

INDIANA STATE BOARD OF NURSING

Met on

Thursday, June 16, 2011

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.

Mr. Burghduff, L.P.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:

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

Board Member Absent:

Scott Johns, R.N., C.R.N.A., Member

State Officials Present:

Elizabeth Kiefner Crawford, Board Director, Indiana Professional Licensing Agency
Lori Grice, Assistant Board Director, Indiana Professional Licensing Agency
Lisa Chapman, Litigation Specialist, 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. Burghduff/McIntosh 7-0-0

III. ADOPTION OF THE MINUTES FROM THE MAY 19, 2011 MEETING OF THE BOARD

A motion was made and seconded to adopt the May 19, 2011 nursing board minutes. McIntosh/Laux 7-0-0

IV. INDIANA STATE NURSES ASSISTANCE PROGRAM

The Indiana State Nurses Assistance Program gave a brief report. There are currently 554 active ISNAP participants, 28 intakes are in process and 35 closures took place in the month of May with 22 successful completions.

V. EDUCATION

A. IVY Tech Gary ASN Program: REQUEST FOR CORRECTIVE ACTION PLAN, discussion:

Pass Rates: 2007-74.07%, 2008-85.1%, 2009-78.69%, 2010-82%

Ivy Tech Gary presented its corrective action plan to the Board. The campus representatives indicated that they have implemented improvements such as: increased clerical support; filling of a full time vacant position; made improvements in classrooms and labs; faculty is much more involved in student learning and outcomes; and they have begun utilizing programs looking at peer review of tests. Admission is now limited to 20 students; previously they were admitting 33 students. They are also reviewing Mountain Measurement reports. In the past, 10% of their students did not complete

general education courses and so now all students have a faculty advisor during progression through the program. Admission criteria are now completed biannually. They are using the TEAS 5 version and proficiency level for admission.

Board Action: A motion was made and seconded to accept the Corrective Action Plan. Narwold/Ogle 8-0-0

B. IVY Tech Sellersburg ASN Program: REQUEST FOR CORRECTIVE ACTION PLAN, discussion:

Pass Rates: 2008-66.2%, 2009-75.86%, 2010-72%

Ivy Tech Sellersburg has decreased their enrollment 20% for the Summer 2011 session for transition students. Their new ASN program is decreasing by 12%. Improvements to their campus include: engaging students in NCLEX prep; increased rigor of examinations; incorporated assignments with improved critical thinking skills; identifying exam deficiencies and working on correcting those areas. The faculty at the campus is working on their own development in exam writing through an online program given by NCSBN and is now involved in the curriculum development process. Six of the ten full time faculty are in an educational plan working on their masters degree and will complete in approximately 1 ½ years. In past year, this campus has implemented an advising plan that starts when students first enroll and as they are accepted into nursing program have a personal advisor that follows them throughout the nursing program.

Board Action: A motion was made and seconded to accept the Corrective Action Plan. Narwold/McIntosh 7-0-1 (Hall abstains)

C. IVY Tech Kokomo ASN Program: REQUEST FOR CORRECTIVE ACTION PLAN, discussion:

Pass Rates: 2008-63.4%, 2009-73.68%, 2010-80%

Ivy Tech Kokomo has decreased enrollment by 40% and will admit 30 ASN candidates two times a year and 30 transitional students once a year. Improvements to their campus include: working on increasing the ratio for masters prepared faculty; faculty is now working as a group looking at ATI results; the campus recognized that it needed improvement in pharmacology as of January 2010 and has now shown increases; 12 full time faculty are present with 10 masters prepared and 2 currently undergoing masters preparation. The campus will have 2 adjuncts for the fall with baccalaureate degrees but they are both on a master's track. The campus has increased the base salary in region in order to retain masters prepared faculty and they will benefit from state wide advising dollars.

Board Action: A motion was made and seconded to accept the Corrective Action Plan. McIntosh/Ogle 8-0-0

D. IVY Tech Valparaiso ASN Program: REQUEST FOR CORRECTIVE ACTION PLAN, discussion:

Pass Rates: 2006-50%, 2007-71.43%, 2008-71.7%, 2009-72.88%, 2010-84.1%

Ivy Tech-Valparaiso has made improvements in labs and classrooms; is currently reviewing Mountain measurement reports, and remediation now includes written assignments.

Board Action: A motion was made and seconded to accept the Corrective Action Plan. Narwold/Ogle 8-0-0

E. Medtech Greenwood: RN Program site visit and certification

The Board reviewed the final program evaluation. McIntosh and Laux reviewed all documentation and concurred.

Board Action: No vote required.

