

INDIANA STATE BOARD OF NURSING

INDIANA GOVERNMENT CONFERENCE CENTER
AUDITORIUM
302 WEST WASHINGTON STREET
INDIANAPOLIS, INDIANA 46204

MINUTES OF DECEMBER 11, 2003

Laurie Peters, R.N., President, called the meeting to order at 8:30 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
Carolyn Slagle, R.N., C.N.S., Member
Laurel Valentino, R.N., Member
Traci Little, JD, Consumer Member
Janis Shook, L.P.N., Member
Susan Dye, R.N., Member

Member Absent: Ann Parker, R.N., 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.

Helmuth/Slagle, 5/0/0

The Board voted to TABLE the minutes of the November 20, 2003.

CONSENSUS

INDIANA STATE NURSES ASSISTANCE PROGRAM

Donna Goch, Program Director of the Indiana State Nurses Assistance Program (ISNAP) was present. She reported that there are a total of 375 nurses being actively monitored. Ms. Goch informed that Board that PRMC was part of a very productive round table discussion concern the monitoring of nurses with pain management issues

and what the guideline might be. She told the Board that a provider list would be compiled for future use. They will meet again in March 2004. Ms. Goch informed the Board that the next quarterly report would be available at the January 2004 Board meeting.

DISCUSSION

Kathy Sanders – Request for hearing to reinstate license – Ms. Sanders is requesting to have her license reinstated before her five (5) years suspension is complete. After discussion the Board moved to DENY this request.

Peters/Helmuth, 7/0/0

Kathleen Tucco, LPN – Judicial Review Decision – The Board issued Ms. Tucco a letter of Reprimand in April 2002 for patient abuse. The abuse was never substantiated during the investigation. Ms. Tucco filed an appeal with the Court and the Judge ruled in favor of Ms. Tucco. The Judge ordered the Board to take the letter of Reprimand out of Ms. Tucco's file. The letter of Reprimand has been removed.

In the Matter of Judy Nuerge, LPN - RE: Motion to Compel Production
Ms. Nuerge's attorney has requested the Board order St. Anthony's Hospital to produce documents relevant to his client's case. Mr. Gordon White, Deputy Attorney General informed the Board that it is not clear on what documents he is requesting. He suggested that a pre-hearing conference be held via telephone conference call. The Board AGREED with Mr. White's suggestion and requested the pre-hearing conference to be scheduled via telephone conference call.

CONSENSUS

EDUCATION

St. Elizabeth School of Nursing – Report of Survey Visit – John Jezierski, MSN, RN was present as a representative from St. Elizabeth School of Nursing. Ms. Laurie Peters, R.N, made the survey visit and there were no unmet. The survey visit was APPROVED and they remain on FULL ACCREDITATION.

Helmuth, Slagle, 7/0/1, with Ms. Peters Abstaining

Relocation of Bethel College – Ms. Cheryl Martin was present as a representative from Bethel College. Ms. Martin informed the Board that they currently have the Nursing program at Ancilla College, but Ancilla is going to start their own program. Due to this, Bethel College is going to move the nursing program to Grace College. She explained to the Board that this is actually a very positive move in that Grace College has better facilities. This will not affect their clinical sites. After discussion the Board moved to APPROVE the move.

Peters/Helmuth, 8/0/0

Update on Education Subcommittee – Ms. Laurie Peters, R.N. gave an update to the Board. Ms. Peters told the Board that the subcommittee has reviewed the last draft of the rules and made a few changes. They also reviewed a draft of the new annual report forms. They will meet again March 17, 2004.

Olympia College – Survey Visit and requested Personal Appearance regarding accreditation status – Mae Lant, RN, BSN, M.Ed and Mary Kleinfelter were present from Olympia College. Ms. Laurie Peters, R.N. recently made a survey visit to Olympia College. She explained to the Board that there are many concerns with this program. Ms. Lant addressed concerns listed in the survey. She told the Board that they are getting much more support from the main office and have just been allocated \$70,000 more to help with secretarial positions, journals and other items needed. They will be looking at space for the faculty and labs. Regarding the behavior of the faculty, Ms. Lant indicated that the job descriptions have been reviewed and modified. The student body will be invited to attend faculty meetings. After discussion, the Board moved to APPROVE the survey visit and placed Olympia College on CONDITIONAL ACCREDITATION and requested that a survey visit be performed again in six (6) months.

