

INDIANA STATE BOARD OF NURSING

INDIANA GOVERNMENT CONFERENCE CENTER
ROOM A
302 WEST WASHINGTON STREET
INDIANAPOLIS, INDIANA 46204

MINUTES OF AUGUST 19, 2004

Laurie Peters, R.N., President, called the meeting to order at 8:10 a.m. and declared a quorum in accordance with IC 25-23-1-5.

Members Present: Laurie Peters, R.N., President
Mervin Helmuth, R.N., Vice President
Darla Jones, L.P.N., Secretary
Ann Parker, R.N., Member Mervin
Carolyn Slagle, R.N., C.N.S., Member
Susan Dye, R.N., Member
Laurel Valentino, R.N., Member
Janis Shook, L.P.N., Member

Members Absent: Traci Little, JD, Consumer Member

Staff Present: Kristen Kelley, Board Director
Health Professions Bureau
Jody Edens, Assistant Board Director
Health Professions Bureau
Gordon White, Deputy Attorney General
Office of the Attorney General

The Board voted to adopt the agenda and addendum as amended.

Jones/Valentino, 8/0/0

The Board voted to adopt the minutes of the July 15, 2004 meeting.

Helmuth/Jones, 7/0/1, with Ms. Peters abstaining

INDIANA STATE NURSES ASSISTANCE PROGRAM

Donna Goch, Program Director informed the Board that as of July 31, 2004, there were 449 nurses actively involved with ISNAP. She gave a copy of the quarterly report to each Board member to review. She informed the Board that as of July 1,

2004, Compass Vision Incorporated has assumed the responsibility as the contractor for the Indiana State Nurses Assistance Program and will provide the monitoring services for the program. She introduced Kim McKown, President of Compass Vision. Ms. McKown presented a statement of work packet to each Board member and explained how Compass Vision operates. Ms. McKown explained to the Board that they are working on having standardized evaluations so all treatment providers will be completing the same evaluations on possible candidates for the program. Compass Vision has been doing health care monitoring for eight (8) years. They are working with thirty-eight (38) Boards in twelve (12) States.

DISCUSSION

Indiana State Department of Health – Surveys for LPN renewals – Claudia Segal was present for this discussion. Claudia gave each Board member a copy of the preliminary results from the survey information obtained from the RN renewal cycle last year. She said that the data was able to be turned around in a year, due to the electronic format. She explained to the members what each chart represented. She thanked the Board for allowing the survey to continue with the upcoming LPN renewals. Laurie Peters indicated that she would like to see the 1997 survey data vs. the current survey data.

In the Matter of Linda Norborg Kusz, RN, License No. 28079638A, Cause No. 94 NB 030 RE: Objection to the Findings of Fact and Order of July 26, 2004 – Ms Norborg Kusz, by letter, objected to her Findings of Fact and Order of July 26, 2004. Ms. Norborg Kusz did not appear. The State of Indiana was represented by Steven Douglas, Deputy Attorney General for this matter. Mr. Douglas reminded the Board that Ms. Norborg Kusz's ISNAP contract was closed and that ISNAP indicated she has case dynamics of being a risk to the public health and safety should she be allowed to continue to practice. The Board had previously placed her on Summary Suspension. Her license was then defaulted and placed on Indefinite Suspension for a period of three (3) years. After discussion the Board moved to DENY her objection.

Peters/Slagle, 8/0/0

EDUCATION

Indiana State University/College Network – Online LPN to BSN Program – Dr. Mary Bennett and Esther Acree were present from Indiana State University (ISU). Greg O'Brian and Joan Isaacs, Attorney was present from College Network. In October 2003, the Board approved an LPN to BSN program at Indiana State University. However, at the time this was approved it was for an on-campus program not for an on-line program. College Network provides the testing so applicants may test out of the general education courses. The nursing courses are developed and graded by faculty at ISU. ISU indicated they do not have students in clinicals yet but the course

faculty will be responsible for the clinicals and the preceptors. They indicated that they will follow the 10-1 ratio of students to preceptor

The Board asked how they would be able to survey the program if the clinical sites and students are in other states. They indicated that perhaps it could be done electronically or via conference call.

There are currently 500 taking the general ed courses and out of these 500, there may be 50 ready for the nursing program next year. They have to meet a minimum of 124 gen ed credits. When students take the boards, the pass rates will be reflected on the ISU program.

They indicated that students can test out of OB & Pediatrics but must do the clinicals. They will be done with a preceptor in their local community. Nursing Care of Adults is a test out also. It was asked whether the faculty will have be able to meet physically with the preceptors, and they indicated that is possible, they do have travel funds. They will have contracts with clinical sites and preceptors. Preceptors must have a BSN or MSN and be employed at that facility for at least 2 years. The preceptors do the evaluations of students and there is regular testing over didactic and clinicals online.

Kristen Kelley indicated that there is some confusion on who is actually going to be granting the degree. Students, parents, other state boards and National Council of State Boards of Nursing, to name a few, have been calling the board asking whether the nursing program, College Network, is approved by the Board. This needs to be made clearer, especially on the brochure.

After this discussion the Board voiced concerns and requested that Indiana State University provide the Board with the following information for the LPN to BSN online program:

- List of faculty
- List of preceptors
 - Specifically listing the preceptors and the number of students that are under each preceptor.
- List of clinical facilities
- Number of potential students
- An outline of the program track from Gen Ed to the end of the program, including the number of classroom hours, the number of clinical hours and the number of lab hours
- Information addressing who will track the students through the program
- Revised brochure clearly defining the role of College Network.

The Board will review and discuss the information requested once it is received.

Let the record reflect that Susan Dye left for the day.

ADMINISTRATIVE HEARINGS

The following hearings were continued.

Robin Hanlon, LPN, License No. 27042145A, Cause No. 2004 NB 0074
Misty C. Bailey, LPN, License No. 27036077A, Cause No. 2003 NB 0145
Melissa Sue Estell, LPN, License No. 27033205A, Cause No. 2004 NB 0016
Betty Jane Wilson Grant, LPN, License No. 27023616A, Cause No. 2004 NB 0009
Sabrina Ramirez, RN, License No. 28123031A, Cause No. 2003 NB 0080

Let the record reflect that Carolyn Slagle left the meeting to attend to the personal appearances.

Christopher Foreman, LPN, License No. 27050226A, Cause No. 2001 NB 097
Respondent did appear in person and was not represented by counsel regarding a Request to Withdraw the Order of Probation scheduled before the Board. The State of Indiana was not represented and the court reporter sworn in for this matter was Linda Merkl. Mr. Foreman informed the Board that he successfully completed his ISNAP contract in November 2003. His sobriety date is August 1998 and he has been employed with Columbus Regional Hospital ER department for the past five (5) years. He respectfully requests that his license be taken off of probation. After having considered the evidence presented and taking official notice of its file in this matter the Board moved to APPROVE the WITHDRAWAL of PROBATION from the Respondent's license.

