

INDIANA STATE BOARD OF NURSING

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

MINUTES OF DECEMBER 16, 2004

Mervin Helmuth, R.N., Vice President, called the meeting to order at 8:35 a.m. and declared a quorum in accordance with IC 25-23-1-5.

Members Present: Mervin Helmuth, R.N., Vice President
Darla Jones, L.P.N., Secretary
Susan Dye, R.N., Member
Traci Little, JD, Consumer Member
Janis Shook, L.P.N., Member
Carolyn Slagle, R.N., C.N.S., Member
Laurel Valentino, R.N., Member

Members Absent: Ann Parker, R.N., Member
Laurie Peters, R.N., President

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.

Shook/Jones, 6/0/0

The Board voted to adopt the minutes of the October 21, 2004 meeting as amended.

Jones/Shook, 6/0/0

The Board voted to adopt the minutes of the November 18, 2004 meeting as amended

Jones/Dye, 6/0/0

INDIANA STATE NURSES ASSISTANCE PROGRAM

Donna Goch, Program Director, presented their monthly report. As of November 30, 2004 they have 456 Nurses involved with ISNAP. During the past month they conducted 19 intakes and there were a total of 23 licensees discharged for various reasons. Educational outreach remains a high priority. The Attorney General's Office is now on board with the utilization of CVI Connections software. The Health Professions Bureau is in the process of going online with CVI Connections as well.

Donna addressed the students.

RULE HEARING

Rule Hearing – LSA 04-97 – Ernie Klein, ISNA Director made comments about section 848 IAC 1-1-7 Licensure by endorsement. Under section (d) Applicants who are graduates of foreign schools...”, Mr. Klein suggested adding the requirement (C) *Licensed in another jurisdiction* to this section. After discussion the Board moved to ACCEPT the rules as amended.

Slagle/Shook, 6/0/0

DISCUSSION

Announcement of Student Loan Repayment Program – Indiana State Board of Health
– FYI

EDUCATION

Ivy Tech State College, Valparaiso – Request to increase enrollment – Jan Kramer, RN, MSN was present to discuss this matter with the Board. Ms. Kramer assured the Board that they do have the faculty and the space to handle the increase in enrollment. They will maintain a 1-10 ratio. Their request is to enroll an additional five (5) in the January – Traditional program and an additional eight (8) in the fall – Traditional program. After discussion the Board moved to APPROVE the increase in enrollment.

Valentino/Jones, 6/0/0

Purdue University Calumet – Accelerated Second Degree in Nursing Option – Kathy Nix, RN, MSN and Dr. Peggy Gerard, Dean were present to discuss this matter with the Board. Mr. Helmuth voiced the following concerns about this request.

- Nothing indicates they are requiring chemistry
- Did not see Gerontology listed
- Theory and clinical must be concurrent

Ms. Nix explained that the students should have already taken their chemistry requirement at this point. She also indicated that Gerontology is included with Med-

Surg. Mr. Helmuth informed them that Gerontology must be separated out somewhere and that the theory and clinical must be concurrent. He requested that these changes be included. Dr. Gerard assured the Board that they have no problem incorporating these suggested changes. After discussion the Board moved to APPROVE this request with the changes.

Helmuth/Slagle, 6/0/0

Let the record reflect that board member, Traci Little, JD, arrived at the meeting

Ivy Tech State College – Paramedic to ASN program – Survey Visit – Jan Kramer, RN, MSN was present to discuss this matter with the Board. Paulette Worcester, DNS, RN, CFNP made the survey visit. The survey visit was good and there were no unmet. After discussion the Board moved to APPROVE the survey visit and indicated that the program will be on initial accreditation.

Helmuth/Jones, 7/0/0

Let the record reflect that Carolyn Slagle, RN and Traci Little left to attend personal appearances.

ADMINISTRATIVE HEARINGS

The following hearings were continued.