Peters/Jones, 8/0/0

ADMINISTRATIVE HEARINGS

The following hearing was dismissed:

Christy Ann Grose, RN, License No. 28132947A, Cause No. 2003 NB 0151

The following hearing was withdrawn:

Larry Vandivier, RN, License No. 28112201A, Cause No. 94 NB 038

Let the record reflect that Traci Little and Carolyn Slagle, R.N. were out of the room conducting personal appearances for the following hearings:

Shirley Ann Stanford, LPN, License No. 27050297A, Cause No. 2002 NB 009

Respondent did appear in person and was not represented by counsel regarding a Request to Reinstate 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 Lori Keen. Maryanne D'Angelo, Case Manager with PRMC was sworn in as a witness for the Respondent. Ms. D'Angelo explained to the Board that this case has had a lot of confusion. Ms. D'Angelo told the Board that the Respondent's contract was closed due to non-compliance she was then placed on Summary Suspension by the Board. The Respondent was then evaluated by Dr. Watt who is not an addictionist, but ISNAP accepted the evaluation. At this point the

Respondent believed that her license was on Probation. She was cleared by ISNAP to go back to work. She was employed by Valleyview Healthcare and worked there from February 2003 through August 2003. Ms. D'Angelo explained that during this time Ms. Stanford's license was suspended and not on Probation therefore she should not have been working. 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 PROBATION to run concurrently with her ISNAP contact.

Jones/Valentino, 6/0/0

Lisa Suzanne Ferree, RN, LPN, License Nos. 28103924A & 27036506A, Cause No. 2003 NB 0011

Respondent did appear in person and was not represented by counsel regarding a Request to Reinstate 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 Lori Keen. The Respondent was late in arriving at the meeting. The Board originally moved to issue a NOTICE OF PROPOSED DEFAULT

Peters/Helmuth, 6/0/0

The Respondent did appear for the hearing immediately thereafter and the Board moved to WITHDRAW the NOTICE OF PROPOSED DEFAULT.

Peters/Valentino, 6/0/0

The Board proceeded with the hearing. The Respondent submitted her Psychiatrist evaluation report to the Board for review. She indicated that she originally saw the Psychiatrist and then he turned her over to a Social Worker. The Social Worker completed the evaluation report and both the Psychiatrist and Social Worker signed the report. She has been diagnosed as having Occupational Disorder. She also submitted a copy of her transcripts indicating she had completed a course in Ethics. After having considered the evidence presented and taking official notice of its file in this matter the Board moved to REINSTATE the Respondent's license.

Peters/Jones, 6/0/0

Jackie D. Nix, LPN, License No. 27035847A, Cause No. 2003 NB 0033

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 Barclay Wong, Deputy Attorney General and the court reporter sworn in for this matter was Lori Keen. A settlement agreement between the Respondent and the Attorney General's Office was presented to the Board by Barclay Wong, Deputy Attorney General. The settlement included INDEFINITE SUSPENSION for a period of six (6) months and my not request a hearing until after August 1, 2004 for the Suspension to be lifted. 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/Shook, 6/0/0

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 Hearing to Renew the 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 Lori Keen. 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/Helmuth, 6/0/0

Karlene Francis Skaggs, RN, License No. 28077985A, Cause No. 2002 NB 0056

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 Barclay Wong, Deputy Attorney General and the court reporter sworn in for this matter was Lori Keen. 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.

Helmuth/Jones, 6/0/0

At the request of Mr. Wong the Board agreed to hear witnesses. Jennifer Knoll, RN HFA and David Swanson, HFA were sworn in as witnesses for the State. Ms. Knoll testified that the Respondent was employed at Northwest Manor for approximately six (6) months. During this time the Consultant Pharmacists discover that the Duragesic patches that were not used had been tampered with. A needle was used to withdraw ninety (90%) percent of the medication from the patches. During an investigation it was traced back to the Respondent. They requested that she take a urine drug test. She told Ms. Knoll that she needed to go get her purse. She then left the facility and never returned. Mr. Swanson testified that the Respondent worked at the Westside Retirement Village for approximately one and a half (1 ½) months. During this time medications from deceased patients disappeared. All Nurses were given a urine drug screen. All were negative except for the Respondents. Her drug test did not validate on temperature. It should have registered at 96 degrees and hers registered much colder indicating that cold water had been added to the urine. The Respondent left the facility and never returned nor did she return any of their phone calls. The Board thanked the witnesses for their testimony.

