

INDIANA STATE BOARD OF NURSING

**Met on
Thursday, August 16, 2012
at 8:30 a.m.
in the Auditorium of the
Indiana Government Center-South
302 West Washington Street
Indianapolis, Indiana 46204**

I. CALL TO ORDER AND ESTABLISHMENT OF QUORUM

8:30 a.m.

Ms. McIntosh, R.N., President of the Indiana State Board of Nursing, called the meeting to order at 8:30 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:

Constance McIntosh, R.N., President
Marcia Laux, R.N., Vice President
Karen Dolk, R.N., Secretary
Jerry Burghduff, L.P.N., Member
Natalie Hall, R.N., Member
Lynda Narwold, R.N., Member
Holly Presley, L.P.N., Member
Anne Ogle, Consumer Member

Board Member(s) Absent:

None

State Officials Present:

Elizabeth Kiefner Crawford, Board Director, Indiana Professional Licensing Agency
Carri Burke, Assistant Board Director, Indiana Professional Licensing Agency
Gordon White, Nursing Board Advisory Counsel, Office of the Attorney General

II. ADOPTION OF THE AGENDA

A motion was made and seconded to adopt the agenda as amended. Ogle/Burghduff, 7-0-0, motion carries

III. ADOPTION OF THE MINUTES FROM THE JULY 19, 2012 MEETING OF THE BOARD

A motion was made and seconded to adopt the July 19, 2012 minutes. Narwold/Burghduff, 7-0-0, motion carries

IV. INDIANA STATE NURSES ASSISTANCE PROGRAM

Mr. Lindquist reported on behalf of ISNAP. They have had 39 new intakes and 29 closures in the last year. They currently have 552 individuals in monitoring. Mr. Lindquist reported that Roxanne Thomas resigned and that ISNAP is in the process of finding a replacement.

Mr. Klein gave the annual report for ISNAP. ISNAP is looking at their staffing model and may not replicate job duties in replacing this position. Mr. Klein reported that he has had a greater level of involvement since Roxanne left and indicates he is looking at greater efficiencies within ISNAP. The annual report includes statistics on individuals in monitoring over the last year, gender, breakdown of primary diagnosis, employment status and breakdown by county and out of state monitoring.

Mr. Burghduff noted that in reviewing cases for this month there are a relatively large number of cases where individuals were sent for evaluation and not given them a diagnosis that entered into an RMA and subsequently had additional addiction issues. Mr. Burghduff complimented ISNAP on entering into an RMA for the safety aspect. Chuck indicated that ISNAP

prefers to see collateral evidence from providers who are calling employers, looking at INSPECT, etc. in completion of candidate evaluations.

V. EDUCATION

A. FYI Only: Brown Mackie College Indianapolis PN Program: Karen Stewart, MS, BS, RN named interim PN administrator upon the resignation of Brenda Kinsey, MSN, MBA, RN effective 6/27/2012.

B. FYI Only: ITT Technical Institute, Breckenridge School of Nursing Merrillville: Kimberly McIntyre-Borum RN, EdD, MSN, ECRN named program chair upon resignation of Jennifer Philbin effective 7/16/2012.

VI. DISCUSSION

A. Motion to Correct Error In the Matter of the Renewal Application of Sandra Ernst , R.N. 2012 NB 152
The Board discussed this issue. They would like the order to indicate stayed as such. It will be the same.

VIII. BOARD DIRECTOR REPORT

Ms. Crawford reported that the consumer complaint protocol between the OAG and the BON has been successfully adopted and will go into effect on September 1, 2012. The LPN renewal window opened on August 15, 2012 and will close on October 31, 2012. All LPN's will be able to renew online this year. Two new judicial reviews have been filed against the Board in the last month and the Board will be updated as those cases proceed forward. The Board members will need to review the site visit spreadsheet so that site visits can be scheduled for Fall 2012. The Board was successful in the pending lawsuit regarding the release of email addresses of nurses but the anticipation is that an appeal will be made. The Board will be updated as this case progresses.

VIII. PERSONAL APPEARANCES

8:45am

Personal appearances were conducted on this date by Holly Presley, L.P.N.

Board Action: A motion was made and seconded to accept Ms. Presley's recommendations. McIntosh/Hall 7-0-1, motion carries (Presley abstains)

A. Appearances by Applicants for Licensure

1. Megan McCaskey RN Examination Failed 4 times/Graduated 2011
Ms. McCaskey appeared regarding her application for licensure. She has taken the test 3 times and failed. After 3rd failure she took review course. She failed the test after taking the review course. She has been working with Kaplian since her last test. She believes her issue with passing is due to anxiety. It has been suggested to looking into treatment for anxiety. She needs to take another review course and submit documentation showing the probability of 95% or higher for passing the exam then she will be allowed to test. License to be issued free and clear.
2. Shawndra Quinn LPN Examination CBC/Positive Response
Ms. Quinn appeared regarding her application for licensure. She was arrested in 2008 and 2010 for driving on suspended license. In 2002, she was arrested for retail theft and plead guilty. She was with her cousin who actually stole the items. Her 2008 was dismissed because she did have license. In 2010 she did not have insurance and didn't know she had her license was suspended. She has had no issues since 2010. She is allowed to endorse.
3. Ruth Arce RN Examination Failed 7 times/Graduated 1992
Ms. Arce appeared regarding her application for licensure. She is currently on medication for anxiety. She needs to take a review course and submit documentation showing the probability of 95% or higher for passing the exam then she will be allowed to test. License to be issued free and clear.
4. David Tucker RN Endorsement CBC Hit
Mr. Tucker did not appear for his personal appearance.
5. Tiffany Givens LPN Examination CBC/Positive Response
Ms. Givens appeared regarding her application for licensure. She plead guilty to a misdemeanor battery charge in 2008, incident happened in 2007. She was at her son's grandmother's house. She got into fight with her ex boyfriend. She left the house with her son. Her son was seven at the time and did not want to leave. In the car her son was kicking and screaming and she smacked him in the mouth, because he had retainer in his mouth there was cut. Her ex-boyfriend saw the cut on his mouth and called the cops. In 2007, she was charged with driving on suspended license. These charges were dismissed. She works for St. Francis as a medical assistant.

