

MINUTES

INDIANA STATE BOARD OF NURSING

April 17, 2008

I. CALL TO ORDER & ESTABLISHMENT OF QUORUM

Ms. Slagle called the meeting to order at 8:40 a.m. in the Auditorium of the Indiana Government Center South Building, 302 West Washington Street, Indianapolis, Indiana 46204 and declared a quorum, in accordance with IC § 25-23-1-5(b).

Board Members Present:

Carolyn Slagle, R.N., C.N.S., President
Jerry Burghduff, L.P.N., Secretary
Anne Ogle, Consumer Member
Lynda Narwold, R.N., Member
Connie McIntosh, R.N., Member
Scott Johns, R.N., Member
Laurel Valentino, R.N., Vice-President

Board Members Absent:

Marcia Laux, R.N., Member

State Officials Present:

Sean Gorman, Board Director, Indiana Professional Licensing Agency
Michelle Hines, Assistant Board Director, Indiana Professional Licensing Agency
Lisa Chapman, Litigation Specialist, Indiana Professional Licensing Agency
Gordon White, Commission Advisory Counsel, Office of the Attorney General

II. ADOPTION OF THE AGENDA

A motion was made and seconded to adopt the agenda, as amended.

BURGHDUFF/NARWOLD
Motion carried 7-0-0

III. ADOPTION OF THE MINUTES FROM THE MARCH 20, 2008 MEETING OF THE BOARD

A motion was made and seconded to adopt the minutes from the March 20, 2008 meeting of the Board.

SLAGLE/BURGHDUFF
Motion carried 5-0-2 Mr. Johns & Ms. Valentino abstained.

IV. INDIANA STATE NURSES ASSISTANCE PROGRAM (ISNAP) REPORT

Charles Lindquist, ISNAP Program Director, presented the monthly report to the Board. Mr. Lindquist informed the Board that ISNAP has, as of March 2008, 468 active clients, 21 new intakes, 51 intakes in process, 11 closures in intake and 18 RMA's returned.

Mr. Lindquist informed the Board that in April he will be meeting with the Executive Committee of the National Organization of Alternative Programs in Dallas to discuss best practices, etc.

Mr. Lindquist stated that ISNAP staff met on March 15, 2008 to review applicants that have applied for the Needs Assistance Fund. They reviewed nine applications and five of them qualified for assistance and vouchers were mailed to them.

Mr. Lindquist spoke to the audience at the request of the Board.

V. EDUCATION

1. State of Indiana v. Everest College

Administrative Cause No. 2005 NB 0173
Re: Request for Full Accreditation

Parties and Counsel Present:

Patricia Jones, Nursing Director
Tracy Fenlar, Assistant Campus Nursing Director

Participating Board Members:

Ms. Slagle (Hearing Officer)
Ms. Narwold
Ms. McIntosh
Mr. Burghduff
Mr. Johns
Ms. Valentino
Ms. Ogle

Case Summary: A survey visit was conducted on August 3, 2007 for Everest College LPN Program. The recommendations from the survey visit were as follows:

1. Encouraged that a person be hired just for student remedial activities in order to better utilize faculty time.
2. Recommend a detailed list of costs be given to each prospective student before they begin the admission process.

The pass rates were provided to the Board. The Board commended Everest College for increasing their pass rates from 69.05% to 96.55%. However, the Board expressed concerns with the history of Everest College's low pass rates.

Board Action: A motion was made and seconded to deny Everest College's request for full accreditation.

SLAGLE/VALENTINO
Motion carried 7-0-0

2. Marian College – Plan of Correction for the Associate Degree in Nursing Program

Marian Pettingill appeared before the Board in regards to Marian College's plan of correction for their Associate Degree in Nursing Program. Marian College has had three consecutive years of low pass rates, 2005 – 70.00%, 2006 – 72.73%, 2007 – 60.61%. The plan of correction submitted to the Board includes identified implementation dates and expected levels of achievement for any identified problems as a result of evaluation.

Board Action: A motion was made and seconded to approve Marian College's plan of correction.

MCINTOSH/BURGHDUFF
Motion carried 7-0-0

3. Brown Mackie College, Indianapolis – Additional Information Submitted in Regards to Report of Survey Visit Conducted on December 18, 2007 for their LPN Program

Todd Matthews, George McDermott and Dawn Welch appeared on behalf of Brown Mackie College, Indianapolis. Mr. Matthews, Mr. McDermott and Ms. Welch appeared before the Board at their January 17, 2008 meeting. At that meeting, the Board requested additional information in regards to faculty, including the PN Administrator, has not been hired and clinical sites available at the time of the visit do not provide for maternal child and acute care pediatrics, adult medical-surgical and long-term care clinical sites, including one for pediatrics are available.