Stephen Edward Morris, RN, License No. 28134771A, Cause No. 2003 NB 0112

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 Barclay Wong, Deputy Attorney General. A settlement agreement between the Respondent, his Counsel and the Attorney General's Office was presented to the Board by Barclay Wong, Deputy Attorney General. The settlement agreement included the Respondent will remain on SUMMARY SUSPENSION until his criminal charges are concluded. 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, 6/0/0

Mary Ellen Venable, RN, License No. 28098522A, Cause No. 99 NB 016

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 Barclay Wong, Deputy Attorney General and the court reporter sworn in for this matter was Lori Keen. The settlement agreement between the Respondent and the Attorney General's Office was presented to the Board by Barclay Wong, Deputy Attorney General. The settlement agreement included INDEFINITE SUSPENSION for a period of one (1) year. The Respondent must also obtain an examination by a Board certified Addictionologist and send a copy of the report to the Board thirty (30) days prior to her request for reinstatement. She must also be evaluated by ISNAP and sign a contract if deemed necessary sixty (60) days prior to her request to reinstate. 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/Jones, 6/0/0

Steven H. Ward, RN, License No. 28129192A, Cause No. 2002 NB 0114

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 Barclay Wong, Deputy Attorney General and the court reporter sworn in for this matter was Lori Keen. The settlement agreement between the Respondent and the Attorney General's Office was presented to the Board by Barclay Wong, Deputy Attorney General. The settlement included INDEFINITE SUSPENSION for a period of five (5) years. 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, 6/0/0

Nancy Laverna Garner, RN, License No. 28102403A, Cause No. 2003 NB 0026

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 Lori Keen. Respondent is not competent to practice. She is also in the middle of litigation with the State of Kentucky. After having

considered the evidence presented and taking official notice of its file in this matter the Board moved to RENEW the SUMMARY SUSPENSION.

Peters/Helmuth, 6/0/0

Mary M. Cole, LPN, License No. 27037218A, Cause No. 2003 NB 0102

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 James Holden, Deputy Attorney General and the court reporter sworn in for this matter was Lori Keen. 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. 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, 6/0/0

Ruth Ann Cioroianu, RN, License No. 28091771A, Cause No. 2003 NB 0040

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 Sara Matticks, Deputy Attorney General and the court reporter sworn in for this matter was Lori Keen. A settlement agreement between the Respondent and the Attorney General's Office was presented to the Board by Sara Matticks, Deputy Attorney General. The settlement included RENEWAL of the SUMMARY SUSPENSION for a period of ninety (90) days in which the Respondent must be evaluated by ISNAP and sign a contract if deemed 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.

Peters/Shook, 6/0/0

Jennifer Jones Mengelt, LPN, License No. 27027403A, Cause No. 2001 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 Shelley Johnson, Deputy Attorney General and the court reporter sworn in for this matter was Lori Keen. 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/Helmuth, 6/0/0

After discussion 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 an examination from a Board certified addictionologist and send a copy of the report to the Board.

Peters/Helmuth, 6/0/0

Jacqueline Fraley-McQueary, LPN, License No. 27037055A, Cause No. 2002 NB 031

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 Lori Keen. 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/Helmuth, 6/0/0

The Respondent's ISNAP contract was closed March 2003 due to non-compliance. After discussion 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 an examination from a Board certified addictionologists and send a copy of the report to the Board.

Helmuth/Jones, 6/0/0

Christina T. Stuart, RN, License No. 28151614A, Cause No. 2001 NB 0029

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 Lori Keen. 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's ISNAP contract was closed for non-compliance. After discussion 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 an examination by a Board certified addictionologist and send a copy of the report to the Board.