She has never had an issue at work. She has not been in any trouble since 2007. She is allowed to test. License to be issued free and clear.

6. Eunide Destine RN Examination Graduated 2009 (CONTINUED)
7. Makisha Lewis (now Hudson) LPN Examination CBC hit
Ms. Lewis appeared regarding her licensure application. She has an extensive criminal background. In her past she got into a lot of trouble hanging out with her family. She has distanced herself from her family. She has received battery charges, theft, driving while suspended. All of these charges happened with a group of family members. In 2012 received a theft charge. She ran into a cousin at the mall, cousin gave her a bag to hold while she was holding her child. The cops came over and took the bag, clothes were in the bag. In 2004 theft charge happened was with family members. In 2002 and 2007 she received battery charges. In 2002 she went to pick her sister up who had been jumped by 7 girls. When she got there one of the girls came to the car and struck her with a lock, all the girls involved went to jail. In 2007 her cousin was arguing with someone who ended up stabbing her cousin in the face. Lewis was trying to break up the fight, she was punched in the face and she fought back. All involved went to jail. She doesn't have a relationship with this family any more. She needs to have an MMPI-II. She is allowed to test, license to be issued on probation for 6 months of active nursing, employer reports.
8. David Schwartz RN Examination CBC Hit
Mr. Schwartz appeared for his personal appearance regarding his application for licensure. He was arrested for patronizing a prostitute, via text message. This is the only trouble he has been in. He is not on any kind of probation. He has worked as a nursing assistant for 2 and half years without any trouble. He says he went to the wrong website. He is allowed to test and license to be issued free and clear.
9. Alexis King LPN Endorsement Out of State Discipline
Ms. King did not appear for her personal appearance.
10. Timothy Jackson RN Examination Failed 9 times; Gradated 2002
Mr. Jackson appeared regarding his application for licensure. In 2004/2005 he had charges for possession of stolen property, failure to appear, and check deception. He has not been in any kind of trouble since that time. He graduated in 2002, and has taken NCLEX multiple times and failed. He needs to take a review course and submit documentation showing the probability of 95% or higher for passing the exam then she will be allowed to test. License to be issued free and clear.
11. Holly Kelly Prescriptive/CSR CBC Hit
Ms. Kelly appeared regarding her application for licensure. In 2002 she was arrested for DUI and possession of paraphilia. She had pills in a bag that wasn't labeled or she thinks is this is why she received that charge. In 2011, she had an argument with her boyfriend and she left the house. She was in an accident and blew .14. She was charged with OWI which was dropped down to reckless driving. She took alcohol classes and an alcohol panel and fines. She is not on any kind of probation. She needs to receive an ISNAP evaluation. She is allowed approval for certificate, if meets criteria her license will be placed on probation for the length of RMA, if she doesn't meet ISNAP criteria her license will be issued free and clear.
12. Jessica Howard RN Examination Failed 5 time, graduated 2002
Ms. Howard appeared regarding her application for licensure. She brought in documentation showing the probability of 95% or higher for passing the exam. She is allowed to test. License to be issued free and clear
13. Keith Priddle RN Examination CBC Hit
Mr. Priddle appeared regarding his application for licensure. In 2009 he received a DUI. Three months later he received an OI. He was running around with the wrong group and was partying on the weekend. He made a bad decision of driving home from the bar after drinking. Now he only drinks on rare occasion. He has a Kentucky license, which is free and clear. He has had no problems since 2009. After the 2009 arrest he sought counseling on his own. He is allowed to endorse and license to be issued free and clear.
14. Jamie Nakis LPN Examination CBC Hit
Ms. Nakis appeared regarding her application for licensure. She has had charges for battery and trespass, DWI, Disorderly conduct and public intoxication. She has not been in any trouble since nursing school. She currently doesn't drink, doesn't go to bar and is not involved with same people. She is allowed to test and her license to be issued free and clear.
15. Brittany Moser RN Examination Failed 4 times & after review course

Ms. Moser appeared regarding her application for licensure. She has taken the nclex 4 times and failed. Took Kaplan course and failed. She is currently in counseling and taking medication. Take review course again with 95% then allowed to test, license free and clear.

16. Lisa Brown LPN Endorsement CBC Hit

Ms. Brown did not appear for her personal appearance.

17. Rachel Bolander RN Examination CNC Hit

Ms. Bolander appeared regarding her application for licensure. She had a 2002 possession of marijuana. She was at a house party where 13 or 15 people were arrested. These charges were dropped. In 2005 she had a DUI, blew .1. She does not currently drink. She has had no problems since 2005. She is allowed to test and license to be issued free and clear.

18. Dina Carlson RN Endorsement CBC ****

Ms. Carlson appeared regarding her application for licensure. In 2009 she diverted narcotic on temp license. She was in a bad marriage. She has gone through Fairbanks and completed their program. She has a clear and active license in Florida, expired license in other states. She wanted to contact ISNAP but ex-husband attempted to kill her and stepson. In 2012 she violated her criminal probation and spent 90 days in jail due to failed drug screen. She needs an ISNAP evaluation. Her license is to be issued on probation for 6 months of active practice or length of RMA (if meets criteria) whichever is longer.