Tammy Leigh Wilson, LPN, License No. 27039584A, Cause No. 2004 NB 0082
Deltona Tibbets-Figliola, RN, NP, License Nos. 28157832A & 710001589A,
Cause No. 2004 NB 0049

William Trace Fenimore, LPN, License No. 27036502A, Cause No. 2004 NB 0173
Heather Dawn King, LPN, License No. 27049162A, Cause No. 2004 NB 0107

Brenda Sue Russell, RN, License No. 28121645A, Cause No. 2003 NB 0099
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 Shelley Johnson, Deputy Attorney General and the court reporter sworn in for this matter was Charlotte Hedrick. The Respondent informed the Board that she has not worked as a Nurse since August 2003 and she regrets her past actions. She has had her Psychiatric evaluation and has been seeing the Psychiatrist for the past three (3) years. She informed the Board that the Class D Felony has been dropped from her record. After having considered the evidence presented, taking official notice of its file in this matter the Board moved to REINSTATE the Respondent's license fully.

Helmuth/Jones, 5/0/0

Pamela Diana Oney, LPN, License No. 27016289A, Cause No. 83 NB 014

Respondent did appear in person and was not represented by counsel regarding a Request to Withdraw the Order of Probation scheduled before the Board. The State of Indiana was represented by Shelley Johnson, Deputy Attorney General and the court reporter sworn in for this matter was Charlotte Hedrick. Ms. Johnson informed the Board that the request to withdraw is premature. Ms. Johnson informed the Board that the Respondent's orders states that she must have five (5) years of active nursing practice before she can request to have the probation withdrawn. Shelly requested that the Board dismiss this request due to being premature. After discussion and taking official notice of its file in this matter the Board moved to DISMISS this request.

Helmuth/Shook, 5/0/0

Linda Sue Russell, LPN, License No. 27034250A, Cause No. 2004 NB 0147

Respondent did appear in person and was represented by Kristina Lynn regarding an Agreed Order scheduled before the Board. The State of Indiana was represented by Laura Wilford, Deputy Attorney General and the court reporter sworn in for this matter was Charlotte Hedrick. An agreement between the Respondent, her counsel and the Attorney General's Office was presented to the Board by Laura Wilford, Deputy Attorney General. The agreement included a LETTER OF REPRIMAND and a FINE of \$250.00. After having considered the evidence presented and taking official notice of its file in this matter the Board moved to ACCEPT the agreement.

Helmuth/Dye, 5/0/0

Donna M. Leyba, RN, License No. 28113532A, Cause No. 2004 NB 0227

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 Shelley Johnson, Deputy Attorney General and the court reporter sworn in for this matter was Charlotte Hedrick. Donna Goch, Program Director with ISNAP was sworn in as a witness for the State. Ms. Goch testified that the Respondent is not currently being monitored by ISNAP and they cannot determine her safety 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 until ISNAP notifies the Board that the Respondent is in compliance or for ninety (90) days which ever comes first.

Helmuth/Jones, 5/0/0

Robbin R. Ricketts, RN, License No. 28096014A, Cause No. 2004 NB 0041

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 Sara Matticks, Deputy Attorney General and the court reporter sworn in for this matter was Charlotte Hedrick. An agreement between the Respondent and

the Attorney General's Office was presented to the Board by Sara Matticks, Deputy Attorney General. The agreement included a LETTER OF REPRIMAND. After having considered the evidence presented and taking official notice of its file in this matter the Board moved to ACCEPT the agreement.

Helmuth/Jones, 5/0/0

Kari Sue Rush, LPN, License No. 27039567A, Cause No. 2004 NB 0071

Respondent did appear in person and was not represented by counsel regarding a Disciplinary Hearing scheduled before the Board. The State of Indiana was represented by Shelley Johnson, Deputy Attorney General and the court reporter sworn in for this matter was Charlotte Hedrick. Donna Goch, Program Director with ISNAP and Detective Sargent Jeffrey McCorkle were sworn in as witnesses for the State. Detective Sargent McCorkle testified that he believed the Respondent had participated in operating the Meth Lab out of her Mother's garage. Ms. Goch testified that the Respondent is currently in the intake process with ISNAP. Ms Goch told the Board that this particular intake was taking longer than most. It was started on April 22, 2004. She indicated that the main reason for it taking so long is that the Respondent obtained evaluations for a non-approved provider and ISNAP was working with the Respondent and her counselor to see if ISNAP could accept these reports/evaluations or if the Respondent would need to obtain new ones. It has been determined that ISNAP cannot accept her independent reports/evaluations and ISNAP has just informed her she will need to see an approved provider. After having considered the evidence presented, testimony of the witnesses and taking official notice of its file in this matter the Board moved to place the Respondent's license on INDEFINITE PROBATION for a period of six (6) months and ordered the Respondent to sign a contact with ISNAP.