Peters/Shook, 6/0/0

Malinda M. Smith, RN, License No. 28111529A, Cause No. 2002 NB 0097

Respondent did not appear in person and was not represented by counsel regarding 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 Lori Keen. 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.

Helmuth/Valentino, 6/0/0

Cheryl Renee Beaver, RN, License No. 28152454A, Cause No. 2002 NB 037

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 Lori Keen. 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/Dye, 6/0/0

Maryanne D'Angelo, Case Manager with PRMC was sworn in as a witness for the State. Ms. D'Angelo testified that the Respondent's contract with ISNAP has been closed for non-compliance. Ms. Sinn informed the Board that the Respondent is currently incarcerated. After discussion 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 receive an examination by a Board certified addictionologist and send a copy of the report to the Board.

Peters/Helmuth, 6/0/0

Mona Drake-Hoffman, LPN, License No. 27038377A, Cause No. 96 NB 046

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 Lori Keen. 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.

Helmuth/Valentino, 6/0/0

Mariann D'Angelo, Case Manager with PRMC was sworn in as a witness for the State. Ms. D'Angelo testified that the Respondent's contract with ISNAP has been closed for non-compliance. After discussion the Board further moved to place the Respondent's license on INDEFINITE SUSPENSION for a period of five (5) years and ordered the Respondent to receive an examination by a Board certified addictionologist and send a copy of the report to the Board.

Peters/Shook, 6/0/0

Angela Grace Vannoy, LPN, License No. 27049272A, Cause No. 2003 NB 0028

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 Lori Keen. 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

After discussion 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 an examination by a Board certified addictionologist and send a copy of the report to the Board.

Peters/Shook, 6/0/0

Patricia Miller, RN, License No. 28100301A, Cause No. 2003 NB 0150

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 Tina Richards, Deputy Attorney General and the court reporter sworn in for this matter was Lori Keen. A settlement agreement between the Respondent and the Attorney General's Office was presented to the Board by Tina Richards, Deputy Attorney General. The settlement included SUMMARY SUSPENSION for a period of ninety (90) days. 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/Shook, 6/0/0

Let the record reflect that Traci Little and Carolyn Slagle, R.N. returned to the meeting.

Linda Ann Abney, RN, License No. 28091592A, Cause No. 2003 NB 0048

Respondent did appear in person and was represented by Georgeanna Orlich regarding a Disciplinary Hearing and Renewal Application scheduled before the Board. The State of Indiana was represented by Barclay Wong, Deputy Attorney General and the court reporter sworn in for this matter was Lori Keen. Leah Scalf, R.N. was sworn in as a witness for the State. Ms. Scalf testified that the Respondent was terminated from St. Francis Hospital after withdrawing medication from the Pixus machine for patients that had already been dismissed. A urine drug screen was in the process of being set up and the Respondent left the Hospital and never returned. Ms. Scalf also indicated to the Board that since the Respondent has left the employ of

the Hospital there have been eight (8) more incidents of the medications being withdrawn on patients that have been dismissed from the hospital. After having considered the evidence presented and taking official notice of its file in this matter the Board moved to DISMISS the disciplinary hearing to RENEW the Respondent's license.

Jones/Valentino, 8/0/0

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 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 Lori Keen. Ms. Craig sent a letter requesting a continuance. Ms. Sinn does not object to the continuance. After discussion the Board moved to CONINTUE this matter until January 2004 and stated that there will be no further continuances of this matter.

CONSENSUS

Charlotte Blevins, LPN, License No. 27027748A, Cause No. 2003 NB 0069

Respondent did not appear in person and was not represented by counsel regarding a Pre-hearing Conference 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 Lori Keen. After discussion the Board moved to have this matter set for a HEARING and stated that there will be no further continuances of this matter.