B. Appearances by Applicants for Renewal

1. Nancy Ulmer LPN Renewal Documentation Needed

2. Sheila LHaley RN Renewal Possibly working on expired license CONTINUED

3. Pamela Bonner RN Renewal Expired since 1997

Ms. Bonner appeared regarding her license renewal. She surrendered Ohio license in 2005. She was diagnosed with BI-Polar and it got out of hand. She would go on and off medication for a couple years. She didn't want to be in nursing at the time due to everything going on in her personal life. She has been stable on medication for a year and a half now. She wants to go back into nursing. She has spoken to her psychiatrist and family doctor about returning to nursing and they support the decision. She has moved from Ohio back to Indiana. She last worked as a nursing in May of 2005, in Ohio. She does not have an active license any state at the moment. She has 24 hours of CEUs. Her license is to be renewed.

4. Alice Tyner LPN Renewal Expired Since 1998

Ms. Tyner appeared regarding the renewal of her license. She did not renew license due to staying home and taking care of her family. She now wants to return to work. She has no active nursing license in any other state. She is allowed to renew free and clear.

5. Christine Burke LPN Renewal Out of State Discipline

Ms. Burke appeared regarding the renewal of her license. She moved to Oklahoma and received a discipline on that license. She was reprimanded, paid had fine and classes. That license is now free and clear. She called a script in for a friend. This script was never picked up and she turned herself in. This happened in July of 2011, went in front of the board in January 2012. She is not currently working and just moved back to Indiana in July. She is allowed to renew license free and clear.

IX. ADMINISTRATIVE HEARINGS

The court reporter for all hearings on this date was Joyce Shinault from Accustar Reporting.

1. **In the Matter of the License of: Sharon L. Lancaster, R.N., License No. 28171531A** CONTINUED
Administrative Cause No. 2011 NB 470
Re: Final Disciplinary Hearing

2. **In the Matter of the License of: Patricia Jean Laas, R.N., License No. 28145680A** CONTINUED
Administrative Cause No. 2012 NB 108
Re: Final Disciplinary Hearing

3. In the Matter of the License of: Jill Ann Kane, R.N., License No. 28143650A CONTINUED
Administrative Cause No. 2012 NB 078
Re: Final Disciplinary Hearing

4. In the Matter of the License of: Toni Chibber, R.N., License No. 28107131A CONTINUED
Administrative Cause No. 2011 NB 529
Re: Final Disciplinary Hearing

5. In the Matter of the License of: Stacy Lynn Antich, R.N., License No. 28150593A CONTINUED
Administrative Cause No. 2012 NB 207
Re: Final Disciplinary Hearing

6. In the Matter of the License of Carla Jackson, L.P.N., License No. 27031266A
Administrative Cause No. 2004 NB 0064
Re: Order To Show Cause

Deputy Attorney General William Lawson appeared on behalf of the State of Indiana. Respondent appeared in person and waived the right to counsel. After a hearing, a motion was made and seconded to modify the probation to indicate that she may work as a nurse only when she has been cleared by a medical physician and psychologist to safely practice nursing after a complete physical, mental and cognitive evaluation. Once she has those reports she will return to the Board for a hearing to determine whether she can return to nursing practice. Her RMA will be reevaluated with ISNAP. Burghduff/Laux, 6-0-0, motion carries

7. In the Matter of the License of: Katherine M. Lenhardt, R.N., License No. 28162810A
Administrative Cause No. 2011 NB 230
Re: Order To Show Cause

Amanda Elizando appeared on behalf of the State of Indiana. Respondent appeared in person and waived the right to counsel. After a hearing, a motion was made and seconded to place Respondent's license on indefinite suspension, may lift after one year of full compliance in an ISNAP RMA. Laux/Ogle, 5-0-2 (Presley and Hall abstain)

8. In the Matter of the License of: David Figgins, R.N., License No. 28161954A
Administrative Cause No. 2011 NB 214
Re: Order To Show Cause

Deputy Attorney General David Fleischhacker and Joshua Timmons, Graduate Legal Intern, appeared on behalf of the State of Indiana. Respondent appeared in person and waived the right to counsel. After a hearing, a motion was made and seconded to place Respondent's license on indefinite suspension for one year of full compliance with ISNAP and a \$250 fine. Burghduff/Laux, 5-0-1 (Ogle abstains)

9. In the Matter of the License of: Leann Kay Pryor, R.N., License No. 28092034A
Administrative Cause No. 2007 NB 0081
Re: Order To Show Cause

Nicholas Elliott appeared on behalf of the State of Indiana. The State requested a Notice of Proposed Default in this matter. McIntosh/Laux, 8-0-0, motion carries The State then requested a summary suspension. A motion was made and seconded to issue a summary suspension. Burghduff/Laux, 8-0-0 motion carries

10. In the Matter of the License of: Heather Dickson, R.N., License No. 28144468A
Administrative Cause No. 2011 NB 024
Re: Order To Show Cause

Deputy Attorney General David Fleischhacker appeared on behalf of the State of Indiana. Respondent appeared in person and waived the right to counsel. After a hearing, a motion was made and seconded to revoke the Respondent's license. Burghduff/Laux, 6-2-0 (McIntosh and Narwold against)

11. In the Matter of the License of: Heather Ross, R.N., License No. 28159533A
Administrative Cause No. 2011 NB 448
Re: Order To Show Cause

Deputy Attorney General Jason Gross appeared on behalf of the State of Indiana. Respondent appeared in person and waived the right to counsel. After a hearing, a motion was made and seconded to place Respondent's license on indefinite suspension for one year of compliance in an ISNAP RMA. Laux/Hall, 8-0-0, motion carries

12. In the Matter of the License of: Brittaney Kirby, L.P.N., License No. 27063925A

Administrative Cause No. 2011 NB 221

Re: Petition For Review

State requested a continuance of this matter. State has not had opportunity to respond to the petition. The Respondent failed to serve a copy on the State. A motion was made and seconded to continue this matter until the September full Board meeting. Burghduff/McIntosh, 8-0-0, motion carries