Ms. Welch informed the Board that Brown Mackie College, Indianapolis, hired her as the PN Program Director. Brown Mackie College submitted letters of support from potential acute-care, long-term care and rehabilitation facilities. Each of the following organizations has submitted a letter of support and upon approval by the Indiana Board of Nursing, will allow students to participate in clinical rotations:

Clarian Health
Hendricks Regional Health
St. Vincent Frankfort
Nurse Midwives of Indianapolis
Westview Hospital
Kindred Hospital
Rehabilitation Hospital of Indiana
Especially Kidz Health and Rehabilitation Center

American Village
St. Paul Hermitage
Briarwood Health and Rehabilitation
Castleton Healthcare
Cambridge Manor
Lockefield Village
Lynhurst Healthcare, Inc.
Forest Creek Village
Alpha Home

Brown Mackie College also submitted an amended policy for student selection and progression, which upon approval would be implemented with initial enrollment.

Board Action: A motion was made and seconded to approve Brown Mackie College, Indianapolis to be placed on Initial Accreditation.

SLAGLE/OGLE
Motion carried 7-0-0

4. Brown Mackie College, South Bend – Resignation of PN Program Director

Barbara Norris was terminated on April 3, 2008 as PN Program Director for Brown Mackie College, South Bend. FYI for the Board.

VI. DISCUSSION

1. State of Indiana v. Mildred Joy Evans, L.P.N., License No. 27021529A

Administrative Cause No. 2008 NB 011

Re: Motion to Dismiss & Response in Opposition to Respondent's Motion to Dismiss

Case Summary: The Board heard arguments in regards to Ms. Evans' Motion to Dismiss. Ms. Evan's counsel claimed that the action was barred by the two year statute of limitations on tort claims. The State argued that the cited statute of limitations does not apply to administrative hearings.

Board Action: A motion was made and seconded to deny the Motion to Dismiss.

VALENTINO/BURGHDUFF
Motion carried 5-2-0 Mr. Johns and Ms. McIntosh opposed.

VII. BOARD DIRECTOR REPORT

Sean Gorman, Board Director, submitted a report from the Nursing Board APN Subcommittee Call-Out Meeting held on April 16, 2008. Mr. Gorman informed the Board that the Advance Practice Nurse Subcommittee, (APN subcommittee), should be created by Board vote on a motion. The following is a list of APN Subcommittee Members selected by the Board:

APN Subcommittee Members:

Brenda Lyon, Professor IU school of Nursing, CNS, Past ISNA President
Catherine Jones, Certified Nurse Midwife
Marcia Plant Jackson, Family Nurse Practitioner, CAPNI President-Elect
Cindy Wilson, Mental Health CNS, Ivy Tech Nursing Faculty
Samantha Meeks, Family Nurse Practitioner
Kathy Rich, Cardiovascular CNS
Jennifer Embree, CNS, IONE President-Elect, ISNA Board of Directors Rep.
Teresa Holland, CNS
Sally Hartman, Women's Health Nurse Practitioner
Sue Gabler, NP

Board action: A motion was made and seconded to create an advance practice nurse subcommittee to develop recommendations to the Indiana State Board of Nursing on rule changes and other measures for protecting and improving advance practice nursing in the State of Indiana. The subcommittee shall report to the Board its progress or recommendations at the regular monthly Board meeting scheduled for October 16, 2008.

SLAGLE/VALENTINO
Motion carried 7-0-0

Mr. Gorman informed the Board of the current Nursing Focus magazine article on the status of graduate nurses in Indiana has generated much needed discussion among hospital administrators in Indiana.

Mr. Gorman also informed the Board that he attended the collaborative consultation workshop sponsored by the Indiana Nursing Workforce Development Coalition and the Indiana Nursing Deans and Director's organization. The workshop was titled "One-Voice, One-Plan" and focused on brainstorming between stakeholders about creative solutions for addressing Indiana's nurse faculty shortages. Mr. Gorman informed the Board that he will make the report available to the Board Members when it is prepared and provided to the participants. The workshop participants were informed that the Board is specifically interested in learning how it might be of assistance in working toward the solution.

Mr. Gorman informed the Board of the upcoming events: April 22, 2008: Chronic Pain Subcommittee meeting at the TARA center, 1:00 PM to 3:00 PM., April 29, 2008 Salute to Nurses Awards luncheon at the Indiana Roof Ballroom and April 30, 2008 Education Subcommittee meeting at the Indiana Government Center South, Room W064, 1:00 PM.

VIII. PERSONAL APPEARANCES

A. Appearances for Applicants by Licensure

1. April Vincenski

Ms. Vincenski appeared before the Board regarding the positive response on her examination application. Ms. Vincenski informed the Board that she was charged with operating a vehicle while intoxicated on November 4, 2007.

Board Action: A motion was made and seconded to approve April Vincenski to sit for the examination. However, once she passes she will need to reappear before the Board.

SLAGLE/BURGHDUFF
Motion carried 7-0-0

2. Dee Anne Mirus

Ms. Mirus appeared before the Board regarding the positive response on her endorsement application. Ms. Mirus did not inform the Board that her license was disciplined in Kentucky in 1993. Ms. Mirus informed the Board that her license was disciplined for failing to meet the aids education requirement for reinstatement of her license. She was fined \$500.00 dollars.

Board Action: A motion was made and seconded to approve Dee Anne Mirus' application by endorsement.