CONSENSUS

Meinrad D. Gloria, RN, License No. 28133085A, Cause No. 2003 NB 0107

Respondent did not appear in person and was not represented by counsel regarding a Hearing to Renew the 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 Lori Keen. 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, 8/0/0

Sarah M. Griffin, RN, License No. 28082030A, Cause No. 2003 NB 0057

Respondent did appear in person and was represented by P. Lynn Bibbs regarding a Disciplinary Hearing scheduled before the Board. The State of Indiana was represented by Sara Matticks and the court reporter sworn in for this matter was Lori Keen. Jennifer Leka and Blanca Conrad, DON were sworn in as witnesses for the State. Ms. Leka testified that she was with the Respondent when a patient was trying to pull his intubations tube out and the Respondent stabbed the patient's hand at least three (3) times

with a 16-gage needle to get him to let go. Ms. Leka said that this did not work and the patient was successful in taking the intubations tube out. Ms. Leka also indicated to the Board that she has never seen the Respondent abuse any other patient. Ms. Conrad testified she confronted the Respondent regarding this incident and she acted like she had not done anything wrong. Ms. Conrad examined the patient's hand and saw several prick marks. The Respondent was terminated for this incident. 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 two (2) months and after the two months are completed the Respondent's license will automatically be placed on INDEFINITE PROBATION for a period of one (1) year. The Respondent must also complete a one (1) day seminar, CEU's or a course in patient abuse and dealing with difficult patients. The Board specifically indicated that this couldn't be an in-service training.

PETERS/JONES, 8/0/0

Evelyn Barr, LPN, License No. 27016747A, Cause No. 2003 NB 0121

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 Lori Keen. 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/Helmuth, 8/0/0

Cindy Sue Collins, LPN, License No. 27020687A, Cause No. 2002 NB 0087

Respondent did appear in person and was not represented by counsel regarding an Order to Show Cause 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 Lori Keen. Maryanne D'Angelo, Case Manager with PRMC was sworn in as a witness for the State. Ms. D'Angelo testified the Respondent has been tardy on several urine drug screens and has had two (2) positive urine drug screens. Ms. D'Angelo stated that she feels the Respondent is a threat to the public health and safety if allowed to continue to practice. 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. The Board also ordered the Respondent to get back in compliance with ISNAP and should she do so after the Summary Suspension's ninety (90) days are up it will just expire and she will not have to come back before the Board.

Peters/Jones, 8/0/0

Mary Joanne Roach, RN, License No. 28067220A, Cause No. 2003 NB 0066

Respondent did not appear before the Board and was represented by P. Lynn Bibbs regarding a Disciplinary Hearing scheduled before the Board. The State of Indiana was

represented by Tina Richards, Deputy Attorney General and the court reporter sworn in for this matter was Lori Keen. A settlement agreement between the Respondent, her Counsel and the Attorney General's Office was presented to the Board by Tina Richards, Deputy Attorney General. The agreement included INDEFINITE SUSPENSION may not request reinstatement. 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, 8/0/0

Mary Jo Spaulding, RN, License No. 28092009A, Cause No. 2003 NB 0140

Respondent appeared 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 Lori Keen. The Respondent was here at the scheduled time for her hearing, however she had to leave so that she could attend her AA meeting. 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. 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, 8/0/0

Sherie Lynn Heideman, RN, License No. 28113443A, Cause No. 2003 NB 0113

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 Lori Keen. The Respondent pled guilty to obtaining a controlled substance by fraud. The incident happened in 2001, the charges occurred in 2003. She is not currently practicing. She did not actually obtain the drugs she was arrested while trying to get them. She is currently on criminal probation until March 2004. 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 thirty (30) days and order the Respondent to contact ISNAP and to sign a contract if deemed necessary. The Respondent's license will automatically be placed on INDEFINITE PROBATION to run concurrently with her criminal probation once the Indefinite Suspension has been completed.

Peters/Helmuth, 8/0/0

James F. Spradling, RN, No. 28117785A, Cause No. 2003 NB 0116

Respondent did appear in person and was represented by Terrance Kinnard regarding a Hearing to Renew the 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 Lori Keen. Donna Goch, Program Director with PRMC was sworn in as a witness for the Respondent. Ms. Goch testified the Respondent

has signed a contract with ISNAP on August 11, 2003 and has been in full compliance. After having considered the evidence presented and taking official notice of its file in this matter the Board moved to DENY the renewal of the Summary Suspension.