13. In the Matter of the License of: Ashley Binion, L.P.N., License No. 27068416A

Administrative Cause No. 2012 NB 201

Re: Petition For Review

Respondent appeared in person and waived the right to counsel. After a hearing, a motion was made and seconded to deny the request. Laux/Ogle, 6-0-0, motion carries

14. In the Matter of the License of: Dianne Lorenzo, R.N., License No. 28109010A

Administrative Cause No. 2011 NB 530

Re: Petition For Review

CONTINUED

15. In the Matter of the License of: Nancy Noblitt, R.N., License No. 28171310A

Administrative Cause No. 2011 NB 542

Re: Final Disciplinary Hearing

CONTINUED

16. In the Matter of the License of: Debra J. Preslin, R.N., License No. 28104997A

Administrative Cause No. 2012 NB 139

Re: Final Disciplinary Hearing

CONTINUED

17. In the Matter of the License of: Tiffany Nicole Davis, L.P.N., License No. 27061741A

Administrative Cause No. 2012 NB 138

Re: Final Disciplinary Hearing

Deputy Attorney General Patricia Gibson appeared on behalf of the State of Indiana. Respondent appeared in person and waived the right to counsel. A settlement agreement was presented on behalf of the parties. A motion was made and seconded to reject the settlement agreement and proceed to hearing. Ogle/Laux, 6-0-0, motion carries. After a hearing, a motion was made and seconded to place Respondent's license on indefinite suspension until her Michigan license is free and clear. Laux/Ogle, 6-0-1, motion carries (Narwold abstains)

18. In the Matter of the License of: Katrina Marie Sult, R.N., License No. 28153163A

Administrative Cause No. 2012 NB 153

Re: Final Disciplinary Hearing

Deputy Attorney General David Fleischhacker and Graduate Legal Intern Joshua Timmons appeared on behalf of the State of Indiana. Respondent failed to appear in person or by counsel. A notice of proposed default was issued in this matter. Burghduff/Laux 8-0-0, motion carries

19. In the Matter of the License of; Kathryn L. Stone, R.N., License No. 28167607A

Administrative Cause No. 2012 NB 054

Re: Final Disciplinary Hearing

Deputy Attorney General David Patricia Gibson appeared on behalf of the State of Indiana. Respondent failed to appear in person or by counsel. A notice of proposed default was issued in this matter. Burghduff/Laux 8-0-0, motion carries

20. In the Matter of the License of: Michelle Jo Ann Bean, R.N., License No. 28128075A

Administrative Cause No. 2012 NB 328

Re: Petition For Summary Suspension

Deputy Attorney General Mark Mader appeared on behalf of the State of Indiana. Respondent failed to appear in person or by counsel. After a hearing, a motion was made and seconded to issue a summary suspension in this matter. Burghduff/Ogle 8-0-0, motion carries

21. In the Matter of the License of: Michele Dalaine Faurote, R.N., License No. 28121220A

Administrative Cause No. 2012 NB 332

Re: Petition For Summary Suspension

Deputy Attorney General Mark Mader appeared on behalf of the State of Indiana. Respondent failed to appear in person or by counsel. After a hearing, a motion was made and seconded to issue a summary suspension in this matter. Burghduff/Narwold 8-0-0, motion carries

22. In the Matter of the License of: Joseph D. Hansel, L.P.N., License No. 27043719A

Administrative Cause No. 2012 NB 335

Re: Petition For Summary Suspension

Deputy Attorney General Mark Mader appeared on behalf of the State of Indiana. Respondent failed to appear in person or by counsel. After a hearing, a motion was made and seconded to issue a summary suspension in this matter. Burghduff/Ogle 8-0-0, motion carries

23. In the Matter of the License of: Nicole Elayne Schaefer, L.P.N., License No. 27053907A

Administrative Cause No. 2012 NB 345

Re: Petition For Summary Suspension

Deputy Attorney General Mark Mader appeared on behalf of the State of Indiana. Respondent failed to appear in person or by counsel. After a hearing, a motion was made and seconded to issue a summary suspension in this matter. Burghduff/Dolk 8-0-0, motion carries

24. In the Matter of the License of: Kasandra Booher, R.N., License No. 28177133A

Administrative Cause No. 2011 NB 022

Re: Order To Show Cause

Amanda Elizando appeared on behalf of the State of Indiana. Respondent failed to appear in person or by counsel. A motion was made and seconded to issue a notice of proposed default in this matter. Burghduff/Hall 8-0-0, motion carries

25. In the Matter of the License of Marypeach B. Trinkle, R.N., License No. 28150917A

Administrative Cause No. 2012 NB 161

Re: Final Disciplinary Hearing

Deputy Attorney General Patricia Gibson appeared on behalf of the State of Indiana. Respondent appeared in person and by counsel Lorie Brown. After a hearing, a motion was made and seconded to place Respondent's license on indefinite probation for a minimum of three years, MMPI-2 within 90 days, quarterly employer reports, CEU in 24 dignity/respect, 24 death and dying care, 24 professionalism. Burghduff/Narwold, 5-3-0 (Ogle/McIntosh/Presley against)

Count 1- Burg/Narwold denied 5-3-0

Count 2- McIntosh/Ogle 8-0-0, motion carries

Count 3- McIntosh/Presley 8-0-0, motion carries

26. In the Matter of the License of: Amy Ann Holbert, R.N., A.P.N., License No. 28168211A

Administrative Cause No. 2012 NB 102

Re: Petition For Summary Suspension

Deputy Attorney General Patricia Gibson appeared on behalf of the State of Indiana. The State requested to withdraw the ES. McIntosh/Burghduff 8-0-0, motion carries

27. In the Matter of the License of: Michelle A. Burnett, R.N., License No. 28176461A

Administrative Cause No. 2012 NB 372

Re: Petition For Summary Suspension

Deputy Attorney General Mark Mader appeared on behalf of the State of Indiana. Respondent appeared in person and waived the right to counsel. After a hearing, a motion was made and seconded to table the summary suspension until Respondent reenrolls in ISNAP. Burghduff/Ogle 7-0-1, motion carries (McIntosh against)