Helmuth/Dye, 5/0/0

Let the record reflect that Traci Little and Carolyn Slagle, RN rejoined the meeting.

Nicole C. Polin, LPN, License No. 27042077A, Cause No. 2004 NB 0223

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 Jenna Stewart, Deputy Attorney General and the court reporter sworn in for this matter was Charlotte Hedrick. Donna Goch, Program Director with ISNAP was sworn in as a witness for the State. Ms. Goch testified that the Respondent self-reported to ISNAP indicating that she had been using Crack, Marijuana and Alcohol for the past seven (7) years. Her case with ISNAP was closed for not returning her signed RMA. The Respondent informed the Board that she was currently attending Project Mom and she goes to AA/NA meeting. She stated her sobriety date was June 2004, but then admitted to the Board that she drank alcohol three (3) week prior to this meeting. 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 until the Respondent signs a RMA with ISNAP or for ninety (90) days which ever comes first.

Mark Alan Tucker, RN, License No. 28121892A, Cause No. 2004 NB 0224

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 Jenna Stewart, Deputy Attorney General and the court reporter sworn in for this matter was Charlotte Hedrick. Donna Goch, Program Director with ISNAP was sworn in as a witness for the State. Ms. Goch testified that the Respondent's last urine drug screen was taken August 3, 2004 and he is missing several different reports. His case was closed for non-compliance. Ms. Goch feels that he is an imminent risk to the public health and safety should he be allowed to continue to practice because he isn't being monitored. The Respondent indicated that he is still going to AA meetings three (3) times a week and he is currently drug free. He stated that he was non-compliant due to financial reasons and that he was not aware of the missing reports until they notified him they were closing his case. 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/Jones, 7/0/0

David Edward Hyatt, LPN, License No. 27043515A, Cause No. 2004 NB 0099

Respondent did not appear in person and was not represented by counsel regarding an Agreement scheduled before the Board. The State of Indiana was represented by Steven Douglas, Deputy Attorney General and the court reporter sworn in for this matter was Charlotte Hedrick. Mr. Douglas informed the Board that the Respondent was present earlier in the day but had to leave. An agreement between the Respondent and the Attorney General's Office was presented to the Board by Steven Douglas, Deputy Attorney General. The agreement included INDEFINITE PROBATION for a period of two (2) years and a LETTER OF REPRIMAND. The Respondent must also obtain three (3) CEU's in each of the following areas:

- Documentation
- Medication Administration
- Geriatric Care
- Ethics in Nursing

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

Helmuth/Valentino, 7/0/0

Sheila Lavonne Devore, RN, License No. 27031155A, Cause No. 2004 NB 0117

Respondent did not appear in person and was not represented by counsel regarding an Agreement scheduled before the Board. The State of Indiana was represented by Steven Douglas, Deputy Attorney General and the court reporter sworn in for this matter was Charlotte Hedrick. An agreement between the Respondent and the

Attorney General's Office was presented to the Board by Steven Douglas, Deputy Attorney General. The agreement included INDEFINITE PROBATION for a period of one (1) year and a LETTER OF REPRIMAND. The Respondent The Respondent must also obtain three (3) CEU's in each of the following areas:

- Documentation
- Medication Administration
- Geriatric Care
- Ethics in Nursing

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

Helmuth/Jones, 7/0/0

Let the record reflect that Traci Little and Carolyn Slagle, RN left to attend personal appearances.

Sharon L. Schmidt, RN, License No. 28130964A, Cause No. 2004 NB 0053

Respondent did appear in person and was represented by Lara Engleking regarding a Disciplinary Hearing scheduled before the Board. The State of Indiana was represented by Laura Wilford, Deputy Attorney General and the court reporter sworn in for this matter was Charlotte Hedrick. An agreement between the Respondent, her counsel and the Attorney General's Office was presented to the Board by Laura Wilford, Deputy Attorney General. The agreement included INDEFINITE PROBATION for a period of two (2) years of active nursing practice. The Respondent must also obtain a total of twelve (12) CEU's in the following areas:

- Geriatric/Elderly Care
- Abuse

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

Helmuth/Jones, 5/0/0

Jill Ann Moore, LPN, License No. 27037196A, Cause No. 2003 NB 0197

Respondent did not appear in person and was not represented by counsel regarding a Disciplinary Hearing scheduled before the Board. The State of Indiana was represented by Shelley Johnson, Deputy Attorney General and the court reporter sworn in for this matter was Charlotte Hedrick. An agreement between the Respondent and the Attorney General's Office was presented to the Board by Shelley Johnson, Deputy Attorney General. The agreement included INDEFINITE SUSPENSION until the Respondent has resigned a contract with ISNAP and has been compliant for ninety (90) days.