Peters/Jones, 6/0/0

Jayne Erbeck, RN, License No. 28080962A, Cause No. 99 NB 013
Respondent did appear in person and was represented by Bill Coughlin regarding a Request to Reinstate and Motion to Dismiss Petition for Restoration of License scheduled before the Board. The State of Indiana was represented by James Holden, Deputy Attorney General and the court reporter sworn in for this matter was Linda Merkl. Mr. Holden informed the Board that the Respondent's request for restoration is premature. According to the Findings of Fact and Order she cannot request this until April 2006. Mr. Holden indicated that the Board does not have jurisdiction in this matter. Mr. Coughlin informed the Board that the Respondent had action going on at the same time in both Illinois and Indiana. The Respondent send copies of her drug screens to Mr. Holden and asked in writing for a settlement, as she couldn't afford an attorney for her Indiana case. She indicated that she never heard anything. Gordon White, Deputy Attorney General, advised the Board that regardless of what Mr. Holden stated, the Board does have the legal authority to lift the suspension if that is what they want to do. After having considered the evidence presented and taking its file into consideration the Board moved to DISMISS this matter and informed the Respondent she can request another hearing in April 2006.

Peters/Helmuth, 4/2/0, with Ms. Jones and Ms. Shook objecting

Peggy Sue Couse, LPN, License No. 27037236A, Cause No. 2003 NB 0017

Respondent did not appear in person and was not represented by counsel regarding a Disciplinary Hearing/Renewal of Summary Suspension scheduled before the Board. The State of Indiana was represented by James Holden, Deputy Attorney General and the court reporter sworn in for this matter was Linda Merkl. An agreement between the Respondent and the Attorney General's Office was presented to the Board by James Holden, Deputy Attorney General. The agreement included PERMANENT REVOCATION of the Respondent's license. After having considered the evidence presented and taking official notice of its file in this matter the Board moved to ACCEPT the settlement.

Peters/Jones, 6/0/0

Let the record reflect that Carolyn Slagle returned to the meeting during the following hearing.

Marla J. Thompson, RN, License No. 28135683A, Cause No. 2004 NB 0057

Respondent did not appear in person and was not represented by counsel regarding a Disciplinary Hearing/Renewal of Summary Suspension scheduled before the Board. The State of Indiana was represented by Shelley Johnson, Deputy Attorney General and the court reporter sworn in for this matter was Linda Merkl. An agreement between the Respondent and the Attorney General's Office was presented to the Board by Shelley Johnson, Deputy Attorney General. The agreement included RENEWAL of the SUMMARY SUSPENSION until the September 16, 2004, Board meeting. After having considered the evidence presented and taking official notice of its file in this matter the Board moved to ACCEPT the agreement.

Peters/Shook, 6/0/1, with Ms. Slagle abstaining

Loretta Lynn Bex, LPN, License No. 27045250A, Cause No. 2004 NB 0103

Respondent did appear in person and was not represented by counsel regarding a Settlement Agreement scheduled before the Board. The State of Indiana was represented by James Holden, Deputy Attorney General and the court reporter sworn in for this letter was Linda Merkl. A settlement agreement between the Respondent and the Attorney General's Office was presented to the Board by James Holden, Deputy Attorney General. The agreement included INDEFINITE PROBATION for a period of three (3) years with terms and conditions. The agreement also included twelve (12) hours of continuing education focusing on patient care, medicine administration and documentation. The continuing education courses must be approved by the Indiana State Nurses Association. After having considered the evidence presented and taking official notice of its file in this matter the Board moved to ACCEPT the settlement.

Peters/Helmuth, 7/0/0

Beth Ann Pearson, RN, License No. 27041791A, Cause No. 2004 NB 0001

Respondent did not appear in person and was not represented by counsel regarding a Disciplinary Hearing scheduled before the Board. The State of Indiana was represented by James Holden, Deputy Attorney General and the court reporter sworn in for this matter was Linda Merkl. A settlement agreement between the Respondent, her Counsel and the Attorney General's Office was presented to the Board by James Holden, Deputy Attorney General. The agreement included INDEFINITE PROBATION for a period of one (1) year with terms and conditions and a fine of \$500.00. After having considered the evidence presented and taking official notice of its file in this matter the Board moved to ACCEPT the settlement agreement.

Peters/Helmuth, 7/0/0

Carla Jean Jackson, LPN, License No. 27031266A, Cause No. 2004 NB 0064

Respondent did appear in person and was not represented by counsel regarding a Disciplinary Hearing scheduled before the Board. The State of Indiana was represented by James Holden, Deputy Attorney General and the court reporter sworn in for this matter was Linda Merkl. An agreement between the Respondent and the Attorney General's Office was presented to the Board by James Holden, Deputy Attorney General. The agreement included INDEFINITE PROBATION for a period of five (5) years with terms and conditions. The agreement also included a \$250.00 fine. After having considered the evidence presented and taking official notice of its file in this matter the Board moved to ACCEPT the agreement.

Peters/Jones, 7/0/0

Lisa Michelle Amick, RN, License No. 28111944A, Cause No. 2004 NB 0121

Respondent did not appear in person and was not represented by counsel regarding a Settlement Agreement scheduled before the Board. The State of Indiana was represented by James Holden, Deputy Attorney General and the court reporter sworn in for this matter was Linda Merkl. The settlement agreement between the Respondent, her counsel and the Attorney General's Office was presented to the Board by James Holden, Deputy Attorney General. The settlement included a LETTER OF REPRIMAND and a \$250.00 fine. After having considered the evidence presented and taking official notice of its file in this matter the Board moved to ACCEPT the settlement agreement.

Peters/Helmuth, 7/0/0

Colleen Lynn Larivee, LPN, License No. 27016432A, Cause No. 2004 NB 0074

Respondent did appear in person and was represented by Tamara Sparks regarding a Disciplinary Hearing scheduled before the Board. The State of Indiana was represented by Steven Douglas, Deputy Attorney General and the court reporters sworn in for this matter were Linda Merkl and Charlotte Hedrick. Brian Schroeder,

Pat Schultz and David Ashbaugh were sworn in as witnesses to testify for the State. All witnesses testified that they heard the Respondent yell at a resident. Mr. Ashbaugh conducted the investigation and indicated that the two witnesses gave him the same story. The facility is in substantial compliance with ISDH. He also interviewed the Respondent who felt she did not do anything inappropriate. His conclusion was that it was inappropriate and it was a single traumatic event, therefore the Respondent was dismissed from her position at the facility. The Respondent informed the Board that she found the Resident in his room almost naked, she placed him in a chair covered him up and went to retrieve something from the bathroom. When she returned, the Respondent was standing up with his feet tangled in his depends undergarment and was leaning forward. She indicated it looked as if he was about to go face forward onto the floor and she did yell "E.B. sit down" because she did not want him falling and hurting himself. After having considered the evidence presented, testimony of the witnesses and taking official notice of its file in this matter the Board moved to DISMISS the complaint.

Jones/Parker, 6/0/1, with Mr. Helmuth abstaining

Shirley M. Fisher, RN, License No. 28059632A, Cause No. 2004 NB 0098

Respondent did not appear in person and was not represented by counsel regarding a Settlement Agreement scheduled before the Board. The State of Indiana was represented by James Holden, Deputy Attorney General and the court reporter sworn in for this matter was Charlotte Hedrick. A settlement agreement between the Respondent, her counsel and the Attorney General's Office was presented to the Board by James Holden, Deputy Attorney General. The settlement included a LETTER OF REPRIMAND and a \$250.00 fine. After having considered the evidence presented and taking official notice of its file in this matter the Board moved to ACCEPT the settlement agreement.

Peters/Helmuth, 7/0/0

Jan Elizabeth Bell, LPN, License No. 27044027A, Cause No. 2004 NB 0169

Respondent did appear in person and was not represented by counsel regarding a Petition for Summary Suspension scheduled before the Board. The State of Indiana was represented by Kate Sinn, Deputy Attorney General and the court reporter sworn in for this matter was Charlotte Hedrick. The Respondent has been in contact with ISNAP but has not signed a contract at this time. After having considered the evidence presented and taking official notice of its file in this matter the Board moved to place the Respondent's license on SUMMARY SUSPENSION. The Summary Suspension will be in effect until the Respondent has either signed a contract with ISNAP or they have deemed her not eligible for the program.

