

MINUTES OF THE
INDIANA STATE BOARD OF NURSING
ADMINISTRATIVE LAW JUDGE

Met on
Thursday, August 3, 2023
at 8:30 a.m.

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

Administrative Law Judge:

Angela Morris, MSN, RN

PLA Staff:

Nicholas Hart
Dinena Moore
Kayla Perkins
Rose Kremple
Rebecca Tinsley
Catherine Briney
Toni Herron

Advisory Counsel:

Donald Hannah
Claire Dyer

Court Reporter:

Aalayah Purnell

I. Probation Withdrawal (8:30 a.m.)

1. In the Matter of the License of Carole Osowski, 27059211A
Administrative Cause No. 2018 NB 0041
DAG: Ryan Eldridge, CLI Austin Monroe
Respondent: Present and comfortable proceeding without counsel
Witness(es): Respondent, Cara Kelly with ISNAP
Exhibit(s): State's Exhibit A (PLA Affidavit)

The ALJ recommended modification to require completion of refresher course with clinical component before working as a nurse, then one year of active practice, and all standard terms of probation (contact info, signed board orders).

2. In the Matter of the License of Robert L. Pedtke, 28169477A
Administrative Cause No. 2020 NB 0246
DAG: Ryan Eldridge, CLI Emily McNally

Respondent: Present and comfortable proceeding without counsel
Witness(es): Respondent, Cara Kelly with ISNAP
Exhibit(s): State's Exhibit A (PLA Affidavit)

The ALJ recommended withdrawal of probation. The ALJ noted that Respondent was forthcoming in his testimony and felt Respondent recognized his deficiencies.

3. In the Matter of the License of Julie Cunningham, 28156845A
Administrative Cause No. 2019 NB 0363
DAG: None
Respondent: Present and comfortable proceeding without counsel
Witness(es): Respondent, Brittany Sholtis with ISNAP, Nick Hart with PLA
Exhibit(s): None

The ALJ recommended withdrawal of probation.

4. In the Matter of the License of Kimberly Bishop, 27044691A
Administrative Cause No. 2018 NB 0319
DAG: None
Respondent: Present and comfortable proceeding without counsel
Witness(es): Respondent, Nick Hart with PLA
Exhibit(s): None

The ALJ recommended withdrawal of probation.

II. Probation Modification

1. In the Matter of the License of Jayla Miller, 27075857A
Administrative Cause No. 2020 NB 0230
DAG: None
Respondent: Present and comfortable proceeding without counsel
Witness(es): Respondent, Cara Kelly with ISNAP, Nick Hart with PLA
Exhibit(s): Two letters of support were included in Respondent's probation file

The ALJ recommended denial of Respondent's request to modify/lift probation.

III. Reinstatement

1. In the Matter of the License of Erin Rose, 28166878A
Administrative Cause No. 2012 NB 0230
DAG: Ryan Eldridge, CLI Katy Kramer
Respondent: Present and comfortable proceeding without counsel
Witness(es): Respondent, Cara Kelly with ISNAP
Exhibit(s): State's Exhibit A (PLA Affidavit)

The ALJ recommended denial of Respondent's request to reinstate her license.