28. In the Matter of the License of: Kimberly Cummings, L.P.N., License No. 27060806A

Administrative Cause No. 2012 NB 369

Re: Petition For Summary Suspension

Deputy Attorney General Jason Gross appeared on behalf of the State of Indiana. Respondent failed to appear in person or by counsel. Ms. McIntosh recused herself from this matter. After a hearing, a motion was made and seconded to issue a summary suspension in this matter. Burghduff/Ogle 7-0-0, motion carries

29. In the Matter of the License of: Ann T. Wendling, R.N., License No. 28104140A

Administrative Cause No. 2011 NB 180

Re: Petition For Summary Suspension

Deputy Attorney General Jason Gross appeared on behalf of the State of Indiana. Respondent failed to appear in person or by counsel. After a hearing, a motion was made and seconded to issue a summary suspension in this matter. Burghduff/Narwold 7-0-1 (McIntosh recused)

30. In the Matter of the License of: Chelsea Marie Oswald, L.P.N., License No. 27061201A

Administrative Cause No. 2012 NB 368

Re: Petition For Summary Suspension

Deputy Attorney General Jason Gross appeared on behalf of the State of Indiana. Respondent failed to appear in person or by counsel. After a hearing, a motion was made and seconded to issue a summary suspension in this matter. McIntosh/Burghduff 8-0-0, motion carries

31. In the Matter of the License of: Kimberly Jean Raper, R.N., License No. 28071975A

Administrative Cause No. 2012 NB 374

Re: Petition For Summary Suspension

Deputy Attorney General Mark Mader and Graduate Legal Intern Joshua Timmons appeared on behalf of the State of Indiana. Respondent appeared in person and waived the right to counsel. After a hearing a motion was made and seconded to issue a summary suspension in this matter. Burghduff/Narwold, 8-0-0, motion carries

32. In the Matter of the License of: Kasey J. Tabor, R.N., License No. 28140974A

Administrative Cause No. 2012 NB 373

Re: Petition For Summary Suspension

Deputy Attorney General Mark Mader and Graduate Legal Intern Joshua Timmons appeared on behalf of the State of Indiana. Respondent appeared in person and waived the right to counsel. After a hearing, a motion was made and seconded to issue a summary suspension in this matter. Ogle/Narwold, 8-0-0, motion carries

X. DEFAULTS

1. In the Matter of the License of: Mitchel Rowilson, R.N., License No. 28136132A

Administrative Cause No. 2011 NB 531

Re: Notice of Proposed Default

Deputy Attorney General Mark Mader appeared on behalf of the State of Indiana and requested a default be issued. Laux/Hall, 8-0-0, motion carries After a hearing, a motion was made and seconded to place Respondent's license on indefinite suspension, one year of compliance in an ISNAP RMA, \$250 fine, 36 hours of continuing education and costs. Burghduff/Ogle, 8-0-0, motion carries

2. In the Matter of the License of : Erin Rene Arnold, R.N., License No. 28177499A

Administrative Cause No. 2011 NB 334

Re: Notice of Proposed Default

3. In the Matter of the License of: Annie Ruth Cobb, L.P.N., License No. 27019564A

Administrative Cause No. 2012 NB 105

Re: Notice of Proposed Default

Deputy Attorney General David Fleischhacker appeared on behalf of the State of Indiana and requested a default be issued. Laux/Ogle, 8-0-0, motion carries After a hearing, a motion was made and seconded to place Respondent's license on indefinite suspension for a minimum of five years, 48 hours of continuing education, quarterly employer reports and costs. Burghduff/Laux, 6-2-0, motion carries (Narwold and McIntosh against)

4. **In the Matter of the License of: Michelle Pescetto, L.P.N., License No. 27057534A**
Administrative Cause No. 2011 NB 444
Re: Notice of Proposed Default
Response Received
Deputy Attorney General Laura Wilford appeared on behalf of the State of Indiana and requested a default be issued. Laux/Hall, 8-0-0, motion carries After a hearing, a motion was made and seconded to place Respondent's license on indefinite suspension, two years of compliance in an ISNAP RMA, \$250 fine, 24 hours of continuing education and costs. Laux/McIntosh, 8-0-0, motion carries
5. **In the Matter of the License of: Joan Dyben, L.P.N., License No. 27040050A**
Administrative Cause No. 2008 NB 209
Re: Notice of Proposed Default
Deputy Attorney General Patricia Gibson appeared on behalf of the State of Indiana and requested a default be issued. Burghduff/Ogle, 8-0-0, motion carries After a hearing, a motion was made and seconded to place Respondent's license on indefinite suspension, one year of compliance in an ISNAP RMA, continuing education and costs. Burghduff/Ogle, 8-0-0, motion carries
6. **In the Matter of the License of: Tammy McDirmit, R.N., License No. 28168169A**
Administrative Cause No. 2012 NB 151
Re: Notice of Proposed Default
Deputy Attorney General Patricia Gibson appeared on behalf of the State of Indiana and requested a default be issued. Dolk/Ogle, 8-0-0, motion carries After a hearing, a motion was made and seconded to place Respondent's license on indefinite suspension, one year of compliance in an ISNAP RMA, \$250 fine, continuing education and costs. Laux/Burghduff, 8-0-0, motion carries
7. **In the Matter of the License of: Scott Edward Lucas, L.P.N., License No. 27054386A**
Administrative Cause No. 2009 NB 081
Re: Notice of Proposed Default
Deputy Attorney General William Lawson appeared on behalf of the State of Indiana and requested a default be issued. Laux/Ogle, 8-0-0, motion carries After a hearing, a motion was made and seconded to place Respondent's license on indefinite suspension, one year of compliance in an ISNAP RMA and costs. Narwold/Dolk, 8-0-0, motion carries
8. **In the Matter of the License of: Marlene E. Craig, R.N., License No. 28163452A**
Administrative Cause No. 2008 NB 140
Re: Notice of Proposed Default
Deputy Attorney General William Lawson appeared on behalf of the State of Indiana and requested a default be issued. Burghduff/Ogle, 8-0-0, motion carries After a hearing, a motion was made and seconded to place Respondent's license on indefinite suspension, one year of compliance in an ISNAP RMA, \$250 fine, must provide proof of a free and clear license in Arizona prior to reinstatement and costs. Burghduff/McIntosh, 8-0-0, motion carries
9. **In the Matter of the License of: Pamela Marie Priddy, R.N., License No. 28099166A**
Administrative Cause No. 2012 NB 214
Re: Notice of Proposed Default
Deputy Attorney General Patricia Gibson appeared on behalf of the State of Indiana and requested that the matter be reset for final hearing due to the filing of an amended complaint. McIntosh/Burghduff 8-0-0, motion carries
10. **In the Matter of the License of: Traci Branson, R.N., License No. 28169922A**
Administrative Cause No. 2012 NB 235
Re: Notice of Proposed Default
Deputy Attorney General David Fleischhacker appeared on behalf of the State of Indiana and requested a default be issued. McIntosh/Presley, 8-0-0, motion carries After a hearing, a motion was made and