Peters/Shook, 6/0/1, with Mr. Helmuth abstaining

Shawn E. Julien, RN, License No. 28153838A, Cause No. 2004 NB 0112

Respondent did appear in person and was not represented by counsel regarding a Petition for Summary Suspension scheduled before the Board. The State of Indiana was represented by Laura Wilford, Deputy Attorney General and the court reporter sworn in for this matter was Charlotte Hedrick. Kim McKown, President of Compass Vision and Donna Goch, ISNAP Program Director was sworn in as witnesses to testify for State. The Respondent tested positive for Cocaine and Morphine on a pre-employment drug screen. After having considered the evidence presented, testimony of the witnesses and taking official notice of its file in this matter the Board moved to place the Respondent's license on SUMMARY SUSPENSION. The Summary Suspension will be in effect until the Respondent has either signed a contract with ISNAP or they have deemed her not eligible for the program.

Peters/Shook, 6/1/0, with Ms. Jones objecting

Marla L. Paxton, LPN, License No. 27039791A, Cause No. 2004 NB 0090

Respondent did not appear in person and was not represented by counsel regarding a Disciplinary Hearing/Renewal of Summary Suspension scheduled before the Board. The State of Indiana was represented by Steven Douglas, Deputy Attorney General and the court reporter sworn in for this matter was Charlotte Hedrick. After having considered the evidence presented and taking official notice of its file in this matter the Board moved to issue a NOTICE OF PROPOSED DEFAULT.

Peters/Helmuth, 7/0/0

The Board further moved to RENEW the SUMMARY SUSPENSION for a period of ninety (90) days.

Peters/Helmuth, 7/0/0

Sally Ruth Trumbo, LPN, License No. 27045315A, Cause No. 2004 NB 0089

Respondent did not appear in person and was not represented by counsel regarding a Disciplinary Hearing/Renewal of Summary Suspension scheduled before the Board. The State of Indiana was represented by Laura Wilford, Deputy Attorney General and the court reporter sworn in for this matter was Charlotte Hedrick. Ms. Wilford informed the Board that the Respondent's house has burnt down so she was not sure if she received notice of this hearing. After having considered the evidence presented and taking official notice of its file in this matter the Board moved to CONTINUE this matter.

Peters/Helmuth, 7/0/0

The Board further moved to RENEW the SUMMARY SUSPENSION for a period of ninety (90) days.

Peters/Helmuth, 7/0/0

Let the record reflect that Laurie Peters was not present for the following hearing.

Debra J. Chairó, LPN, License No. 27026479A, Cause No. 2003 NB 0177

Respondent did appear in person and was not represented by counsel regarding a Disciplinary Hearing scheduled before the Board. The State of Indiana was represented by Shelley Johnson, Deputy Attorney General and the court reporter sworn in for this matter was Charlotte Hedrick. An agreement between the Respondent and the Attorney General's Office was presented to the Board by Shelley Johnson, Deputy Attorney General. The agreement included INDEFINITE PROBATION for a period of one (1) year, a LETTER OF REPRIMAND and a \$250.00 fine. The Respondent also agreed to obtain a psychological examination by a Board certified psychiatrist. After having considered the evidence presented and taking official notice of its file in this matter the Board moved to DENY the agreement.

CONSENSUS

Board member Darla Jones, LPN met with the Respondent and Shelly Johnson, Deputy Attorney General to work on a settlement agreement. Ms. Jones informed the Board that the Respondent, along with Shelley Johnson, Deputy Attorney General has agreed to an INDEFINITE SUSPENSION for a period of thirty (30) days and that this matter would be scheduled for a reinstatement hearing at the September 2004 meeting. After having considered the evidence presented and taking official notice of its file in this matter the Board moved to ACCEPT this agreement.

Helmuth/Parker, 5/0/1, with Ms. Jones abstaining

Let the record reflect that Darla Jones was not present for the following hearing.

Beth Ann Zeis (Lindquist), LPN, License No. 27017625A, Cause No. 2004 NB 0132

Respondent did not appear in person and was not represented by counsel regarding a Disciplinary Hearing/Renewal of Summary Suspension scheduled before the Board. The State of Indiana was represented by Sara Matticks, Deputy Attorney General and the court reporter sworn in for this matter was Charlotte Hedrick. An agreement between the Respondent and the Attorney General's Office was presented to the Board by Sara Matticks, Deputy Attorney General. The agreement included INDEFINITE SUSPENSION for a period of one (1) year and the Respondent must receive an examination from a Board certified addictionologist and send a copy of the report to the Board and have six (6) months sobriety in place before she can request that the suspension be removed. After having considered the evidence presented and taking official notice of its file in this matter the Board moved to ACCEPT the agreement

Helmuth/Valentino, 5/0/0

Kristi Lynn Shelburne, RN, LPN, License Nos. 28123574A & 27032066A, Cause No. 2004 NB 0042

Respondent did not appear in person and was not represented by counsel regarding a Disciplinary Hearing/Renewal of Summary Suspension scheduled before the Board. The State of Indiana was represented by Kate Sinn, Deputy Attorney General and the court reporter sworn in for this matter was Charlotte Hedrick. An agreement between the Respondent and the Attorney General's Office was presented to the Board by Kate Sinn, Deputy Attorney General. The agreement included INDEFINITE SUSPENSION until such time that the Respondent is compliant with ISNAP and ISNAP approves her request for reinstatement. After having considered the evidence presented and taking official notice of its file in this matter the Board moved to ACCEPT the agreement.

Helmuth/Slagle, 5/0/0

Let the record reflect that Darla Jones rejoined the meeting during the following hearing.

Julie M. Anderson, RN, License No. 28142547A, Cause No. 2003 NB 0166

Respondent did appear in person and was not represented by counsel regarding a Settlement Agreement on an Order to Show Cause scheduled before the Board. The State of Indiana was represented by James Holden, Deputy Attorney General and the court reporter sworn in for this matter was Charlotte Hedrick. The settlement agreement included RENEWAL of the SUMMARY SUSPENSION until ISNAP deems her eligible to work, then her license will automatically be placed on INDEFINITE PROBATION for a period of five (5) years. The Respondent must also remain compliant with her ISNAP contract and pay a \$500.00 fine. After having considered the evidence presented and taking official notice of its file in this matter the Board moved to ACCEPT the settlement agreement.

Helmuth/Parker, 5/0/1, with Ms. Jones abstaining

Danny J. Duncan, RN, License No. 28109824A, Cause No. 2004 NB 0088

Respondent did appear in person and was represented by Suzanne Option regarding a Settlement Agreement scheduled before the Board. The State of Indiana was represented by James Holden, Deputy Attorney General and the court reporter sworn in for this matter was Charlotte Hedrick. A settlement agreement between the Respondent, his counsel and the Attorney General's Office was presented to the Board by James Holden, Deputy Attorney General. The settlement agreement included INDEFINITE PROBATION for a period of three (3) years with terms and conditions. It also includes twelve (12) hours per year for two (2) years of Continuing Educations in patient care and ethics. These CE courses cannot be on-line courses. The Respondent must also pay a \$1,000.00 fine. After having considered

the evidence presented and taking official notice of its file in this matter the Board moved to ACCEPT the settlement agreement.