BURGHDUFF/NARWOLD
Motion carried 7-0-0

3. Wendi Frederick

Ms. Frederick appeared before the Board regarding the positive response on her endorsement application. Ms. Frederick was placed on probation/consent agreement with random urine screens for the DUI's in April of 2003 and April of 2004. Ms. Frederick informed the Board that she also had a DUI charge in 1995 and she has had two assault charges that she pled nolo contendere to in 1987 and 1990. Ms. Frederick informed the Board that she completed Horizon drug and alcohol treatment in April of 2004 and has been sober since April 18, 2004. She continues to be an active member in AA. According to the NURSUS report, Ms. Frederick's license is on indefinite probation in the state of OH. Ms. Frederick informed the Board that she is unsure of the status of her OH license.

Board Action: A motion was made and seconded to deny Wendi Frederick's application for licensure by endorsement until she clears up her OH license.

SLAGLE/BURGHDUFF
Motion carried 7-0-0

4. Varre Wallace

Ms. Wallace did not appear before the Board.

Board Action: A motion was made and seconded to deny Varre Wallace's application for licensure by endorsement.

SLAGLE/BURGHDIFF
Motion carried 7-0-0

5. Darrell Lamb

Mr. Lamb appeared before the Board regarding his endorsement application. Mr. Lamb informed the Board that he has been arrested approximately ten times for various incidents. Most of the arrests were DUI's and domestic violence.

Board Action: A motion was made and seconded to deny Darrell Lamb's application by endorsement.

SLAGLE/VALENTINO
Motion carried 7-0-0

6. Alexzina Shaffer

Ms. Shaffer appeared before the Board regarding her examination application. Ms. Shaffer informed the Board that on December 29, 2007 she was charged with a DUI. Ms. Shaffer also informed the Board that the charge was reduced to a charge of public intoxication. She received a sentence of forty hours of community service, drug and alcohol assessment classes, one hundred eighty days informal probation and a promise to not drive for thirty days.

Board Action: A motion was made and seconded to approve Alexzina Shaffer's application by examination.

SLAGLE/JOHNS
Motion carried 7-0-0

B. Appearances for Applicants for Renewal

1. Danita Sue Evitts

Ms. Evitts did not appear before the Board. The Board reviewed Ms. Evitts application for renewal. Ms. Evitts had two separate incidents of theft by deception – cold checks in 2004 and 2003. Ms. Evitts also had a no insurance charge on her record from 2003.

Board Action: A motion was made and seconded to approve Danita Sue Evitts application for renewal.

SLAGLE/VALENTINO
Motion carried 7-0-0

2. Rhonda Frances Reddy

Ms. Reddy appeared before the Board regarding her application for renewal. Ms. Reddy informed the Board that she was terminated from Heartland Healthcare due to an incident of a fallen resident. Ms. Reddy's license is on probation with the Board and Ms. Reddy has been non-compliant with her probation order.

Board Action: A motion was made and seconded to approve Rhonda Frances Reddy's application for renewal. Further, the Respondent's license will remain on Indefinite Probation and Respondent must comply with her original probation order.

SLAGLE/VALENTINO
Motion carried 7-0-0

IX. ADMINISTRATIVE HEARINGS

A. The following hearings were continued:

- 1. State of Indiana v. Christopher James Foreman, L.P.N., License No. 27050226A**
Administrative Cause No. 2008 NB 018
Re: Disciplinary Hearing
- 2. State of Indiana v. Lisa Jo Wright, L.P.N., License No. 27047739A**
Administrative Cause No. 2008 NB 017
Re: Disciplinary Hearing

3. **State of Indiana v. Daryl Edward Leist, R.N., License No. 28100171A**
Administrative Cause No. 2008 NB 028
Re: Disciplinary Hearing
4. **State of Indiana v. Sharon Ann Kontra, R.N., License No. 28085679A**
Administrative Cause No. 98 NB 009
Re: Notice of Proposed Dismissal Order

- B. State of Indiana v. Tommy Poff, L.P.N., License No. 27052117A**
Administrative Cause No. 2008 NB 016
Re: Disciplinary Hearing

Parties and Counsel Present:

Respondent did not appear and was not represented by counsel.
Laura Wilford, Deputy Attorney General for State of Indiana

Participating Board Members:

Ms. Slagle (Hearing Officer)
Ms. Valentino
Mr. Johns
Ms. McIntosh
Mr. Burghduff
Ms. Ogle

Case Summary: A Complaint was filed on February 25, 2008 alleging the Respondent violated three counts of Indiana Code 25-1-9-4.

Board Action: A motion was made and seconded to issue a Notice of Proposed Default.

SLAGLE/VALENTINO
Motion carried 6-0-0

- C. State of Indiana v. Carol Jean Wright, R.N., License No. 28111867A**
Administrative Cause No. 2008 NB 019
Re: Disciplinary Hearing

Parties and Counsel Present:

Respondent did not appear and was not represented by counsel.
Laura Wilford, Deputy Attorney General for State of Indiana

Participating Board Members:

Ms. Slagle (Hearing Officer)
Ms. Valentino
Mr. Johns
Ms. McIntosh
Mr. Burghduff
Ms. Ogle

Case Summary: A Complaint was filed on February 25, 2008 alleging the Respondent violated one count of Indiana Code 25-1-9-4.