Helmuth/Dye, 5/0/0

Tami Lynn Hopper, LPN, License No. 27048814A, Cause No. 2004 NB 0160

Respondent did not appear in person and was not represented by counsel regarding a Disciplinary Hearing scheduled before the Board. The State of Indiana was represented by James Holden, Deputy Attorney General and the court reporter sworn in for this matter was Charlotte Hedrick. An agreement between the Respondent and the Attorney General's Office was presented to the Board by James Holden, Deputy Attorney General. The agreement included INDEFINITE PROBATION for a period of five (5) years and the Respondent must sign a contract with ISNAP within ten (10) day of this order. The Respondent must also submit proof that she has completed her Kentucky Order and must pay a \$250.00 fine and costs within 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 agreement.

Jones/Shook, 5/0/0

Let the record reflect that Tracy Little and Carolyn Slagle, RN rejoined the meeting.

Jamie Sue Evans, RN, License No. 28157142A, Cause No. 2004 NB 0073

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 Charlotte Hedrick. Officer Drew Jackson and Cheryl Hout were sworn in as witnesses for the State. Officer Jackson testified that the Respondent was arrested for sexual misconduct with a minor. She was also charged with supplying a minor with alcohol. He also reported that the Respondent had a no contact order in place when she approached and slapped the minor at a place of business. Due to this incident a warrant was issued for her arrest for violating the no contact order and for battery. When Officer Jackson served the warrant the Respondent was intoxicated and once outside the house she kicked the officer while resisting arrest. Additional charges have been filed due to this incident. The Respondent was placed on home detention until her trial. She violated her home detention order and a warrant was issued for this matter too. She pled guilty to sexual misconduct with a minor and to battery. Ms. Hout testified she was the minor's Mother. She told that the Respondent violated her no contact order several many times by talking with her son on his cell phone. She told the Board that She and her Husband agreed to the plea agreement for the Respondent because they didn't want their Son to have to go through a trial. Their Son has suffered greatly from these events. The Respondent's sentencing is scheduled for January 11, 2005. After having considered the evidence presented, testimony of the witness and taking official notice of its file in this matter the Board moved to place the Respondent's license on INDEFINITE SUSPENSION for a period of ninety (90) days and order the Respondent to receive a complete Psychological evaluation including a MMPI with an approved Psychologist. The Respondent must also receive an evaluation by ISNAP and do what they deem necessary. The Respondent must also pay a \$250.00 fine.

Helmuth/Jones, 6/0/1, with Ms. Little abstaining

Robin Kay Henry, LPN, License No. 27025696A, Cause No. 94 NB 0007

Respondent did not appear in person and was not represented by counsel regarding a Petition for Summary Suspension scheduled before the Board. The State of Indiana was represented by Laura Wilford, Deputy Attorney General and the court reporter sworn in for this matter was Charlotte Hedrick. Marilee Watson was sworn in as a witness for the State. Ms. Watson testified that after she confronted the Respondent, she admitted to her that she had drank a fifth (1/5) of Vodka before coming to work. The Police were called. Her BAC level was .054. At this time the Respondent is still incarcerated. 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/Dye, 7/0/0

Janice Fay Donnell, LPN, License No. 27032573A, Cause No. 2004 NB 0104

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

Helmuth/Dye, 7/0/0

Since the meeting we received an agreed order signed by Ms. Donnell. The notice of proposed default will not be issued and the agreed order will be heard at the January 2005 meeting.

Dawn Elaine Waterman, LPN, License No. 27031055A, Cause No. 2003 NB 0184

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 Sara Matticks, Deputy Attorney General and the court reporter sworn in for this matter was Charlotte Hedrick. After having considered the evidence presented and taking official notice of its file in this matter the Board moved to issue a NOTICE OF PROPOSED DEFAULT.