Helmuth/Parker, 4/2/0, with Ms. Slagle and Ms. Jones objecting

Beth Ann Parsons, RN, License No. 28124164A, Cause No. 2003 NB 0164

Respondent did not appear in person and was not represented by counsel regarding an Order to Show Cause/Renewal of Summary Suspension scheduled before the Board. The State of Indiana was represented by James Holden, Deputy Attorney General and the court reporter sworn in for this matter was Charlotte Hedrick. After having considered the evidence presented and taking official notice of its file in this matter the Board moved to issue a NOTICE OF PROPOSED DEFAULT.

Jones/Shook, 6/0/0

The Board further moved to RENEW the SUMMARY SUSPENSION for a period of ninety (90) days.

Jones/Shook, 6/0/0

Cheryl Ann Robertson, RN, License No. 28097023A, Cause No. 2004 NB 0163

Respondent did appear in person and was not represented by counsel concerning a Petition for Summary Suspension scheduled before the Board. The State of Indiana was represented by Laura Wilford, Deputy Attorney General and the court reporter sworn in for this matter was Charlotte Hedrick. Diane Ellis was sworn in as a witness to testify for the State. Ms. Ellis testified that because of missing drugs all nurses were asked to take a drug screen. The Respondent's screen was positive and she could not produce a prescription. The Respondent then entered into the Employee Assistance Program and had another positive drug screen while in the program. The Respondent informed the Board that there were several witnesses that she spilled the narcotic. She indicated to the Board that she did have a prescription for Hydrocodone but this did not show up as positive in her drug screen. She had no idea why she was positive for something other than Hydrocodone. After having considered the evidence presented, testimony of the witness and taking official notice of its file in this matter the Board moved to place the Respondent's license on SUMMARY SUSPENSION for a period of ninety (90) days. This vote failed to pass.

Helmuth/Slagle, 2/4/0, with Ms. Shook, Ms. Jones, Ms. Valentino and Ms. Parker objecting

After further discussion, the Board again voted to DISMISS this matter.

4/2/0, with Mr. Helmuth and Ms. Slagle objecting

Deltona Tibbets-Figliola, RN, License No. 28157832A, Cause No. 2004 NB 0049

Respondent did appear in person and was represented by Cynthia Marcus before a Renewal of Summary Suspension scheduled before the Board. The State of Indiana was represented by Sara Matticks, Deputy Attorney General and the court reporter sworn in for this matter was Charlotte Hedrick. Ms. Marcus requested the Board to issue a Motion to Compel Witness for one of the Respondent's witnesses that disregarded the Board's subpoena to appear. After discussion, the Board moved to DENY this request.

Helmuth/Jones, 6/0/0

After having considered the evidence presented and taking official notice of its file in this matter the Board moved to RENEW the SUMMARY SUSPENSION for a period of ninety (90) days.

Helmuth/Jones, 6/0/0

The Board further ordered that the next hearing on this matter will be a final hearing there will be no further extensions of the Summary Suspension.

Helmuth/Shook, 6/0/0

Let the record reflect that Laurie Peters rejoined the meeting.

Beverly R. Whittaker, LPN, License No. 27041820A, Cause No. 2004 NB 0093

Respondent did appear in person and was not represented by counsel regarding a Settlement Agreement scheduled before the Board. The State of Indiana was represented by James Holden, Deputy Attorney General and the court reporter sworn in for this matter was Charlotte Hedrick. A settlement agreement between the Respondent and the Attorney General's Office was presented to the Board by James Holden, Deputy Attorney General. The settlement agreement included INDEFINITE PROBATION for a period of five (5) years and the respondent must be evaluated by ISNAP and does what they deem necessary. After having considered the evidence presented and taking official notice of its file in this matter the Board moved to ACCEPT the settlement agreement.

Jones/Helmuth, 7/0/0

Shelley Jean Shelley, RN, License No. 28124343A, Cause No. 2004 NB 0028

Respondent did not appear in person and was not represented by counsel regarding a Disciplinary Hearing scheduled before the Board. The State of Indiana was represented by Shelley Johnson, Deputy Attorney General and the court reporter sworn in for this matter was Charlotte Hedrick. An agreement between the Respondent and the Attorney General's office was presented to the Board by Shelley Johnson, Deputy Attorney General. The agreement included INDEFINITE

SUSPENISON for a period of one (1) year. The Respondent will also be evaluated by ISNAP and do what they deem necessary. After having considered the evidence presented and taking official notice of its file in this matter the Board moved to ACCEPT the agreement.

Peters/Slagle, 7/0/0

Laura Diane Meyer, RN, License No. 28128125A, Cause No. 2004 NB 0165

Respondent did appear in person and was represented by Brian Williams before a Petition for Summary Suspension scheduled before the Board. The State of Indiana was represented by Laura Wilford, Deputy Attorney General and the court reporter sworn in for this matter was Charlotte Hedrick. An agreement between the Respondent, her counsel and the Attorney General's Office was presented to the Board by Laura Wilford, Deputy Attorney General. The agreement included SUMMARY SUSPENISON for a period of ninety (90) days. Once the Respondent signs a contract with ISNAP, they will inform the Board and the Summary Suspension will automatically expire upon notification. After having considered the evidence presented and taking official notice of its file in this matter the Board moved to ACCEPT the agreement.

Peters/Helmuth, 7/0/0

Barry A. Weber, RN, License No. 27046736A, Cause No. 2003 NB 0115

Respondent did appear in person and was represented by Jeffrey Baldwin regarding a Disciplinary Hearing/Renewal of Summary Suspension scheduled before the Board. The State of Indiana was represented by Shelley Johnson, Deputy Attorney General and the court reporter sworn in for this matter was Charlotte Hedrick. Donna Goch and Caroline Fisher were sworn in as witnesses to testify for the State. Ms. Goch testified that she could not state whether the Respondent was safe to work at this time. Ms. Fisher testified that she worked with the Respondent at St. Vincent's Hospital. She stated that the Respondent tested positive for Methamphetmines when they tested him for a drug they found on his person. He later was having bizarre behavior at work so they requested that he take another drug screen. He waited for four (4) hours and couldn't produce the drug screen. This was considered positive and the Respondent was terminated. The Respondent pled guilty to possession of a narcotic. He indicated he had one Darvocet in his pocket. He informed the Board that his sobriety date was January 2004. He is currently on one (1) year criminal probation with random urine drug screens. He stated that he also attends AA classes but does not follow the twelve (12) step program. He also informed the Board that he is doing outpatient treatment in conjunction with his criminal conviction. He indicated that if he fails a drug screen he would be immediately incarcerated. He admitted that he has a problem with controlled substances. After having considered the evidence presented, testimony of the witnesses and taking official notice of its file in this matter the Board moved to place the Respondent's license on INDEFINITE SUSPENSION for a period of seven (7) months from the date of the order and the

Respondent must have three (3) months of compliance with ISNAP before the suspension may be lifted.