Board Action: A motion was made and seconded to issue a Notice of Proposed Default.

SLAGLE/JOHNS
Motion carried 6-0-0

- D. State of Indiana v. Destiny Danielle Hoffman, L.P.N., License No. 27050683A**
Administrative Cause No. 2008 NB 020
Re: Disciplinary Hearing & Motion for Continuance

Parties and Counsel Present:

Respondent did not appear and was not represented by counsel.
Laura Wilford, Deputy Attorney General for the State of Indiana

Participating Board Members:

Ms. Slagle (Hearing Officer)

Ms. Valentino
Mr. Johns
Ms. McIntosh
Mr. Burghduff
Ms. Ogle

Case Summary: A Complaint was filed on February 25, 2008 alleging the Respondent violated four counts of Indiana Code 25-1-9-4. A Motion for Continuance was filed on April 8, 2008 by the State of Indiana.

Board Action: A motion was made and seconded to approve the continuance for ninety (90) days.

SLAGLE/BURGHDUFF
Motion carried 6-0-0

E. State of Indiana v. Mary Ellen Venable, R.N., License No. 28098522A

Administrative Cause No. 99 NB 016
Re: Request for Reinstatement

Parties and Counsel Present:

Mary Ellen Venable, Respondent
Kevin McShane, Counsel for the Respondent
Laura Wilford, Deputy Attorney General for the State of Indiana

State's Witness:

Charles Lindquist, ISNAP Program Director

Participating Board Members:

Ms. Slagle (Hearing Officer)
Ms. Valentino
Mr. Johns
Ms. McIntosh
Mr. Burghduff
Ms. Ogle
Ms. Narwold

Case Summary: Respondent's license was placed on Indefinite Suspension at the January 17, 2008 Board meeting. The Final Order was filed on February 11, 2008.

Board Action: A motion was made and seconded to reinstate the Respondent's license on Indefinite Probation. Respondent may not request withdrawal of probation until completion of her ISNAP contract and Respondent must pay a fine in the amount of \$750.00 dollars.

SLAGLE/JOHNS
Motion carried 7-0-0

F. State of Indiana v. Bernerd Orelus Henderson, R.N., License No. 28129860A

Administrative Cause No. 2008 NB 027
Re: Disciplinary Hearing

Parties and Counsel Present:

Respondent did not appear and was not represented by counsel.
Morgan Wills, Deputy Attorney General for the State of Indiana

Participating Board Members:

Ms. Slagle (Hearing Officer)
Ms. Valentino
Mr. Johns
Ms. McIntosh
Mr. Burghduff
Ms. Ogle

Case Summary: A Complaint was filed on February 28, 2008 alleging the Respondent violated one count of Indiana Code 25-1-9-4.

Board Action: A motion was made and seconded to issue a Notice of Proposed Default.

SLAGLE/JOHNS
Motion carried 6-0-0

- G. State of Indiana v. Gidget Sue Ferdon, R.N., License No. 28135257A**
Administrative Cause No. 2005 NB 0096
Re: Request to Withdraw Probation

Parties and Counsel Present:

Gidget Sue Ferdon, Respondent
Morgan Wills, Deputy Attorney General for the State of Indiana

Witness for the State:

Charles Lindquist, ISNAP Program Director

Participating Board Members:

Ms. Slagle (Hearing Officer)
Ms. Valentino
Mr. Johns
Ms. McIntosh
Mr. Burghduff
Ms. Ogle
Ms. Narwold

Case Summary: Respondent's license was placed on Indefinite Probation at the April 21, 2005 Board meeting. The Decision on License Renewal was filed on May 4, 2005.

Board Action: A motion was made and seconded to withdraw the Probation.

JOHNS/BURGHDIFF
Motion carried 6-0-1 Ms. McIntosh abstained.

- H. State of Indiana v. Heather Lynn Altic, R.N., License No. 28165105A**
Administrative Cause No. 2004 NB 0186
Re: Request to Withdraw Probation

Parties and Counsel Present:

Heather Lynn Altic, Respondent
Morgan Wills, Deputy Attorney General for the State of Indiana

Witness for the State:

Charles Lindquist, ISNAP Program Director

Participating Board Members:

Ms. Slagle (Hearing Officer)
Ms. Valentino
Mr. Johns
Ms. McIntosh
Mr. Burghduff
Ms. Ogle
Ms. Narwold

Case Summary: Respondent's license was placed on Indefinite Probation at the November 13, 2007 Board meeting. The Decision on License Renewal was filed on December 21, 2007.

Board Action: A motion was made and seconded to withdraw the probation from the Respondent's license.