Helmuth/Jones, 7/0/0

David A. Tanner, RN, License No. 28124981A, Cause No. 2003 NB 0050

Respondent did not appear in person and was not represented by counsel regarding an Agreed Order scheduled before the Board. The State of Indiana was represented by Laura Wilford, Deputy Attorney General and the court reporter sworn in for this matter was Charlotte Hedrick. An agreement between the Respondent and the

Attorney General's Office was presented to the Board by Laura Wilford, Deputy Attorney General. The agreement included INDEFINITE SUSPENSION. Prior to reinstatement the Respondent must be evaluated by ISNAP at least ninety (90) days prior to requesting reinstatement and do what they deem necessary. The Respondent must also supply a report from his Primary Care Physician addressing his physical ability to perform Nursing duties. After having considered the evidence presented and taking official notice of its file in this matter the Board moved to ACCEPT the agreement.

Jones/Shook, 7/0/0

Doreen L. Degryse, LPN, License No. 27026519A, Cause No. 2004 NB 0220

Respondent did not appear in person and was not represented by counsel regarding a Petition for Summary Suspension scheduled before the Board. The State of Indiana was represented by Laura Wilford, Deputy Attorney General and the court reporter sworn in for this matter was Charlotte Hedrick. Donna Goch, Program Director with ISNAP was sworn in as a witness for the State. Ms. Goch testified that the Respondent's contact with ISNAP was closed for severe non-compliance. 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, Slagle, 7/0/0

Susan Francine Raman Balog, RN, License No. 27042077A, Cause No. 2003 NB 0107

Respondent did not appear in person and was not represented by counsel regarding a Petition for Summary Suspension scheduled before the Board. The State of Indiana was represented by Laura Wilford, Deputy Attorney General and the court reporter sworn in for this matter was Charlotte Hedrick. Donna Goch, Program Director with ISNAP was sworn in as a witness for the State. Ms. Goch testified that the Respondent's contract with ISNAP was closed for non-compliance. She informed the Board that the Respondent dropped out of ISNAP due to financial and physical disability problems. After having considered the evidence presented, testimony of the witness and taking official notice of its file in this matter the Board moved to place the Respondent's license on SUMMARY SUSPENSION for a period of ninety (90) days.

Jones/Valentino, 7/0/0

Sherry Lynn Bushor, LPN, License No. 27044028A, Cause No. 2004 NB 0146

Respondent did not appear in person and was not represented by counsel regarding a Disciplinary Hearing scheduled before the Board. The State of Indiana was represented by Laura Wilford, Deputy Attorney General and the court reporter sworn in for this matter was Charlotte Hedrick. After having considered the evidence

presented and taking official notice of its file in this matter the Board moved to issue a NOTICE OF PROPOSED DEFAULT.

Helmuth/Jones, 7/0/0

Betty Jane Wilson Grant, LPN, License No. 27023616A, Cause No. 2004 NB 0009

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

Helmuth/Jones, 7/0/0

Since the meeting we received an agreed order signed by Ms. Wilson Grant. The notice of proposed default will not be issued and the agreed order will be heard at the January 2005 meeting.

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

Respondent did not appear in person and was not represented by counsel regarding a Motion for Leave to File Amended Complaint scheduled before the Board. The State of Indiana was represented by Laura Wilford, Deputy Attorney General and the court reporter sworn in for this matter was Charlotte Hedrick. After discussion the Board moved to APPROVE this motion.

Jones/Shook, 7/0/0

Agnes Helen Webster, LPN, License No. 27018066A, Cause No. 2004 NB 0219

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 Shelley Johnson, Deputy Attorney General and the court reporter sworn in for this matter was Charlotte Hedrick. Donna Goch, Program Director with ISNAP was sworn in as a witness for the State. Ms. Goch testified that the Respondent is non-compliant with her ISNAP contract. Ms. Goch also informed the Board that she feels the Respondent is an imminent risk to the public health and safety should she be allowed to continue to practice because she isn't being monitored. After having considered the evidence presented and taking official notice of its file in this matter the Board moved to place the Respondent's license on SUMMARY SUSPENSION for a period of ninety (90) days.

Helmuth/Dye, 7/0/0

Darren J. Goetz, RN, License No. 28142740A, Cause No. 2004 NB 0226

Respondent did not appear in person and was not represented by counsel regarding a Motion to Dismiss Petition for Summary Suspension scheduled before the Board. The State of Indiana was represented by Laura Wilford, Deputy Attorney General and the court reporter sworn in for this matter was Charlotte Hedrick. Ms. Wilford informed the Board that she is unable to obtain witnesses or documents to proceed with the Summary Suspension. After having considered the evidence presented and taking official notice of its file in this matter the Board moved to DISMISS this matter.