Peters/Helmuth, 7/0/0

Malia Ann Steinmetz, LPN, License No. 27042271A, Cause No. 2004 NB 0092

Respondent did appear in person and was not represented by counsel regarding a Disciplinary Hearing/Renewal of Summary Suspension scheduled before the Board. The State of Indiana was represented by Kate Sinn, Deputy Attorney General and the court reporter sworn in for this matter was Charlotte Hedrick. Donna Goch was sworn in as a witness to testify for the State. Ms. Goch testified that the Respondent has been through the intake process and they are waiting on her evaluation in order to develop her contract. The Respondent informed the Board that she was arrested for Public Intoxication but they did not take her BAC level. She is participating in a Drug/Alcohol diversion program and once she successfully completes it, this incident will be expunged from her record. After having considered the evidence presented, testimony of the witness and taking official notice of its file in this matter the Board moved to place the Respondent's license on INDEFINITE SUSPENSION. The Summary Suspension will be in effect until the Respondent has either signed a contract with ISNAP or they have deemed her not eligible for the program. If ISNAP deems that she should sign a contract the Respondent's license will be automatically placed on INDEFINITE PROBATION for the length of her ISNAP contract.

Peters/Shook, 6/1/0, with Ms. Jones objecting

Cara Leigh Smith-Ellis, LPN, License No. 27038008A, Cause No. 2004 NB 0151

Respondent did not appear in person and was not represented by counsel regarding a Disciplinary Hearing scheduled before the Board. The State of Indiana was represented by James Holden, Deputy Attorney General and the court reporter sworn in for this matter was Charlotte Hedrick. After having considered the evidence presented and taking official notice of its file in this matter the Board moved to issue a NOTICE OF PROPOSED DEFAULT.

Peters/Helmuth, 6/0/0

At the request of James Holden, Deputy Attorney General the Board agreed to hear additional evidence for the consideration of an unscheduled summary suspension. Debra Didot, RN, Michelle Brewington, RN and Leslie Toshig, RN were sworn in as witnesses for the State. Ms. Didot informed the Board that she found the Respondent disoriented and crying because she couldn't find a Duragesic Patch. The Respondent was sent home. Ms. Brewington informed the Board that she did the investigation of this incident. She called the Respondent and set up an appointment to discuss the incident and the Respondent did not show for the appointment. The Respondent was then terminated. The later found the Duragesic Patch stuck to an envelope at the front desk. Ms. Toshig testified that she has previously found the Respondent asleep while sitting on the commode and she was found skating up and down the halls with the

tennis shoes on that double as skates. Mr. Holden informed the Board that the Respondent has been terminated from two (2) facilities in the past six (6) months for diversion. She has been convicted of welfare fraud and was placed on probation. She is currently non-compliant with that probation. She also committed renewal fraud. After having considered the evidence presented, testimony of the witnesses and taking official notice of its file in this matter the Board moved to place the Respondent's license on SUMMARY SUSPENSION for a period of ninety (90) days.

Peters/Valentino, 6/0/1 with Ms. Jones abstaining

Let the record reflect that Darla Jones and Laurie Peters were not in attendance for the following hearing.

Judy Ann Nuerge, LPN, License No. 27030162A, Cause No. 2003 NB 0094

Respondent did appear in person and was represented by Kimberly Hisingus and Rafael Ramirez concerning a Continuation of the August Disciplinary Hearing scheduled before the Board. The State of Indiana was represented by James Holden, Deputy Attorney General and the court reporter sworn in for this matter was Charlotte Hedrick. Ms. Hisingus petitioned for the Board to vote on dismissal of the charges. She informed the Board that the evidence the State presented at the last hearing was all hearsay and that the Board could not base their decision solely on hearsay. After discussion, the Board moved to DENY this request.

Helmuth/Valentino, 4/0/1 with Ms. Parker abstaining

Kelly Alsata, LPN and Dominique Laveck, RN were sworn in as witnesses for the Respondent. Ms. Alsata testified that the Respondent had trained her after she received her LPN license. She also testified that the Resident J.P. was her regular patient and that he could be combative, would hit at her and was verbally aggressive toward the nurses. The Respondent testified that she examined the area around J.P.'s rectum and there was not any kind of sore when she gave the enema to J.P. After having considered the evidence presented, testimony of the witnesses and taking official notice of its file in this matter the Board moved to FINE the Respondent \$250.00 and ordered the Respondent to obtain three (3) CEU's in documentation/charting within ninety (90) days.

Helmuth/Shook, 4/0/1, with Ms. Parker abstaining

Let the record reflect that Mervin Helmuth left for the day.

Stephen George Sack, LPN, License No. 27049374A, Cause No. 2004 NB 0170

Respondent did not appear in person and was not represented by counsel regarding a Petition for Summary Suspension scheduled before the Board. The State of Indiana was represented by Kate Sinn, Deputy Attorney General and the court reporter sworn in for this matter was Charlotte Hedrick. Donna Goch was sworn in as a witness for the State. Ms. Goch testified that the Respondent is non-compliant with his ISNAP

contract. After having considered the evidence presented, testimony of the witness and taking official notice of its file in this matter the Board moved to place the Respondent's license on SUMMARY SUSPENSION for a period of ninety (90) days.

Jones/Shook, 6/0/0

Mary Suzanne Chaney, RN, License No. 28064815A, Cause No. 2004 NB 0032

Respondent did not appear in person and was not represented by counsel regarding a Disciplinary Hearing scheduled before the Board. The State of Indiana was represented by James Holden, Deputy Attorney General and the court reporter sworn in for this matter was Charlotte Hedrick. After having considered the evidence presented and taking official notice of its file in this matter the Board moved to issue a NOTICE OF PROPOSED DEFAULT.

Jones/Shook, 6/0/0

Lynn Marie Williams, LPN, License No. 27043222A, Cause No. 2004 NB 0171

Respondent did not appear in person and was not represented by counsel regarding a Petition for Summary Suspension scheduled before the Board. The State of Indiana was represented by Kate Sinn, Deputy Attorney General and the court reporter sworn in for this matter was Charlotte Hedrick. Donna Goch was sworn in as a witness for the State. Ms. Goch testified that the Respondent had diverted Vicoden by altering a Doctor's order. At this time the Respondent is in the process of getting back into the ISNAP program. Ms. Sinn suggested to the Board that this matter be dismissed since the Respondent was already in the process of signing a contract with ISNAP. After having considered the evidence presented, testimony of the witness and taking official notice of its file in this matter the Board moved to DISMISS this matter.

Jones/Valentino, 6/0/0

Ann Marie Miller, LPN, License No. 27046736A, Cause No. 2004 NB 0008

Respondent did not appear in person and was not represented by counsel regarding a Disciplinary Hearing scheduled before the Board. The State of Indiana was represented by Laura Wilford, Deputy Attorney General and the court reporter sworn in for this matter was Charlotte Hedrick. After having considered the evidence presented and taking official notice of its file in this matter the Board moved to issue a NOTICE OF PROPOSED DEFAULT.

CONSENSUS

Janet Lee, LPN, License No. 27033281A, Cause No. 99 NB 038

Respondent did not appear in person and was not represented by counsel regarding a Petition for Summary Suspension scheduled before the Board. The State of Indiana was represented by Laura Wilford, Deputy Attorney General and the court reporter sworn in for this matter was Charlotte Hedrick. Donna Goch was sworn in as a witness to testify for the State. Ms. Goch testified that the Respondent is non-

compliant with her ISNAP contract. She also stated that she believes the Respondent to be an immediate risk to the health and safety of the public should she be allowed to continue to practice. After having considered the evidence presented, testimony of the witness and taking official notice of its file in this matter the Board moved to place the Respondent's license on SUMMARY SUSPENSION for a period of ninety (90) days.