seconded to place Respondent's license on indefinite suspension, six months of compliance in an ISNAP RMA, \$500 fine, 24 hours of continuing education and costs. Burghduff/Narwold, 8-0-0, motion carries

11. **In the Matter of the License of: Lois Sue Crosby, R.N., License No. 28160742A**
Administrative Cause No. 2012 NB 107
Re: Notice of Proposed Default
Response Received
Deputy Attorney General David Fleischhacker appeared on behalf of the State of Indiana and requested a default be issued. Laux/Ogle, 8-0-0, motion carries After a hearing, a motion was made and seconded to place Respondent's license on indefinite probation. Burghduff/Ogle, 8-0-0, motion carries
12. **In the Matter of the License of: Lisa Diane Jones, R.N., License No. 28191613A**
Administrative Cause No. 2012 NB 234
Re: Notice of Proposed Default
Deputy Attorney General David Fleischhacker appeared on behalf of the State of Indiana and requested a default be issued. Burghduff/Ogle, 8-0-0, motion carries After a hearing, a motion was made and seconded to place Respondent's license on indefinite suspension, must provide documentation of a free and clear license in Tennessee, \$250 fine and costs. Burghduff/Narwold, 8-0-0, motion carries
13. **In the Matter of the License of: Nicole L. Casas, L.P.N., License No. 27062586A**
Administrative Cause No. 2012 NB 081
Re: Notice of Proposed Default
Deputy Attorney General Patricia Gibson appeared on behalf of the State of Indiana and requested a default be issued. McIntosh/Laux, 8-0-0, motion carries After a hearing, a motion was made and seconded to place Respondent's license on indefinite suspension, six months of compliance in an ISNAP RMA, \$500 fine, must provide documentation of a free and clear license in Virginia and costs. Burghduff/Narwold, 8-0-0, motion carries
14. **In the Matter of the License of: Lisa Diane Allen, L.P.N., License No. 27039074A**
Administrative Cause No. 2012 NB 216
Re: Notice of Proposed Default
Deputy Attorney General Patricia Gibson appeared on behalf of the State of Indiana and requested a default be issued. Dolk/Hall, 8-0-0, motion carries After a hearing, a motion was made and seconded to place Respondent's license on indefinite suspension, six months of compliance in an ISNAP RMA, must provide documentation of a free and clear Illinois license and costs. Burghduff/Narwold, 8-0-0, motion carries
15. **In the Matter of the License of: Pamela Rutledge, R.N., License No. 28184925A**
Administrative Cause No. 2011 NB 609
Re: Notice of Proposed Default
Deputy Attorney General William Lawson appeared on behalf of the State of Indiana and requested a default be issued. Narwold/Dolk, 8-0-0, motion carries After a hearing, a motion was made and seconded to place Respondent's license on indefinite suspension, one year of compliance in an ISNAP RMA, \$250 fine and costs. Narwold/Dolk, 8-0-0, motion carries
16. **In the Matter of the License of: Janet Winterrowd, L.P.N., License No. 27030604A**
Administrative Cause No. 2011 NB 340
Re: Notice of Proposed Default
Deputy Attorney General Patricia Gibson appeared on behalf of the State of Indiana and requested a default be issued. McIntosh/Narwold, 8-0-0, motion carries After a hearing, a motion was made and seconded to place Respondent's license on indefinite suspension, five years of compliance in an ISNAP RMA, \$1250 fine, continuing education and costs. Burghduff/Narwold, 8-0-0, motion carries