Helmuth/Jones, 7/0/0

Cheri Suzanne Jewell, RN, License No. 28142740A, Cause No. 2004 NB 0226

Respondent did not appear in person and was not represented by counsel regarding a Motion for Leave to File Amended Complaint scheduled before the Board. The State of Indiana was represented by Laura Wilford, Deputy Attorney General and the court reporter sworn in for this matter was Charlotte Hedrick. After discussion the Board moved to APPROVE this motion.

Helmuth/Shook, 7/0/0

Clara Mae Sebree, LPN, License No. 27030866A, Cause No. 2003 NB 0180

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

Helmuth/Dye, 7/0/0

Ms. Goch testified that the Respondents contract with ISNAP was closed for non-compliance. After having considered the evidence presented, testimony of the witness and taking official notice of its file in this matter the Board moved to place the Respondent's license on INDEFINITE SUSPENSION for a period of one (1) year and ordered the Respondent to be evaluated by ISNAP and do what they deem necessary prior to requesting reinstatement. The Board also ordered the Respondent to pay a \$250.00 fine.

Helmuth/Valentino, 7/0/0

Marsha Brown-Wellman, LPN, License No. 27013460A, Cause No. 2004 NB 0137

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 Steven Douglas, Deputy Attorney General and the court reporter sworn in for this matter was Charlotte Hedrick. Mr. Douglas informed the Board that the Respondent left her facility with out clocking out and was immediately terminated for this incident. She got her job back with a no tolerance clause. Three (3) days later she was terminated again from the same position. After this she received a DUI. She contacted ISNAP but was a no show for her assessment appointment therefore ISNAP closed her case. After having considered the evidence presented and taking official notice of its file in this matter the Board moved hold the Respondents license in DEFAULT.

Helmuth/Valentino, 7/0/0

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

Helmuth/Shook, 7/0/0

James F. Spradling, RN, License No. 28177785A, Cause No. 2003 NB 0116

Respondent did not appear in person and was not represented by counsel regarding a Notice of Proposed Default scheduled before the Board. The State of Indiana was represented by Shelley Johnson, Deputy Attorney General and the court reporter sworn in for this matter was Charlotte Hedrick. Ms. Johnson informed the Board that in a criminal plea agreement the Respondent agreed to voluntarily and permanently surrender his Nursing license. He has also had discipline on his Nebraska and Florida licenses. 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/Slagle, 7/0/0

The Board further moved to place the Respondent's license on INDEFINITE SUSPENSION for a period of fifty (50) years.

Helmuth/Valentino, 7/0/0

Shaun Browning, LPN, License No. 27048351A, Cause No. 2004 NB 0039

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 Carrie Harmon, Deputy Attorney General and the court reporter sworn in for this matter was Charlotte Hedrick. The Respondent was terminated from his place of practice. He falsified medical records and had a sloppy practice. He had charted items that he hadn't done and his Supervisor told him to do them, instead he took a break and was then fired. 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/Jones, 7/0/0

The Board further moved to place the Respondent's license on INDEFINITE SUSPENSION for a period of six (6) months and ordered the Respondent to obtain three (3) CEU's in each of the following areas:

- Documentation/Charting
- Medication Administration
- Ethics

The Board also ordered the Respondent to pay a \$250.00 fine.

Helmuth/Valentino, 7/0/0

Julie Lynn Bruce, LPN, License No. 27042254A, Cause No. 2004 NB 0119

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 Carrie Harmon, Deputy Attorney General and the court reporter sworn in for this matter was Charlotte Hedrick. The Respondent's contract with ISNAP was closed for non-compliance. 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/Slagle, 7/0/0

The Board further moved to place the Respondent's license on INDEFINITE SUSPENSION for a period of one (1) year and ordered the Respondent to obtain an evaluation from ISNAP and do what they deem necessary.

Helmuth/Jones, 7/0/0

Mildred Marie Savage, RN, License No. 28074505A, Cause No. 2004 NB 0068

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 Carrie Harmon, Deputy Attorney General and the court reporter sworn in for this matter was Charlotte Hedrick. The Respondent's ISNAP contract was closed for non-compliance. 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/Shook, 7/0/0

The Board further moved to place the Respondent's license on INDEFINITE SUSPENSION for a period of one (1) year and ordered the respondent to receive an

evaluation from ISNAP and do what they deem necessary. The Board also ordered the Respondent to pay a \$250.00 fine.