VALENTINO/JOHNS
Motion carried 7-0-0

- I. State of Indiana v. Mary M. Cole, L.P.N. License No. 27037218A**
Administrative Cause No. 2003 NB 0102
Re: Order to Show Cause

Parties and Counsel Present:

Mary M. Cole, Respondent
Morgan Wills, Deputy Attorney General for the State of Indiana

Witness for the State:

Charles Lindquist, ISNAP Program Director

Witness for the Respondent:

Stacy Stand

Participating Board Members:

Ms. Slagle (Hearing Officer)

Ms. Valentino

Mr. Johns

Ms. McIntosh

Mr. Burghduff

Ms. Ogle

Ms. Narwold

Case Summary: Respondent's license was placed on Indefinite Probation at the December 22, 2003 Board meeting. The Final Order and Approval was filed on December 22, 2003. An Order to Show Cause was filed on March 14, 2008.

Board Action: A motion was made and seconded to allow the Respondent's license to remain on Indefinite Probation. Further, Respondent must be in full compliance with ISNAP within sixty (60) days, pay a fine in the amount of \$250.00 dollars and costs to the Attorney General's Office and PLA.

SLAGLE/VALENTINO

Motion carried 7-0-0

J. State of Indiana v. Yvonne Kerkes-Wood, L.P.N., License No. 27050229A

Administrative Cause No. 2004 NB 0172

Re: Order to Show Cause

Parties and Counsel Present:

Yvonne Kerkes-Wood, Respondent

Laura Wilford, Deputy Attorney General for the State of Indiana

Witness for the State:

Charles Lindquist, ISNAP Program Director

Participating Board Members:

Ms. Slagle (Hearing Officer)

Ms. Valentino

Mr. Johns

Ms. McIntosh

Mr. Burghduff

Ms. Ogle

Ms. Narwold

Case Summary: Respondent's license was placed on Indefinite Probation sixty (60) days after the January 25, 2006 Board Order. The Findings of Fact was filed on January 25, 2006. An Order to Show Cause was filed on March 14, 2008.

Board Action: A motion was made and seconded to allow the Respondent's license to remain on Indefinite Probation. Further, Respondent must be in full compliance with ISNAP within sixty (60) days, pay a fine in the amount of \$250.00 dollars and costs to the Attorney General's Office and PLA.

SLAGLE/MCINTOSH

Motion carried 7-0-0

K. State of Indiana v. Tammy Sue Powers, R.N., License No. 28135487A

Administrative Cause No. 2005 NB 0208

Re: Request to Withdraw Probation

Parties and Counsel Present:

Tammy Sue Powers, Respondent

Dale Starkes, Counsel for the Respondent

Morgan Wills, Deputy Attorney General for the State of Indiana

Witness for the State:

Charles Lindquist, ISNAP Program Director

Participating Board Members:

Ms. Slagle (Hearing Officer)

Ms. Valentino

Mr. Johns

Ms. McIntosh

Mr. Burghduff

Ms. Ogle

Ms. Narwold

Case Summary: Respondent's license was placed on Indefinite Probation at the December 15, 2005 Board meeting. The Decision on License Renewal was filed on December 28, 2005.

Board Action: A motion was made and seconded to withdraw the probation on the Respondent's license.

SLAGLE/VALENTINO

Motion carried 7-0-0

L. State of Indiana v. Arlene Nicodemus, L.P.N., License No. 27041985A

Administrative Cause No. 2006 NB 0153

Re: Request to Withdraw Probation

Parties and Counsel Present:

Arlene Nicodemus, Respondent

Morgan Wills, Deputy Attorney General for the State of Indiana.

Witness for the Respondent:

Charles Lindquist, ISNAP Program Director

Participating Board Members:

Ms. Slagle (Hearing Officer)

Ms. Valentino

Mr. Johns

Ms. McIntosh

Mr. Burghduff

Ms. Ogle

Ms. Narwold

Case Summary: The Respondent's license was placed on Indefinite Probation at the November 16, 2006 Board meeting. The Decision on License Renewal was filed on December 6, 2006.

Board Action: A motion was made and seconded to withdraw the Probation from the Respondent's license.

SLAGLE/BURGHDUFF

Motion carried 7-0-0

M. State of Indiana v. Edward Allen Van Arsdall, R.N. License No. 28110734A

Administrative Cause No. 2007 NB 0188

Re: Order to Show Cause

Parties and Counsel Present:

Respondent did not appear and was not represented counsel.

Morgan Wills, Deputy Attorney General for the State of Indiana

Witness for the State:

Charles Lindquist, ISNAP Program Director

Participating Board Members:

Ms. Slagle (Hearing Officer)

Ms. Valentino

Mr. Johns

Ms. McIntosh

Mr. Burghduff

Ms. Ogle

Case Summary: Respondent's license was placed on Indefinite Suspension at the December 13, 2007 Board meeting. The Decision on License Renewal was filed on December 27, 2007. An Order to Show Cause was filed on March 20, 2008.

Board Action: A motion was made and seconded to issue a Notice of Proposed Default.

VALENTINO/SLAGLE
Motion carried 6-0-0

A motion was made and seconded to place the Respondent's license on Summary Suspension for a period of ninety (90) days.