IV. Personal Appearances

1. Benson Ayieni: Ayieni appeared for a PA having taken NCLEX 4 times, with review course having been completed with Kaplan before the 4th attempt. The ALJ recommended denial of application.
2. Alexander Smith: Smith appeared for a positive response on an initial application. He has several other single state licenses. He lives in Iowa and works as a manager. He has several state licenses rather than a compact. He has no licensure discipline or workplace discipline. His positive response relates to a 2001 vehicular homicide when he was 16. The ALJ recommended issuance of license free and clear.
3. Donna Kingston: Kingston appeared for a PA due to a positive response on her initial application. She holds several other single state licenses. Her positive response related to a conviction for theft from a grocery store. The criminal case is concluded. None of her nursing licenses are under discipline. The ALJ recommended license issuance free and clear.
4. Penny Torgesen - CONTINUED
5. Destiny Murray: Murray appeared for an application to reinstate her license. Her license expired in 2018. The ALJ recommended requiring the applicant to complete a refresher course with a clinical component before working as a nurse.
6. Rosemary Tiedeman - VACATED
7. Tonya McCray: McCray appeared for an application to reinstate her license. Her license expired in 2016. The ALJ recommended requiring a refresher course with a clinical component before working as a nurse.
8. Lisa Sykes: FTA
9. Melinda Pruitt: Pruitt appeared for a positive response on her renewal application. Her license expired in 2021. Pruitt indicated that she was convicted of 2 felony charges for drinking and driving related convictions in 2021. Her criminal probation is slated to complete in October 2024. She had no work discipline but was terminated due her incarceration. Pruitt indicated that she has only had a drink once since the crime. The ALJ recommended renewal on probation for the length of her criminal probation. She must also do an ISNAP evaluation and enter into any recommended RMA. All typical terms of probation (signed board orders, quarterly reports, active practice for minimum of 6 months). Length is longest of active practice, RMA, or criminal probation completion.
10. Ashleigh Lone: Lone appeared for an initial application with a positive response. She had a criminal conviction for OVWI in 2017. Her criminal case is concluded. The ALJ recommended permitting Lone to test, license to be issued free and clear. Waived notice so Board can vote at August Full Board.
11. Anastasia Condry: Condry appeared for an initial application with a positive response. This related to multiple checks in 2014 that bounced. She was convicted of a crime related to that event. The ALJ recommended permitting Condry to test, license to be issued free and clear. Waived notice so board can vote at August Full Board.
12. Virginia Edgman: Edgman appeared for an initial application with a positive response. She failed to disclose a domestic battery case arrest, but indicated that she was never charged. This occurred in 2010. The ALJ recommended permitting Edgman to test, license to be issued free and clear. Waived notice so board can vote at August Full Board.
13. JoLynn Miller: Miller appeared on a reinstatement with an LPN license that expired in 2016. She has worked as a PA since 2002, hasn't worked as a nurse since then. She wants to return to nursing practice. She has an active PA license in Indiana and Colorado. The ALJ recommended reinstating her license without additional requirements.

14. Evelyn Mulherin: Mulherin appeared for a reinstatement application with an LPN license that expired in 2018. She reported that she worked as a nurse until 2016. The ALJ recommended requiring Mulherin to complete a refresher course with a clinical component.
15. Linda House Cooley: House Cooley appeared for a reinstatement application with a license that expired in 2015. The ALJ recommended requiring her to complete a refresher course with a clinical component.
16. Lorie Richmond: Richmond appeared for a reinstatement application with a license that expired in 2015. The ALJ recommended requiring Richmond to complete a refresher course with a clinical component.
17. Kristine Stewart- CONTINUED
18. Melissa Jenkins: FTA; reschedule
19. Lindsay Rush: Rush appeared for a positive response on an initial application. She had a neglect charge related to her work as a CNA. As a result of her licensure discipline, she was not able to work in home health for a year. The ALJ recommended permitting Rush to test, license to be issued free and clear. Waived notice so board can vote at August Full Board.
20. Emmalee Cole: Cole appeared for a positive response on an initial application. In June 2021, while working as a CNA, Cole failed to remain with her patient for 30 minutes due to needing to pick up her sister's children because her sister had to go to the ER. She received licensure discipline for this. The ALJ recommended permitting Cole to test, license to be issued free and clear. Waived notice so board can vote at August Full Board.
21. Ollimaria Robertson: FTA; reschedule
22. Brittany Fry: Fry appeared on an application to take NCLEX for a 5th time. Applicant indicated that she felt she deserved another chance at the examination because she was not provided her appropriate exam accommodations on the first attempt. She was provided with accommodations on subsequent attempts, and did complete an NCLEX review course with a satisfactory predictor score before her fourth attempt. The ALJ recommended denying Fry an additional attempt, but that Fry could provide documentation on her first attempt to PLA.
23. Lateia Jamerson: Jamerson appeared for a reinstatement application. She previously filed an application for renewal in 2014 and failed to appear for 2 PAs and was denied. She reported that she has an active IL license. She has been working in Indiana in a nonclinical nursing role. The ALJ recommended reinstatement of her license free and clear.
24. Mavis Darko: Darko appeared for a reinstatement application. Her license expired in 2018. The ALJ recommended requiring Darko to complete a refresher course with a clinical component.
25. Vicki Huth: Huth appeared for a reinstatement application. Her most recent license expired in 2017. The ALJ recommended requiring Huth to complete a refresher course with a clinical component.
26. Stacey Bell: Bell appeared at her own request. She has a pending application to take NCLEX for a fourth time. She is currently enrolled in a review course per PLA's request. Applicant would like a student temporary permit now. The ALJ was unable to make a recommendation and the matter will be rescheduled before the full board.
27. Joan Strzynski - VACATED