Helmuth/Shook, 7/0/0

Mark Harrington, LPN, License No. 27035591A, Cause No. 2004 NB 0054

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 Laura Wilford, Deputy Attorney General and the court reporter sworn in for this matter was Charlotte Hedrick. The Respondent has a long history of drug diversion. He was obtaining OxyContin by having prescriptions filled at several Pharmacies and leaving without paying. The prescriptions were forged. 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/Slagle, 7/0/0

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 evaluation from ISNAP and do what they deem necessary. The Board further ordered the Respondent to renew his license and pay a \$500.00 fine.

Helmuth/Jones, 7/0/0

Sharrone Lytrece Freeman, RN, License No. 27033494A, Cause No. 2004 NB 0167

The 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 Laura Wilford, Deputy Attorney General and the court reporter sworn in for this matter was Charlotte Hedrick. The Respondent was so chronically late to her assignments that the placement agency she worked for terminated her. All the facilities they contracted with had barred her from coming back due to her chronic lateness. The Respondent then answered no to all questions on her renewal application constituting renewal fraud. 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/Jones, 7/0/0

The Board further moved to place the Respondent's license on INDEFINITE SUSPENSION for a period of six (6) months and ordered the Respondent to obtain three (3) CEU's in each of the following areas:

- Ethics/Legal
- Time Management

The Board also ordered the Respondent to pay a \$500.00 fine.

Helmuth/Jones, 7/0/0

Sandra Lynn Cox, LPN, License No. 27019743A, Cause No. 2004 NB 0130

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 Carrie Harmon, Deputy Attorney General and the court reporter sworn in for this matter was Charlotte Hedrick. Respondent has not been compliant with her terms of probation since 1996. 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/Dye, 7/0/0

The Board further moved to place the Respondent's license on INDEFINITE SUSPENSION for a period of three (3) years and ordered the Respondent to receive an evaluation form ISNAP and do what they deem necessary. The Board also ordered the Respondent to pay a \$500.00 fine.

Helmuth/Jones, 7/0/0

Merijane Harding, LPN, License No. 27008402A, Cause No. 2004 NB 0095

Respondent did not appear in person and was not represented by counsel regarding a Notice of Proposed Default scheduled before the Board. The State of Indiana was represented by Shelley Johnson, Deputy Attorney General and the court reporter sworn in for this matter was Charlotte Hedrick. A video was made by the Mother of a minor patient showing that the Respondent was not doing any of the procedures she had documented that she did. 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/Jones, 7/0/0

The Board further moved to place the Respondent's license on INDEFINITE SUSPENSION for a period of two (2) years and ordered the Respondent to pay a \$1,000.00 fine.

Helmuth/Jones, 7/0/0

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

Respondent did not appear in person and was not represented by counsel regarding a Notice of Proposed Default scheduled before the Board. The State of Indiana was represented by James Holden, Deputy Attorney General and the court reporter sworn in for this matter was Charlotte Hedrick. The Respondent injected a patient's Nubane into herself. She had a violent allergic reaction. The Respondent's contract with ISNAP has been closed for non-compliance. 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, 7/0/0

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

Helmuth/Valentino, 7/0/0

Brian Scott Edwards, RN, License No. 28109841A, Cause No. 96 NB 0006

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 Steven Douglas, Deputy Attorney General and the court reporter sworn in for this matter was Charlotte Hedrick. The Respondent has a long history with the Board starting in 1991. In 1996 the Respondent's license was placed on Indefinite Suspension. The Suspension had not been lifted when the Respondent applied for a nursing position in July 2003. The Respondent's license has been expired since 1999, however he produced a pocket card for the nursing position showing a 2005 expiration date. He worked on an expired and suspended license. After having considered the evidence presented and taking official notice of its file in this matter the Board move to hold the Respondent's license in DEFAULT.

Helmuth/Shook, 7/0/0

The Board further moved to place the Respondent's license on INDEFINITE SUSPENSION for a period of twenty-five (25) years.