Peters/Jones, 6/0/0

Megan Marie Lively, RN, License No. 28154303A, Cause No. 2004 NB 0047

Respondent did not appear in person and was not represented by counsel regarding a Disciplinary Hearing/Renewal of Summary Suspension scheduled before the Board. The State of Indiana was represented by Kate Sinn, Deputy Attorney General and the court reporter sworn in for this matter was Charlotte Hedrick. After having considered the evidence presented and taking official notice of its file in this matter the Board moved to issue a NOTICE OF PROPOSED DEFAULT.

Jones/Peters, 6/0/0

The Board further moved to RENEW the SUMMARY SUSPENSION for a period of ninety (90) days.

Jones/Peters, 6/0/0

Lindy M. Howell, RN, License No. 28147763A, Cause No. 2003 NB 0033

Respondent did not appear in person and was not represented by counsel regarding a Settlement Conference scheduled before the Board. The State of Indiana was represented by Laura Wilford, Deputy Attorney General and the court reporter sworn in for this matter was Charlotte Hedrick. A settlement agreement between the Respondent and the Attorney General's Office was presented to the Board by Laura Wilford, Deputy Attorney General. The settlement agreement included a FINE of \$500.00. After having considered the evidence presented and taking official notice of its file in this matter the Board moved to ACCEPT the settlement agreement.

CONSENSUS

Debra J. Barber, RN, License No. 28094954A, Cause No. 2004 NB 0034

Respondent did not appear in person and was not represented by counsel regarding a Disciplinary Hearing scheduled before the Board. The State of Indiana was represented by Laura Wilford, Deputy Attorney General and the court reporter sworn in for this matter was Charlotte Hedrick. The Respondent's license in Texas has been revoked and she committed renewal fraud on her Indiana license renewal. After having considered the evidence presented and taking official notice of its file in this matter the Board moved to place the Respondent's license on SUMMARY SUSPENSION for a period of ninety (90) days.

Peters/Jones, 6/0/0

Kristina Marie Stamper, LPN, License No. 27041353A, Cause No. 2003 NB 0158

Respondent did not appear in person and was not represented by counsel regarding a Renewal of Summary Suspension scheduled before the Board. The State of Indiana was represented by Kate Sinn, Deputy Attorney General. Ms. Sinn informed the Board that there is an outstanding arrest warrant for the Respondent and at this time no one has been able to locate her. After having considered the evidence presented and taking official notice of its file in this matter the Board moved to RENEW the SUMMARY SUSPENSION for a period of ninety (90) days.

Peters/Jones, 6/0/0

Patty Lynn Henshaw, RN, LPN, License Nos. 28145690A & 27044298A, Cause No. 2004 NB 0035

Respondent did not appear in person and was not represented by counsel regarding a Disciplinary Hearing scheduled before the Board. The State of Indiana was represented by Kate Sinn, Deputy Attorney General and the court reporter sworn in for this matter was Charlotte Hedrick. Ms. Sinn requested that the Board continue this matter. After having considered the evidence presented and taking official notice of its file in this matter the Board moved to CONTINUE this matter.

CONSENSUS

Yvonne J. Kerkes-Woods, LPN, License No. 27050229A, Cause No. 2004 NB 0172

Respondent did not appear in person and was not represented by counsel regarding a Petition for Summary Suspension scheduled before the Board. The State of Indiana was represented by Sara Matticks, Deputy Attorney General and the court reporter sworn in for this matter was Charlotte Hedrick. The Respondent was arrested and charged with three (3) Felony Counts. The counts are as follows:

- Makings of a Methamphetamine Lab
- Marijuana Plants
- Maintaining a Common Nuance

The Respondent admitted to using Methamphetamine. After having considered the evidence presented and taking official notice of its file in this matter the Board moved to place the Respondent's license on SUMMARY SUSPENSION for a period of ninety (90) days.

Peters/Jones, 6/0/0

Todd Anthony Austin, RN, License No. 28120512A, Cause No. 2004 NB 0036

Respondent did not appear in person and was not represented by counsel regarding a Disciplinary Hearing scheduled before the Board. The State of Indiana was represented by Kate Sinn, Deputy Attorney General and the court reporter sworn in for this matter was Charlotte Hedrick. Ms. Sinn requested a continuance in this

matter. After having considered the evidence presented and taking official notice of its file in this matter the Board moved to CONTINUE this matter.

CONSENSUS

Amy Lee Hriso, LPN, RN, License Nos. 27034323A & 28103264A, Cause No. 2004 NB 0036

Respondent did not appear in person and was not represented by counsel regarding a Disciplinary Hearing/Renewal of Summary Suspension scheduled before the Board. The State of Indiana was represented by Kate Sinn, Deputy Attorney General and the court reporter sworn in for this matter was Charlotte Hedrick. An agreement between the Respondent and the Attorney General's Office was presented by Kate Sinn, Deputy Attorney General. The agreement included INDEFINITE SUSPENSION for a period of sixty (60) days and the Respondent will sign a contract with ISNAP within this period of time. After having considered the evidence presented and taking official notice of its file in this matter the Board moved to ACCEPT the agreement.

Peters/Jones, 6/0/0

Sharon Lasher, RN, License No. 28103264A, Cause No. 2004 NB 0036

Respondent did not appear in person and was not represented by counsel regarding a Disciplinary Hearing scheduled before the Board. The State of Indiana was represented by Kate Sinn, Deputy Attorney General and the court reporter sworn in for this matter was Charlotte Hedrick. Ms. Sinn requested a continuance of this matter. After having considered the evidence presented and taking official notice of its file in this matter the Board moved to CONTINUE this matter.

CONSENSUS

Wayne Frederick Poland, RN, License No. 28131303A, Cause No. 2003 NB 0119

Respondent did not appear in person and was not represented by counsel regarding a Renewal of Summary Suspension scheduled before the Board. The State of Indiana was represented by Sara Matticks, Deputy Attorney General and the court reporter sworn in for this matter was Charlotte Hedrick. After having considered the evidence presented and taking official notice of its file in this matter the Board moved to RENEW the SUMMARY SUSPENSION for a period of ninety (90) days.

Peters/Jones, 6/0/0

Michelle Renee Kane, LPN, License No. 27033999A, Cause No. 2004 NB 0038

Respondent did not appear in person and was not represented by counsel regarding a Disciplinary Hearing scheduled before the Board. The State of Indiana was represented by Kate Sinn, Deputy Attorney General and the court reporter sworn in for this matter was Charlotte Hedrick. After having considered the evidence presented and taking official notice of its file in this matter the Board moved to issue a NOTICE OF PROPOSED DEFAULT.

Valentino/Jones, 6/0/0

Kelly A. Rattliff, RN, License No. 28131567A, Cause No. 2004 NB 0048

Respondent did not appear in person and was not represented by counsel regarding a Renewal of Summary Suspension scheduled before the Board. The State of Indiana was represented by Kate Sinn, Deputy Attorney General and the court reporter sworn in for this matter was Charlotte Hedrick. After having considered the evidence presented and taking official notice of its file in this matter the Board moved to RENEW the SUMMARY SUSPENSION for a period of thirty (30) days.

Peters/Jones, 6/0/0

Virginia A. Hinote Mitchell, RN, License No. 28130282A, Cause No. 2004 NB 0164

Respondent did not appear in person and was not represented by counsel regarding a Disciplinary Hearing scheduled before the Board. The State of Indiana was represented by Kate Sinn, Deputy Attorney General and the court reporter sworn in for this matter was Charlotte Hedrick. An agreement between the Respondent and the Attorney General's Office was presented to the Board by Kate Sinn, Deputy Attorney General. The Agreement included REVOCATION of the Respondent's license. After having considered the evidence presented and taking official notice of its file in this matter the Board moved to ACCEPT the agreement.