Peters/Helmuth, 5/3/0, with Ms. Jones, Ms. Slagle and Ms. Shook Objecting

Kimberly Jo Payne, RN, License No. 28125642A, Cause No. 2003 NB 0103

Respondent did not appear in person and was not represented by counsel regarding a Hearing to Renew the 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 Lori Keen. The Respondent's ISNAP contract has been closed due to non-compliance. 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/Helmuth, 8/0/0

Rachel Jane Newton, RN, License No. 28128635A, Cause No. 2003 NB 0086

Respondent did appear in person and was not represented by counsel regarding a Hearing to Renew the 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 Lori Keen. The Respondent has not obtained her psychiatric evaluation from a Board certified psychiatrist as ordered. Ms. Newton indicated to the Board that the Psychiatrist's on the listing in her area were no longer available to do the evaluations. She requested that the Board consider Dr. Connie Hirsh, Indiana license number 01042992A. After having considered the evidence presented and taking official notice of its file in this matter the Board moved to APPROVE Dr. Hirsh to do the evaluation and moved to RENEW the SUMMARY SUSPENSION for a period of ninety (90) days.

Peters/Helmuth, 6/2/0, with Ms. Jones and Ms. Shook Objecting

Staci Jo Ann Price, RN, License No. 28109656A, Cause No. 2003 NB 0104

Respondent did appear in person and was represented by Cynthia Marcus regarding a Hearing to Renew the Summary Suspension scheduled before the Board. The State of Indiana was represented by Sara Matticks and the court reporter sworn in for this matter was Lori Keen. Marianne D'Angelo, Case Manager with PRMC and Janet Taylor were sworn in as witnesses for the Respondent. Ms. Price diverted Hydralazine from her employment. She signed a contract with ISNAP and had a relapse July 2003. The Respondent reported the relapse to ISNAP and went to a seven (7) day in-patient treatment at Fairbanks. She completed six (6) more weeks of outpatient treatment. She attends approximately five (5) AA/Nurse support group meetings per week. Ms. D'Angelo testified that the Respondent is in full compliance at this time. Ms. Taylor testified that the Respondent is very active in the Nurse support group meetings. After having considered the evidence presented, testimony of the witnesses and taking official

notice of its file in this matter the Board moved to DENY the Renewal of the Summary Suspension.

Peters/Jones, 8/0/0

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 Hearing to Renew the 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 Lori Keen. 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/Shook, 8/0/0

Sharon Lynn Vick, LPN, License No. 27034478A, Cause No. 2003 NB 0118

Respondent did not appear in person and was not represented by counsel regarding a Hearing to Renew the 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 Lori Keen. A settlement agreement between the Respondent and the Attorney General's Office was presented to the Board by Sara Matticks, Deputy Attorney General. The agreement included RENEWAL of the SUMMARY SUSPENSION for a period of ninety (90) days and ordered the Respondent to receive an examination by a Board certified addictionologists and send a copy of the report to the Board. 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/Slagle, 8/0/0

Margaret Ann Gramza, LPN, License No. 27018532A, Cause No. 2003 NB 0089

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 Lori Keen. Donna Goch, Program Director with PRMC was sworn in as a witness for the State. Ms. Goch testified that the Respondent had a relapse in November 2003 and they have not had any contact with her since. She stated that they are unable to determine if she is safe 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 and issued an ORDER TO SHOW CAUSE.

Peters/Shook, 8/0/0

Michele Renee Weems, RN, License No. 28106462A, Cause No. 2003 NB 0117

Respondent did not appear in person and was not represented by counsel regarding a Hearing to Renew the 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 Lori Keen. A settlement 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 for a period of ninety (90) days. 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, 8/0/0

Barry A. Weber, RN, License No. 28151359A, Cause No. 2003 NB 0115

Respondent did not appear in person and was not represented by counsel regarding a Hearing to Renew the 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 Lori Keen. 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/Shook, 8/0/0

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 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 Lori Keen. The Respondent was arrested for bribing minor's with cigarettes to perform sex acts with the Respondent's husband. Ms. Sinn indicated to the Board that it is believed the Respondent is still incarcerated in Blackford County 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 for a period of ninety (90) days.

Helmuth/Shook, 8/0/0

Cynthia Elizabeth Bolenbaugh, RN, License No. 28129081A, Cause No. 2003 NB 0159

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 Lori Keen. Donna Goch, Program Director with PRMC was sworn in as a witness for the State. Ms. Goch testified that the Respondent's contract with ISNAP was closed for non-compliance. The Respondent was using her Daughter's urine to pass the urine drug tests. She has continued to divert medication and is not safe 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.