XI. PRE-HEARING SETTLEMENT CONFERENCES

- 1. In the Matter of the License of: Mendy Nicole Pope, L.P.N., License No. 27054970A**
Administrative Cause No. 2012 NB 292
Re: Prehearing Settlement Conference
This matter was continued by request of the licensee. The OAG had no objection to this request.
- 2. In the Matter of the License of: Jeffrey Jay Justice, R.N., License No. 28184452A**
Administrative Cause No. 2012 NB 293
Re: Prehearing Settlement Conference
Deputy Attorney General Jason Gross appeared on behalf of the State of Indiana. Respondent failed to appear in person or by counsel. A notice of proposed default was issued in this matter. Burghduff/Dolk 6-0-0, motion carries
- 3. In the Matter of the License of: Angela McWilliams, R.N., License No. 28160992A**
Administrative Cause No. 2012 NB 290
Re: Prehearing Settlement Conference
- 4. In the Matter of the License of: Leigh Ann Juliano, L.P.N., License No. 27050408A**
Administrative Cause No. 2012 NB 285
Re: Prehearing Settlement Conference
Deputy Attorney General Jessica Joshua requested a continuance of this matter due to ongoing settlement negotiations.
- 5. In the Matter of the License of: Daria Dahle Jones, R.N., License No. 28089542A** **CONTINUED**
Administrative Cause No. 2012 NB 282
Re: Prehearing Settlement Conference
- 6. In the Matter of the License of: Angela Marie Wilkinson, R.N., License No. 28156129A**
Administrative Cause No. 2012 NB 297
Re: Prehearing Settlement Conference
- 7. In the Matter of the License of: Jennifer Lynn Thompson, L.P.N., License No. 27064253A**
Administrative Cause No. 2012 NB 302
Re: Prehearing Settlement Conference
- 8. In the Matter of the License of: Tonya Jean Murphy, L.P.N., License No. 27037650A**
Administrative Cause No. 2012 NB 286
Re: Prehearing Settlement Conference
Deputy Attorney General Jessica Joshua requested a continuance of this matter due to ongoing settlement negotiations.
- 9. In the Matter of the License of: Linda S. Lennon, L.P.N., License No. 27058548A**
Administrative Cause No. 2012 NB 210
Re: Prehearing Settlement Conference
- 10. In the Matter of the License of: Jody Irene Holton, L.P.N., License No. 27058330A**
Administrative Cause No. 2012 NB 228
Re: Prehearing Settlement Conference
- 11. In the Matter of the License of: Stephanie Ann Parr, L.P.N., License No. 27065308A**
Administrative Cause No. 2012 NB 212
Re: Prehearing Settlement Conference

XII. SETTLEMENT AGREEMENTS (TO BE APPROVED)

Board Action: A motion was made and seconded to approve the recommendation of Board member Jerry Burghduff, LPN. McIntosh/Laux, 7-0-1 (Burghduff abstains)

1. **In the Matter of the License of: Teresa Dawn Biddinger, R.N., License No. 28133831A**
Administrative Cause No. 2012 NB 295
Re: Proposed Settlement Agreement
A motion was made and seconded to accept the Agreement in this matter.
2. **In the Matter of the License of: Christy L. Rossman, R.N., License No. 28157906A**
Administrative Cause No. 2012 NB 185
Re: Proposed Settlement Agreement
A motion was made and seconded to deny the Agreement in this matter.
3. **In the Matter of the License of: Shannon Renee Tyler, L.P.N., License No. 27057326A**
Administrative Cause No. 2012 NB 269
Re: Proposed Settlement Agreement
A motion was made and seconded to accept the Agreement in this matter.
4. **In the Matter of the License of: Abby Lynn Fohl, L.P.N., License No. 27056409A**
Administrative Cause No. 2012 NB 287
Re: Proposed Settlement Agreement
A motion was made and seconded to accept the Agreement in this matter.
5. **In the Matter of the License of: Robert Weeks, R.N., License No. 28130120A**
Administrative Cause No. 2012 NB 289
Re: Proposed Settlement Agreement
A motion was made and seconded to accept the Agreement in this matter.
6. **In the Matter of the License of: Alecia Agnes Moore, L.P.N., License No. 27055154A**
Administrative Cause No. 2012 NB 259
Re: Proposed Settlement Agreement
A motion was made and seconded to accept the Agreement in this matter.
7. **In the Matter of the License of: Sandra Lee Layton, R.N., License No. 28179467A**
Administrative Cause No. 2012 NB 213
Re: Proposed Settlement Agreement
A motion was made and seconded to accept the Agreement in this matter.
8. **In the Matter of the License of: Julia A. Etter, R.N., License No. 28133251A**
Administrative Cause No. 2012 NB 270
Re: Proposed Settlement Agreement
A motion was made and seconded to accept the Agreement in this matter.
9. **In the Matter of the License of: Susan A. Ulrey, R.N., License No. 28122931A**
Administrative Cause No. 2012 NB 261
Re: Proposed Settlement Agreement
A motion was made and seconded to accept the Agreement in this matter.
10. **In the Matter of the License of: Amy Ann Holbert, R.N., A.P.N., License No. 28168211A, 71003580A & B**
Administrative Cause No. 2012 NB 102
Re: Proposed Settlement Agreement
11. **In the Matter of the License of: Cheryl P. Shields, R.N., A.P.N., License No. 28082364A**
Administrative Cause No. 2012 NB 268
Re: Proposed Settlement Agreement
A motion was made and seconded to accept the Agreement in this matter.
12. **In the Matter of the License of: Geri Lancaster, R.N., License No. 28153665A**
Administrative Cause No. 2011 NB 487
Re: Proposed Settlement Agreement
A motion was made and seconded to accept the Agreement in this matter.
13. **In the Matter of the License of: Joshua Kallin Ratliff, R.N., License No. 28195695A**
Administrative Cause No. 2012 NB 250
Re: Proposed Settlement Agreement

- A motion was made and seconded to accept the Agreement in this matter.
14. **In the Matter of the License of: Lena M. Jana, L.P.N., License No. 27058519A**
Administrative Cause No. 2012 NB 273
Re: Proposed Settlement Agreement
A motion was made and seconded to deny the Agreement in this matter.
15. **In the Matter of the License of: Misty D. Hartsock, L.P.N., License No. 27060056A**
Administrative Cause No. 2012 NB 298
Re: Proposed Settlement Agreement
A motion was made and seconded to accept the Agreement in this matter.
16. **In the Matter of the License of: Jillian Darlene Spears, L.P.N., License No. 27058067A**
Administrative Cause No. 2011 NB 473
Re: Proposed Settlement Agreement
A motion was made and seconded to accept the Agreement in this matter.
17. **In the Matter of the License of: Dennise Ann Young, L.P.N., License No. 27057272A**
Administrative Cause No. 2012 NB 260
Re: Proposed Settlement Agreement
A motion was made and seconded to accept the Agreement in this matter.
18. **In the Matter of the License of: Sonya Chandler, L.P.N., License No. 27060133A**
Administrative Cause No. 2012 NB 246
Re: Proposed Settlement Agreement
A motion was made and seconded to deny the Agreement in this matter.
19. **In the Matter of the License of: Marla J. Zimpleman, R.N., License No. 28166609A**
Administrative Cause No. 2011 NB 477
Re: Proposed Settlement Agreement
A motion was made and seconded to accept the Agreement in this matter.