Peters/Jones, 6/0/0

Barbara Joy Garcia, LPN, License No. 27019626A, Cause No. 2004 NB 0040

Respondent did not appear in person and was not represented by counsel regarding a Renewal of Summary Suspension scheduled before the Board. The State of Indiana was represented by James Holden, Deputy Attorney General and the court reporter sworn in for this matter was Charlotte Hedrick. After having considered the evidence presented and taking official notice of its file in this matter the Board moved to RENEW the SUMMARY SUSPENSION for a period of ninety (90) days.

Jones/Shook, 6/0/0

Jamie Lynn Akin, RN, License No. 28159950A, Cause No. 2004 NB 0166

Respondent did not appear in person and was not represented by counsel regarding a Petition for Summary Suspension scheduled before the Board. The State of Indiana was represented by James Holden, Deputy Attorney General and the court reporter sworn in for this matter was Charlotte Hedrick. The Respondent's license has been suspended in the State of Kentucky for diversion. The Respondent's license in Ohio is under investigation for diversion. The Respondent has diverted narcotics in Indiana as well. After having considered the evidence presented and taking official notice of its file in this matter the Board moved to place the Respondent's license on SUMMARY SUSPENSION for a period of ninety (90) days.

Peters/Valentino, 6/0/0

Barbara Lea Decamp, RN, License No. 28134434A, Cause No. 2003 NB 0160

Respondent did not appear in person and was not represented by counsel regarding a Renewal of Summary Suspension scheduled before the Board. The State of Indiana was represented by Kate Sinn, Deputy Attorney General and the court reporter sworn in for this matter was Charlotte Hedrick. The Respondent has criminal charges pending. After having considered the evidence presented and taking official notice of its file in this matter the Board moved to RENEW the SUMMARY SUSPENSION for a period of ninety (90) days.

Peters/Jones, 6/0/0

Patricia Ann Brennan, LPN, License No. 27019173A, Cause No. 2004 NB 0081

Respondent did not appear in person and was not represented by counsel regarding a Notice of Proposed Default scheduled before the Board. The State of Indiana was represented by James Holden, Deputy Attorney General and the court reporter sworn in for this matter was Charlotte Hedrick. After having considered the evidence presented and taking official notice of its file in this matter the Board moved to hold the Respondent's license in DEFAULT.

Peters/Jones, 6/0/0

The Respondent had previous action on her license in the 1990's. She recently diverted Loratab. She refused to join ISNAP and moved to Florida stating she was never coming back to Indiana. After having considered the evidence presented and taking official notice of its file in this matter the Board moved to place the Respondent's license on INDEFINITE SUSPENSION for a period of three (3) years and ordered the Respondent to receive an examination from a Board certified addictionologist and send a copy of the report to the Board. The Board further ordered the Respondent to pay a \$250.00 fine.

Peters/Jones, 6/0/0

Lee Marie Collins, RN, License No. 28145952A, Cause No. 2004 NB 0046

Respondent did not appear in person and was not represented by counsel regarding a Notice of Proposed Default scheduled before the Board. The State of Indiana was represented by Kate Sinn, Deputy Attorney General and the court reporter sworn in for this matter was Charlotte Hedrick. The Respondent is non-compliant with her ISNAP contract. After having considered the evidence presented and taking official notice of its file in this matter the Board moved to hold the Respondent's license in DEFAULT.

Peters/Jones, 6/0/0

The Board further moved to place the Respondent's license on INDEFINITE SUSPENSION for a period of six (6) months and ordered the Respondent to be evaluated by ISNAP and do what they deem necessary. The Board also ordered the Respondent to pay a \$250.00 fine.

Peters/Jones, 6/0/0

Donna Jean Craig, RN, License No. 28113760A, Cause No. 2002 NB 0089

Respondent did not appear in person and was not represented by counsel regarding a Notice of Proposed Default scheduled before the Board. The State of Indiana was represented by Kate Sinn, Deputy Attorney General and the court reporter sworn in for this matter was Charlotte Hedrick. After having considered the evidence presented and taking official notice of its file in this matter the Board moved to hold the Respondent's license in DEFAULT.

Peters/Shook, 6/0/0

The Board further moved to place the Respondent's license on INDEFINITE SUSPENSION for a period of three (3) years and ordered the Respondent to pay a \$250.00 fine.

Peters/Jones, 6/0/0

Glenda S. Dulworth, LPN, License No. 27022398A, Cause No. 2003 NB 0185

Respondent did not appear in person and was not represented by counsel regarding a Notice of Proposed Default scheduled before the Board. The State of Indiana was represented by Sara Matticks, Deputy Attorney General and the court reporter sworn in for this matter was Charlotte Hedrick. After having considered the evidence presented and taking official notice of its file in this matter the Board moved to hold the Respondent's license in DEFAULT.

Peters/Jones, 6/0/0

The Board further moved to issue a fine in the amount of \$500.

CONSENSUS

Kelley Lea Eyler, LPN, License No. 27042332A, Cause No. 2004 NB 0066

Respondent did not appear in person and was not represented by counsel regarding a Notice of Proposed default scheduled before the Board. The State of Indiana was represented by Kate Sinn, Deputy Attorney General and the court reporter sworn in for this matter was Charlotte Hedrick. After having considered the evidence presented and taking official notice of its file in this matter the Board moved to hold the Respondent's license in DEFAULT.

Peters/Shook, 6/0/0

The Board further moved to place the Respondent's license on INDEFINITE SUSPENSION for a period of one (1) year and ordered the Respondent to be evaluated by ISNAP and do what they deem necessary. The Board also ordered the Respondent to pay a \$250.00 fine.

Peters/Parker, 6/0/0

Ramona Caryl Herren, RN, License No. 28156056A, Cause No. 2003 NB 0193

Respondent did not appear in person and was not represented by counsel regarding a Notice of Proposed default scheduled before the Board. The State of Indiana was represented by Kate Sinn, Deputy Attorney General and the court reporter sworn in for this matter was Charlotte Hedrick. The Respondent has serious mental problems. Her license in Missouri has been disciplined. She has also committed renewal fraud by lying on her application. After having considered the evidence presented and taking official notice of its file in this matter the Board moved to hold the Respondent's license in DEFAULT.

Peters/Slagle, 6/0/0

The Board further moved to place the Respondent's license on INDEFINITE SUSPENSION for a period of one (1) year and ordered the Respondent to receive a psychiatric examination by a Board certified Psychiatrist. The Board also ordered the Respondent to pay a \$250.00 fine.

Peters/Slagle, 6/0/0

Vita Frances Luque, RN, License No. 28096691A, Cause No. 2004 NB 0003

Respondent did not appear in person and was not represented by counsel regarding a Notice of Proposed Default scheduled before the Board. The State of Indiana was represented by James Holden, Deputy Attorney General and the court reporter sworn in for this matter was Charlotte Hedrick. The Respondent verbally and physically abused a Resident. After having considered the evidence presented and taking official notice of its file in this matter the Board moved to hold the Respondent's license in DEFAULT.

Peters/Jones, 6/0/0

The Board further moved to place the Respondent's license on INDEFINITE SUSPENSION. The Board ordered the Respondent to pay a \$250.00 fine and hearing cost of \$101.32 to the Health Professions Bureau and \$69.22 to the Attorney General's Office.

