behavioral health employee. A client accused the applicant of speeding while driving the client. The ALJ recommended issuance of the license free and clear since the applicant has already passed NCLEX. Additionally, her current employer reported to PLA that the applicant had worked as a nurse since she passed NCLEX in February 2023 (she had not been licensed). The

- ALJ recommended issuance of license on probation for a minimum of 1 year of active practice. All standard terms. No home health, hospice, must be supervised, no unsupervised practice.
- 33. Kayla Pagani: Pagani appeared with counsel Patrick Callahan for a positive response on her initial application. She disclosed on her application that she had been arrested for operating a vehicle under the influence of alcohol in January 2023. No charges have been filed. Applicant indicated that she would self-disclose if any case were filed. The ALJ recommended to allow her to test and issuance of license free and clear.