BURGHDUFF/SLAGLE
Motion carried 6-0-0

N. State of Indiana v. Larry Rogge, R. N., License No. 28102146A

Administrative Cause No. 2007 NB 0152

Re: Order to Show Cause

Parties and Counsel Present:

Respondent did not appear and was not represented by counsel.
Morgan Wilford, Deputy Attorney General for the State of Indiana

Witness for the State:

Charles Lindquist, ISNAP Program Director

Participating Board Members:

Ms. Slagle (Hearing Officer)
Ms. Valentino
Mr. Johns
Ms. McIntosh
Mr. Burghduff
Ms. Ogle

Case Summary: Respondent's license was placed on Indefinite Probation at the October 18, 2007 Board meeting. The Decision on License Renewal was filed on October 26, 2007. An Order to Show Cause was filed on March 20, 2008.

Board Action: A motion was made and seconded to issue a Notice of Proposed Default.

BURGHDUFF/VALENTINO
Motion carried 6-0-0

A motion was made and seconded to place the Respondent's license on Summary Suspension for a period of ninety (90) days.

JOHNS/VALENTINO
Motion carried 6-0-0

O. State of Indiana v. Teresa Jo Hall, R.N., License No. 28142751A

Administrative Cause No. 2003 NB 0005

Re: Order to Show Cause

Parties and Counsel Present:

Teresa Jo Hall, Respondent
Morgan Wills, Deputy Attorney General for the State of Indiana

Witness for the State:

Charles Lindquist, ISNAP Program Director
Diana Sue Hupe
Alicia Kay Peacock

Participating Board Members:

Ms. Slagle (Hearing Officer)
Ms. Valentino

Mr. Johns
Ms. McIntosh
Mr. Burghduff
Ms. Ogle
Ms. Narwold

Case Summary: Respondent's license was placed on Indefinite Probation at the January 19, 2006 Board meeting. The Findings of Fact and Order was filed on March 13, 2006. An Order to Show Cause was filed on March 20, 2008.

Board Action: A motion was made and seconded to place the Respondent's license on Indefinite Suspension. Prior reinstatement, Respondent must have six (6) months of compliance with ISNAP, pay a fine in the amount of \$500.00 dollars.

SLAGLE/JOHNS
Motion carried 7-0-0

P. State of Indiana v. Jennifer Lynn Buchta, R.N., License No. 28149569A

Administrative Cause No. 2005 NB 0134

Re: Order to Show Cause

Parties and Counsel Present:

Respondent did not appear and was not represented by counsel
Morgan Wills, Deputy Attorney General for the State of Indiana

Witness for the State:

Charles Lindquist, ISNAP Program Director

Participating Board Members:

Ms. Slagle (Hearing Officer)
Ms. Valentino
Mr. Johns
Ms. McIntosh
Mr. Burghduff
Ms. Ogle

Case Summary: Respondent's license was placed on Indefinite Probation at the July 19, 2007 Board meeting. The Findings of Fact, Conclusions of Law and Order was filed on July 27, 2007. An Order to Show Cause was filed on March 20, 2008.

Board Action: A motion was made and seconded to place the Respondent's license on Indefinite Suspension for a period of one (1) year of continuous compliance with ISNAP. Further, Respondent must pay a fine in the amount of \$750.00 dollars within one (1) year of the Final Order.

SLAGLE/VALENTINO
Motion carried 6-0-0

Q. State of Indiana v. Mary Elisabeth White, R.N., License No. 28152378A

Administrative Cause No. 2005 NB 0193

Re: Request for Reinstatement

Parties and Counsel Present:

Mary Elisabeth White, Respondent.
Laura Wilford, Deputy Attorney General for the State of Indiana

Participating Board Members:

Ms. Slagle (Hearing Officer)
Ms. Valentino
Mr. Johns
Ms. McIntosh
Mr. Burghduff
Ms. Ogle
Ms. Narwold

Case Summary: Respondent's license was placed on Indefinite Suspension at the April 20, 2006 Board meeting. The Findings of Fact and Order was filed on May 8, 2006.

Board Action: A motion was made and seconded to place the Respondent's license on Indefinite Probation. Further, Respondent may not petition for withdrawal of probation until her Texas probation is completed.

SLAGLE/VALENTIO
Motion carried 6-0-1 Ms. McIntosh abstained.

R. State of Indiana v. Stephen Patrick Ohm, R.N., License No. 28096878A

Administrative Cause No. 2006 NB 0102
Re: Order to Show Cause

Parties and Counsel Present:

Respondent did not appear and was not represented by counsel.
Laura Wilford, Deputy Attorney General for the State of Indiana

Participating Board Members:

Ms. Slagle (Hearing Officer)
Ms. Valentino
Mr. Johns
Ms. McIntosh
Mr. Burghduff
Ms. Ogle

Case Summary: Respondent's license was placed on Indefinite Suspension at the October 19, 2006 Board meeting. The Findings of Fact, Ultimate Findings of Fact and Order of Default was filed on October 30, 2006. An Order to Show Cause was filed on March 20, 2008.

Board Action: A motion was made and seconded to reschedule the Respondent's hearing.