Helmuth/Valentino, 7/0/0

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

Respondent did not appear in person and was not represented by counsel regarding a Notice of Proposed Default scheduled before the Board. The State of Indiana was represented by Carrie Harmon, Deputy Attorney General and the court reporter sworn in for this matter was Charlotte Hedrick. The Respondent's ISNAP case has been closed for non-compliance. 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/Jones, 7/0/0

The Board further moved to place the Respondent's license on INDEFINITE SUSPENSION for a period of one (1) year and ordered the Respondent to receive an

evaluation from ISNAP and do what they deem necessary. The Board also ordered the Respondent to keep her license renewed and to pay a \$250.00 fine.

Helmuth/Jones, 7/0/0

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

Respondent did not appear in person and was not represented by counsel regarding a Notice of Proposed Default scheduled before the Board. The State of Indiana was represented by Jenna Stewart, Deputy Attorney General and the court reporter sworn in for this matter was Charlotte Hedrick. The Respondent's contract with ISNAP has been closed for non-compliance. 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/Jones, 7/0/0

The Board further moved to place the Respondent's license on INDEFINITE SUSPENSION for a period of one (1) year and ordered the Respondent to receive an evaluation from ISNAP and do what they deem necessary. The Board also ordered the Respondent to keep her license renewed and to pay a \$250.00 fine.

Helmuth/Valentino, 7/0/0

Margaret Ann Gramza, LPN, License No. 27018532A, Cause No. 2002 NB 006

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

Helmuth/Slagle, 7/0/0

The Board further moved to place the Respondent's license on INDEFINITE SUSPENSION for a period of two (2) years and ordered the Respondent to get back into compliance with her ISNAP contract. The Board also ordered the Respondent to keep her license renewed and to pay costs and a \$500.00 fine.

Helmuth/Slagle, 7/0/0

PERSONAL APPEARANCES

EXAMINATION APPLICANT – Recommended by Carolyn Slagle, RN and Traci Little

Mindi Lynn Spurgeon – Ms. Spurgeon appeared before the Board concerning a positive response on her examination application and was not represented by counsel. Ms. Spurgeon explained that she received a public intoxication in 2000 and a DUI in 2002. She has completed all her probation requirements. The applicant has already taken and passed the examination. It was recommended that the Board APPROVE her for licensure as she has already passed NCLEX. The Board moved to ACCEPT the recommendation.

Helmuth/Jones, 5/0/2, with Ms. Little and Ms. Slagle abstaining

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

Monica Ann Biggs, LPN, License No. 27050549A

- Approved for renewal after she signs an RMA with ISNAP.

Marcia J. Champion, LPN, License No. 27043692A

- Did not show – continue until January 2005 meeting

Julie Ann Green, LPN, License No. 27014350A

- Approved on Agreed Indefinite Probation for a period of one (1) year with terms and conditions

Julie Jill Hall, LPN, License No. 27051555A

- Approved for renewal after she is evaluated by ISNAP and if they deem necessary signs an RMA.

Sondra Elaine Hoosier, LPN, License No. 27045894A

- Approved for renewal

Ava Marie Smith, LPN, License No. 27026819A

- Approved on Agreed Indefinite Probation for a period of six (6) months with terms and conditions

Lori Lyn Smith, LPN, License No. 27034297A

- Approved for renewal after she is evaluated by ISNAP and if they deem necessary signs an RMA

Marella Sue Enyeart, LPN, License No. 27044425A

- Approved for renewal

Melanie Wiseman, RN, License No. 28144783A

- Approved for renewal after she is evaluated by ISNAP and if the deem necessary signs an RMA.

The above listed renewal recommendations were APPROVED by the Board.

Helmuth/Jones, 5/0/2, with Ms. Little and Ms. Slagle abstaining

ADMINISTRATIVE LAW JUDGE RECOMMENDATIONS

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

- Debra Fouts, RN
- Lisa Jo Munsell, RN
- Catherine Steed, RN
- Veronica Lee Hedges, RN, LPN
- Rebecca Sidwell, RN, LPN
- Kristina Haler, LPN
- Patricial E. Gill, RN

APPLICATIONS

RENEWAL APPLICANT

Melissa Ann Hunter, LPN, License No. 27045933A – After reviewing Ms. Hunter’s renewal information, the Board requested that she make a Personal Appearance.

CONSENSUS

There being no further business the meeting adjourned at 8:20 p.m.

Laurie Peters, R.N., President

Darla Jones, L.P.N., Secretary