Helmuth/Valentino, 8/0/0

Kristina Marie Stamper, LPN, License No. 27041353A, Cause No. 2003 NB 0157

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 Lori Keen. The Respondent was arrested at her place of employment for an outstanding DUI warrant. At the time of her arrest they found on her person 59 Oxycontin and 22 Hydrocodone tablets. She admitted to diverting them to give to her boyfriend to sell so she could buy cocaine. She said she has a cocaine addiction. 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.

Valentino/Helmuth, 8/0/0

Sylvia Jean Simmons, RN, License No. 28135479A, Cause No. 2003 NB 0157

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 Lori Keen. The Respondent is non-compliant with her ISNAP contract and has criminal charges pending. A settlement agreement between the Respondent and the Attorney General's Office was submitted to the Board by Kate Sinn, Deputy Attorney General. The agreement included SUMMARY SUSPENSION for a period of ninety (90) days. 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/Jones, 8/0/0

PERSONAL APPEARANCES

EXAMINATION APPLICANT

Tommi Baker – Ms. Baker did appear in person and was not represented by counsel regarding a positive response on her examination application. After discussion the Board moved to ALLOW Ms. Baker to sit for the NCLEX and upon successful completion to become licensed.

CONSENSUS

ENDORSEMENT APPLICANTS

Diane Beck, RN – Ms. Beck did appear in person and was not represented by counsel regarding a positive response on her endorsement application. Ms. Beck told the Board that she received six (6) months probation, community service and had to attend alcohol classes for a DUI she received. Her sobriety date is May 10, 2003. After discussion the Board moved to APPROVE her application for licensure by endorsement.

Peters/Jones, 8/0/0

Julia Marie Lolley, RN – Ms. Lolley did not appear in person and was not represented by counsel regarding a positive response on her endorsement application. The Board was informed that Ms. Lolley signed a contract with the State of Tennessee's recovery monitoring program. After discussion the Board moved to APPROVE her application for licensure by endorsement.

Peters/Slagle, 8/0/0

RENEWAL APPLICANTS – Recommended by Traci Little and Carolyn Slagle, RN

Tamara Wooten, RN, License No. 28087410A

- Tabled until she completes the intake process with ISNAP. Once she signs the contract her renewal may be renewed automatically

Debra Opliphant, RN, License No. 28128183A

- Approved for Renewal

Lori Baumgartner, RN, License No. 28128427A

- Approved for Renewal

Robert Newland, RN, License No. 28154176A

- Approved for Renewal

Rebecca Isenberg, RN, License No. 28117152A

- Tabled until January 2004 for ISNAP evaluation

Dawn M. File, RN, License No. 28098351A

- Continued

Melanie L. Wiseman, RN, License No. 28144783A

- Continued

Marcia Ann Lathram, RN, License No. 28130639A

- Tabled until January 2004

Michaeline Louise Kwasny, RN, License No. 28075110A

- Approved for Renewal on Agreed Probation

Vicki Kay Thoman, RN, License No. 28086986A

- Approved for Renewal

Beverly Thomas, RN, License No. 28112187A

- Approved for Renewal

Joan Sherry Podjan, RN, License No. 28104615A

- Approved for Renewal on Agreed Probation

Donitta Kaye Sindors, RN, License No. 28130307A

- Tabled until January 2004 for ISNAP evaluation

Dane Meyer, RN, License No. 28150975A

- Approved for Renewal on Agreed Probation

ADMINISTRATIVE LAW JUDGE

The Board approved the following ALJ recommendations submitted by Celinda Kay Leach, R.N. from the November 3, 2003 hearings.

Debora Bodem, LPN

Rebecca Davis-Balmer, RN

Rita Mills Flynn, RN

Michelle Rene Jackson, RN

Donovan Max Mathis, RN

Mary Elaine Shank, RN

Robin Sue Spencer, LPN

Shirley Ann Stanford, LPN

There being no further business, the meeting adjourned at 9:10 p.m.

Laurie Peters, R.N., President

Darla Jones, L.P.N., Secretary