SLAGLE/BURGDUFF
Motion carried 6-0-0

S. State of Indiana v. Joanna Lynn Duncan, L.P.N., License No. 2729900A

Administrative Cause No. 2005 NB 0124
Re: Request to Withdraw Probation

Parties and Counsel Present:

Joanna Lynn Duncan, Respondent
Laura Wilford, Deputy Attorney General for the State of Indiana

Participating Board Members:

Ms. Valentino (Hearing Officer)
Ms. Slagle
Mr. Johns
Ms. McIntosh
Mr. Burghduff
Ms. Ogle
Ms. Narwold

Case Summary: Respondent's license was placed on Indefinite Probation at the January 19, 2006 Board meeting. The Settlement, Findings of Fact, Ultimate Findings of Fact, Conclusions of Law and Order was filed on February 1, 2006.

Board Action: A motion was made and seconded to withdraw the probation from the Respondent's license.

BURGHDUFF/SLAGLE
Motion carried 7-0-0

T. State of Indiana v. Diane McKee, R.N., License No. 28098761A

Administrative Cause No. 2003 NB 0165
Re: Order to Show Cause

Parties and Counsel Present:

Diane McKee, Respondent
Laura Wilford, Deputy Attorney General for the State of Indiana

Witness for the State:

Charles Lindquist, ISNAP Program Director

Participating Board Members:

Ms. Slagle (Hearing Officer)
Ms. Valentino
Mr. Johns
Ms. McIntosh
Mr. Burghduff
Ms. Ogle
Lynda Narwold

Case Summary: Respondent's license was placed on Indefinite Probation at the October 18, 2007 Board meeting. The Findings of Fact, Conclusions of Law and Order was filed on October 25, 2007. An Order to Show Cause was filed on March 25, 2008.

Board Action: A motion was made and seconded to place the Respondent's license on Indefinite Suspension for a period of six (6) months of continuous compliance with ISNAP. Further, Respondent must pay a fine in the amount of \$250.00 dollars prior to petitioning for reinstatement.

SLAGLE/VALENTINO
Motion carried 7-0-0

U. State of Indiana v. Kathleen Christina Albers Allen, R.N., License No. 28095891A

Administrative Cause No. 2002 NB 0085

Re: Request to Withdraw Probation

Parties and Counsel Present:

Kathleen Christina Albers Allen, Respondent
Morgan Wills, Deputy Attorney General for the State of Indiana

Participating Board Members:

Ms. Slagle (Hearing Officer)
Ms. Valentino
Mr. Johns
Ms. McIntosh
Mr. Burghduff
Ms. Ogle

Case Summary: Respondent's license was placed on Indefinite Probation at the June 15, 2006 Board meeting. The Decision Vacating Order to Show Cause, Lifting Emergency Suspension and Modifying Probation was filed on June 26, 2006.

Board Action: A motion was made and seconded to withdraw the probation from the Respondent's license.

SLAGLE/BURGHDUFF
Motion carried 5-0-1 Mr. Johns abstained.

V. State of Indiana v. Thomas Hornbeck, R.N., License No. 28142479A

Administrative Cause No. 2007 NB 0101

Re: Request to Withdraw Probation

Parties and Counsel Present:

Thomas Hornbeck, Respondent
Morgan Wills, Deputy Attorney General for the State of Indiana

Participating Board Members:

Ms. Slagle (Hearing Officer)
Ms. Valentino
Mr. Johns
Ms. McIntosh
Mr. Burghduff
Ms. Ogle
Lynda Narwold

Case Summary: Respondent's license was placed on Indefinite Probation at the September 20, 2007 Board meeting. The Findings of Fact and Order was filed on September 27, 2007.

Board Action: A motion was made and seconded to withdraw the probation from the Respondent's license.

SLAGLE/JOHNS
Motion carried 7-0-0

W. State of Indiana v. Shan Walker Ashurst, L.P.N., License No. 27014770A

Administrative Cause No. 2007 NB 0185
Re: Order to Show Cause

Parties and Counsel Present:

Shan Walker Ashurst, Respondent
Morgan Wills, Deputy Attorney General for the State of Indiana

Witness for the State:

Charles Lindquist, ISNAP Program Director

Participating Board Members:

Ms. Slagle (Hearing Officer)
Ms. Valentino
Mr. Johns
Ms. McIntosh
Mr. Burghduff
Ms. Ogle

Case Summary: Respondent's license was placed on Indefinite Probation at the January 17, 2008 Board meeting. The Findings of Fact, Conclusions of Law and Order was filed on February 11, 2008. An Order to Show Cause was filed on April 9, 2008.

Board Action: A motion was made and seconded to place the Respondent's license on Indefinite Suspension for a period of six (6) months of compliance with ISNAP. Further, Respondent must pay a fine in the amount of \$500.00 dollars prior to petitioning for reinstatement.

SLAGLE/OGLE
Motion carried 6-0-0

X. State of Indiana v. Jennifer Sue Manor Davison, L.P.N., License No. 27053741A

Administrative Cause No. 2008 NB 049
Re: Petition for Summary Suspension

Parties and Counsel Present:

Respondent did not appear and was not represented by counsel.
Laura Wilford, Deputy Attorney General for the State of Indiana

Participating Board Members:

Ms. Slagle (Hearing Officer)
Ms. Valentino
Mr. Johns
Ms. McIntosh
Mr. Burghduff
Ms. Ogle

Case Summary: A Petition for Summary Suspension was filed on April 9, 2008.