IX. ADMINISTRATIVE LAW JUDGE RECOMMENDATIONS (TO BE APPROVED)

Board Action: A motion was made and seconded to accept the ALJ recommendations. Ogle/Burghduff, 7-0-0, motion carries

The following hearings took place on July 5, 2012 before ALJ Carolyn Slagle:

1. **In the Matter of the License of: Kelly Janean Rockhill Greene, L.P.N., License No. 27054856A**
Administrative Cause No. 2008 NB 156
Re: Request to Withdraw Probation
Respondent appeared in person and waived the right to counsel. Deputy Attorney General Mark Mader appeared on behalf of the State of Indiana. After a hearing, ALJ Slagle recommended that the probation be withdrawn.
2. **In the Matter of the License of: Issac Hamed, R.N., License No. 28174761A**
Administrative Cause No. 2012 NB 057
Re: Request to Withdraw Probation
Petitioner failed to appear for the hearing. This matter will be rescheduled one time.
3. **In the Matter of the License of: Annette Dybas, R.N., License No. 28096196A**
Administrative Cause No. 2010 NB 229
Re: Request to Withdraw Probation
Respondent appeared in person and waived the right to counsel. Deputy Attorney General Jason Gross appeared on behalf of the State of Indiana. After a hearing, ALJ Slagle recommended that the probation be withdrawn.
4. **In the Matter of the License of: Lorraine Raye Garland, R.N., License No. 28157586A**
Administrative Cause No. 2008 NB 089
Re: Request to Withdraw Probation
Respondent appeared in person and waived the right to counsel. Amanda Elizondo appeared on behalf of the State of Indiana. After a hearing, ALJ Slagle recommended that the probation be withdrawn upon receipt of favorable quarterly reports from the employer from May 2010 to present.

5. **In the Matter of the License of: Denise Hummel, R.N., License No. 28163915A**
Administrative Cause No. 2011 NB 023
Re: Request to Withdraw Probation
Respondent appeared in person and by Counsel Lorie Brown. Deputy Attorney General Jason Gross appeared on behalf of the State of Indiana. After a hearing, ALJ Slagle recommended that the request be denied, and that the probation be modified to order the Respondent back into ISNAP, must have three months of full compliance prior to requesting withdrawal again.
6. **In the Matter of the License of: Dawn Fox, R.N., License No. 28081752A**
Administrative Cause No. 2011 NB 296
Re: Request to Withdraw Probation
Respondent appeared in person and waived the right to counsel. Deputy Attorney General Patricia Gibson appeared on behalf of the State of Indiana. After a hearing, ALJ Slagle recommended that the probation be withdrawn.
7. **In the Matter of the License of: Demetra Sturdivant, R.N., License No. 28140529A**
Administrative Cause No. 2011 NB 273
Re: Request to Reinstate
Respondent appeared in person and waived the right to counsel. Amanda Elizondo appeared on behalf of the State of Indiana. After a hearing, ALJ Slagle recommended that the license be reinstated on indefinite probation, must have one year of active nursing practice and quarterly employer reports prior to withdrawal. The licensee must provide self reports to the Board if unemployed.
8. **In the Matter of the License of: Shannon Weyer, R.N., License No. 28152966A**
Administrative Cause No. 2011 NB 496
Re: Request to Withdraw Probation
Respondent appeared in person and waived the right to counsel. Deputy Attorney General David Fleischhacker appeared on behalf of the State of Indiana. After a hearing, ALJ Slagle recommended that the probation be withdrawn.
9. **In the Matter of the License of: Christopher McLoughlin, R.N., License No. 28195703A**
Administrative Cause No. 2010 NB 297
Re: Request to Withdraw Probation
Respondent appeared in person and waived the right to counsel. Amanda Elizondo appeared on behalf of the State of Indiana. After a hearing, ALJ Slagle recommended that the probation be withdrawn.
10. **In the Matter of the License of: Amy Brandle, R.N., License No. 28196959A**
Administrative Cause No. 2011 NB 160
Re: Request to Withdraw Probation
Respondent appeared in person and waived the right to counsel. Amanda Elizondo appeared on behalf of the State of Indiana. After a hearing, ALJ Slagle recommended that the probation be withdrawn.
11. **In the Matter of the License of: Jeanne Evelyn Clark, R.N., License No. 28130497A**
Administrative Cause No. 2010 NB 214
Re: Request to Reinstate
Respondent appeared in person and by Counsel Kevin McShane. Amanda Elizondo appeared on behalf of the State of Indiana. After a hearing, ALJ Slagle recommended that the license be reinstated on indefinite probation. Prior to withdrawal, must have the longer of two years of active nursing practice or successful completion of an ISNAP RMA. During probation, Respondent may not work in home health care for one year of active nursing practice and if she is working in an assisted living or nursing home environment she must have dedicated office space and cannot enter the residence of a resident. Mr. McShane requested that the hearing also contemplate reinstatement of the APN and CSR and the State voiced no objection to that. All three licenses (RN, APN and CSR) will be reinstated on indefinite probation.
12. **In the Matter of the License of: Sabreen Abdullah-Mason, R.N., License No. 28157174A**
Administrative Cause No. 2011 NB 592
Re: Request to Withdraw Probation