Peters/Jones, 6/0/0

Susan Kroeger, RN, License No. 28117279A, Cause No. 2002 NB 0111

Respondent did not appear in person and was not represented by counsel regarding a Notice of Proposed Default scheduled before the Board. The State of Indiana was represented by Sara Matticks, Deputy Attorney General and the court reporter sworn in for this matter was Charlotte Hedrick. The Respondent has serious mental problems. After having considered the evidence presented and taking official notice of its file in this matter the Board moved to hold the Respondent's license in DEFAULT.

Peters/Valentino, 6/0/0

The Board further moved to place the Respondent's license on INDEFINITE SUSPENSION may not lift until the Respondent receives a psychiatric examination by a Board certified Psychiatrist and the Psychiatrist deems the Respondent is fit to practice. The Board also ordered the Respondent to pay a \$250.00 fine.

Peters/Jones, 6/0/0

Carla Dawn Neal, LPN, License No. 27024282A, Cause No. 2004 NB 0061

Respondent did not appear in person and was not represented by counsel regarding a Notice of Proposed Default scheduled before the Board. The State of Indiana was represented by Kate Sinn, Deputy Attorney General and the court reporter sworn in for this matter was Charlotte Hedrick. Ms. Sinn requested that this matter be continued. After having considered the evidence presented and taking official notice of its file in this matter the Board moved to CONTINUE this matter.

Peters/Parker, 6/0/0

The Board further moved to RENEW the SUMMARY SUSPENSION for a period of ninety (90) days.

Peters/Shook, 6/0/0

Melissa A. Pavel, LPN, License No. 27039169A, Cause No. 2004 NB 0044

Respondent did not appear in person and was not represented by counsel regarding a Notice of Proposed Default scheduled before the Board. The State of Indiana was represented by Kate Sinn, Deputy Attorney General and the court reporter sworn in for this matter was Charlotte Hedrick. The Respondent is non-compliant with her ISNAP contract. After having considered the evidence presented and taking official notice of its file in this matter the Board moved to hold the Respondent's license in DEFAULT.

Peters/Slagle, 6/0/0

The Board further moved to place the Respondent's license on INDEFINITE SUSPENSION for a period of six (6) months and ordered the Respondent to receive an evaluation by ISNAP and do what they deem necessary. The Board also ordered the Respondent to pay a \$250.00 fine.

Peters/Slagle, 6/0/0

Kimberly A. Schultz, LPN, License No. 27033537A, Cause No. 2004 NB 0069

Respondent did not appear in person and was not represented by counsel regarding a Notice of Proposed Default scheduled before the Board. The State of Indiana was represented by Kate Sinn, Deputy Attorney General and the court reporter sworn in for this matter was Charlotte Hedrick. After having considered the evidence presented and taking official notice of its file in this matter the Board moved to hold the Respondent's license in DEFAULT.

Peters/Valentino, 6/0/0

The Board further moved to place the Respondent's license on INDEFINITE SUSPENSION for a period of six (6) months and ordered the Respondent to receive an evaluation by ISNAP and do what they deem necessary. The Board also ordered the Respondent to pay a \$250.00 fine.

Peters/Slagle, 6/0/0

Clara Mae Sebree, LPN, License No. 28145952A, Cause No. 2004 NB 0046

Respondent did not appear in person and was not represented by counsel regarding a Notice of Proposed Default scheduled before the Board. The State of Indiana was represented by Shelley Johnson, Deputy Attorney General and the court reporter sworn in for this matter was Charlotte Hedrick. The Respondent sent in a response to the Notice of Proposed Default. After having considered the evidence presented and taking official notice of its file in this matter the Board moved to RESCHEDULE this matter for a HEARING.

Peters/Slagle, 6/0/0

At the request of the Board, Shelley Johnson, Deputy Attorney General, presented additional evidence for the consideration of an unscheduled summary suspension. The Respondent has been charged with possession of Methamphetamine and at this time she is not being monitored. After having considered the evidence presented and taking official notice of its file in this matter the Board moved to place the Respondent's license on SUMMARY SUSPENISON for a period of ninety (90) days.

Peters/Slagle, 6/0/0

Kimberly Kay Thompson, LPN, License No. 27047748A, Cause No. 2004 NB 0046

Respondent did not appear in person and was not represented by counsel regarding a Notice of Proposed Default scheduled before the Board. The State of Indiana was represented by Kate Sinn, Deputy Attorney General and the court reporter sworn in for this matter was Charlotte Hedrick. After having considered the evidence presented and taking official notice of its file in this matter the Board moved to hold the Respondent's license in DEFAULT.

Peters/Shook, 6/0/0

The Board further moved to place the Respondent's license on INDEFINITE SUSPENSION for a period of six (6) months and ordered the Respondent to obtain an evaluation by ISNAP and do what they deem necessary.

Peters/Shook, 6/0/0

PERSONAL APPEARANCES

Let the record reflect that all Board Members were present except for Mervin Helmuth, RN for the Personal Appearance recommendations.

EXAMINATION APPLICANTS – Recommended by Carolyn Slagle, RN

Nichole P. Dorsey, LPN – Applicant did appear in person and was not represented by counsel regarding a positive response on her examination application. Ms. Dorsey stated that in 1999 she received a probationary LPN license and is now applying for her RN license. She has had ten (10) years of sobriety. She indicated that she answered no to the discipline question but that she should have answered yes because her license in Kentucky was issued on probation. Ms. Slagle recommended that the Board APPROVE her for licensure as she has already passed NCLEX. The Board moved to ACCEPT the recommendation.

Peters/Jones, 5/0/1, with Ms. Slagle abstaining

Amy Frey-Field – Applicant did appear in person and was not represented by counsel regarding a positive response on her examination application. Ms. Frey-Field stated that she has been sober for eight (8) years. Ms. Slagle recommended that the Board APPROVE her for licensure upon successful completion of the NCLEX examination. The Board moved to ACCEPT the recommendation

Peters/Jones, 5/0/1, with Ms. Slagle abstaining

Miatta Renee McCormick – Applicant did appear in person and was not represented by counsel regarding a positive response on her examination application. Ms. McCormick has already taken and passed the NCLEX examination. She stated that she has been sober for eight (8) plus years. She has completed a week of inpatient treatment and did attend some AA meetings. She has worked in the same hospital

since 1986. Ms. Slagle recommended that the Board APPROVE her for licensure upon successful completion of the NCLEX examination. The Board moved to ACCEPT the recommendation.

Peters/Jones, 5/0/1, with Ms. Slagle abstaining

Dawn Michelle Humphrey – Applicant did appear in person and was not represented by counsel regarding a positive response on her examination application. Ms. Humphrey has had two (2) DUI's, the first was in 2001 and the second was in Aug 2003. Ms. Slagle recommended that the Board APPROVE the applicant for licensure after she has been evaluated by ISNAP and does what they deem necessary. The Board moved to ACCEPT the recommendation

Peters/Jones, 5/0/1, with Ms. Slagle abstaining

APPLICATIONS

ADVANCED PRACTICE NURSE PRESCRIPTIVE AUTHORITY

Mary Anne Thomas – The Board reviewed Ms. Thomas's application. After discussion the Board moved to DENY her application.

CONSENSUS

ADMINISTRATIVE LAW JUDGE RECOMMENDATIONS

The Board approved the following ALJ recommendations submitted by Celinda Kay Leach, R.N.

- Marsha M. Catchings, LPN
- Gabrielle Linn Schmidt, LPN

There being no further business the meeting adjourned at 2:35 a.m.

Laurie Peters, R.N., President

Darla Jones, L.P.N., Secretary