Board Action: A motion was made and seconded to place the Respondent's license on Summary Suspension for a period of ninety (90) days.

VALENTINO/BURGHDUFF
Motion carried 6-0-0

Y. State of Indiana v. Barbara Ann Norris, R.N., N.P., License Nos. 28094810A, 71001043A & 71001043B

Administrative Cause No. 2008 NB 049
Re: Petition for Summary Suspension

Parties and Counsel Present:

Respondent did not appear and was not represented by counsel.
Morgan Wills, Deputy Attorney General for the State of Indiana

Participating Board Members:

Ms. Slagle (Hearing Officer)
Ms. Valentino
Mr. Johns
Ms. McIntosh
Mr. Burghduff
Ms. Ogle

Case Summary: A Petition for Summary Suspension was filed on April 15, 2008.

Board Action: A motion was made and seconded to place the Respondent's license on Summary Suspension for a period of ninety (90) days.

VALENTINO/SLAGLE
Motion carried 6-0-0

A motion was made and seconded to request that the Respondent surrender her Controlled Substance Registration license immediately.

SLAGLE/VALENTINO
Motion carried 6-0-0

X. NOTICE OF PROPOSED DEFAULTS

A. State of Indiana v. Nicole Renaye Freese, R.N., License No. 28135744A

Administrative Cause No. 2008 NB 003
Re: Notice of Proposed Default

Parties and Counsel Present:

Respondent did not appear and was not represented by counsel.
Morgan Wills, Deputy Attorney General for the State of Indiana

Participating Board Members:

Ms. Slagle (Hearing Officer)
Ms. Valentino
Mr. Johns
Ms. McIntosh
Mr. Burghduff
Ms. Ogle

Case Summary: Respondent did not appear at the hearing scheduled on February 21, 2008. The Notice of Proposed Default was filed on March 10, 2008.

Board Action: A motion was made and seconded to hold the Respondent in Default.

SLAGLE/VALENTINO
Motion carried 6-0-0

A motion was made and seconded to place the Respondent's license on Indefinite Suspension for a period of one (1) year of continuous compliance with ISNAP. Further, Respondent must pay a fine in the amount of \$500.00 dollars, pay costs to the Attorney General's Office and PLA prior to petitioning for reinstatement.

SLAGLE/VALENTINO
Motion carried 6-0-0

XI. DELIBERATION AND POSSIBLE ISSUANCE OF FINAL ORDERS

A. Settlement Agreements

1. State of Indiana v. Trena J. Busch, L.P.N. License No. 27051921A

Administrative Cause No. 2008 NB 026
Re: Settlement Agreement

Parties and Counsel Present:

Respondent did not appear and was not represented by counsel.
Laura Wilford, Deputy Attorney General for the State of Indiana

Participating Board Members:

Ms. Slagle (Hearing Officer)
Ms. Valentino
Mr. Johns
Ms. McIntosh
Mr. Burghduff
Ms. Ogle

Case Summary: A Settlement Agreement was filed on March 19, 2008. The Agreement included a fine in the amount of \$250.00 dollars.

Board Action: A motion was made and seconded to accept the Agreement.

VALENTINO/BURGHDUFF
Motion carried 6-0-0

2. State of Indiana v. Theresa Renee Fisher, L.P.N., License No. 27025471A

Administrative Cause No. 2008 NB 025

Re: Settlement Agreement

Parties and Counsel Present:

Respondent did not appear and was not represented by counsel.
Laura Wilford, Deputy Attorney General for the State of Indiana

Participating Board Members:

Ms. Slagle (Hearing Officer)
Ms. Valentino
Mr. Johns
Ms. McIntosh
Mr. Burghduff
Ms. Ogle

Case Summary: A Settlement Agreement was filed on April 7, 2008. The Agreement included a fine in the amount of \$250.00 dollars.

Board Action: A motion was made and seconded to accept the Agreement.

SLAGLE/VALENTINO
Motion carried 6-0-0

3. State of Indiana v. Jennifer Marie Gilley, R.N., License No. 28158896A

Administrative Cause No. 2008 NB 024

Re: Settlement Agreement

Parties and Counsel Present:

Respondent did not appear and was not represented by counsel.
Laura Wilford, Deputy Attorney General for the State of Indiana

Participating Board Members:

Ms. Slagle (Hearing Officer)
Ms. Valentino
Mr. Johns
Ms. McIntosh
Mr. Burghduff
Ms. Ogle

Case Summary: A Settlement Agreement was filed on April 2, 2008. The Agreement included placing the Respondent's license on Indefinite Suspension, a fine in the amount of \$500.00 dollars, and six (6) hours of CEU's in ethics.

Board Action: A motion was made and seconded to accept the Agreement.

SLAGLE/MCINTOSH
Motion carried 6-0-0

XII. ADJOURNMENT

There being no further business, and having completed its duties, the meeting of the Indiana State Board of Nursing adjourned at 6:30 p.m.

Carolyn Slagle, R.N., C.N.S., President

Date

Jerry Burghduff, L.P.N., Secretary

Date