F. Medtech Fort Wayne PN and RN programs

Narwold conducted a full site visit on May 4, 2011 for the RN and PN programs for full accreditation. This campus is scheduled for an October site visit by NLNAC. Narwold is confused with the PN and RN programs having the same number of credit hours (104 total). Medtech Fort Wayne representatives explained that the PN program was originally a diploma program, and the RN program was previously 144 hours and 8 quarters but was changed. Tuition did not change and is being looked at on a systematic basis. Campus representatives acknowledged that pass rates for the NCLEX are an issue with low numbers. In order to get NLNAC accreditation the campus must have state accreditation. The campus is working on faculty resources and is working on a build out for the nursing department right now.

Board Action: A motion was made and seconded to approve the PN and RN programs for full accreditation. Narwold/McIntosh 5-3-0.

G. FYI – ITT Technical Institute Ft. Wayne Nursing program chair is Vanessa Phares as of May 16

H. FYI – Ivy Tech Valparaiso: Regina O’Drobinak is Interim Nursing Chair; Diana Myers is Interim Asst. Nursing Chair

I. Brown Mackie College- Fort Wayne Campus: Request for Curriculum Change

Brown Mackie Fort Wayne Campus would like to make changes to the RN program to allow students to explore further areas of nursing and add dosage calculations to their curriculum. Brown Mackie is in the process of renumbering all courses to integrate with new software.

Board Action: A motion was made and seconded to accept the proposed curriculum changes. McIntosh/Narwold 8-0-0

J. Brown Mackie College- All Indiana Campuses (South Bend, Fort Wayne, Indianapolis, and Merrillville): Request for Curriculum Change

Brown Mackie College is working on strengthening their PN program in Indiana. At all Indiana campuses they would like to delete the following courses: Microcomputers, Entry to Nursing, and Preceptor to Practice. Brown Mackie would like to replace these courses with the following: Essentials of Student Success.

Board Action: A motion was made and seconded to accept the proposed curriculum changes. McIntosh/Narwold 8-0-0

K. FYI – Harrison College Indianapolis Dean of Nursing is Margaret Broadus as of May 15

L. Purdue University School of Nursing: Request for Curriculum Change

Purdue University proposes a change in the sophomore year to include a clinical component and would like to introduce the following: Population Health, Research and Evidence Based Practice.

Board Action: A motion was made and seconded to accept the proposed curriculum changes. Narwold/Ogle 7-0-1 (McIntosh abstains)

VI. DISCUSSION

A. Frederick Nicoulin – Issue with address and NOPD

Board Action: A motion was made and seconded to set aside the default in this matter and reset the matter for July. Burghduff/Laux 7-0-1

B. National Conference Delegates for August 3-5, 2011

A discussion was had regarding the National Conference for the National Council of State Boards of Nursing which will be held in Indianapolis this year. McIntosh and Laux cannot attend.

Board Action: Burghduff and Narwold will be the delegates for the Indiana State Board of Nursing will be Ogle/Laux 8-0-0

C. Election of Officers- Officers were elected earlier this year but were not recorded in the Board’s official minutes.

Board Action: A motion was made and seconded in order to record the election of officers in the official minutes of the Board. Jerry Burghduff will continue to serve as the President of the Board, Lynda Narwold will serve as Vice President, and Constance McIntosh will serve as the Secretary. The next election of officers will be in March 2012. Ogle/Laux 7-0-1 (McIntosh abstains)

D. Donna Murphy, R.N. License No. 28149964A- Request for Voluntary Surrender

Board Action: A motion was made and seconded to deny Ms. Murphy’s request to surrender her license. McIntosh/Ogle 8-0-0

VII. BOARD DIRECTOR REPORT

Crawford gave a brief Board Director’s report regarding the status of the transition to director and welcomed new Board members Dolk, Hall and Presley.

VIII. PERSONAL APPEARANCES

8:45 a.m.

A. Appearances by Applicants for Licensure

The following personal appearances and ALJ recommendations by McIntosh and Laux were accepted by the Board by a vote of 7-0-0 unless otherwise noted:

1. Janice Smith

Ms. Smith appeared before the BON re: application for licensure by examination after 5 previous failures and finishing school in 1998. McIntosh & Laux recommended that her application be denied until she shows documentation of 95% or higher probability of passing test as provided by a refresher course.

2. Rosalynn Anderson

Ms. Anderson was issued a temporary license based on answering no to all questions on the application. Since then, it has come to the attention of the BON that she has had discipline on her IL license. A personal appearance letter was issued for May and Ms. Anderson requested it be rescheduled for June. On 6/13/11 she left word that she could not come in. Her meeting will be rescheduled.

3. Ryne Robbins

Mr. Robbins appeared before the BON re: licensure by endorsement. He disclosed discipline by employer for using medical supplies to treat an intoxicated nurse at the request of other nurses. He stated the matter is resolved. McIntosh and Laux recommended that his license be issued free and clear.

4. Daniel Sturgis

Mr. Sturgis appeared before the BON re: his application by examination. He disclosed DUI arrests in 2005 & 2007. McIntosh & Laux recommended that he have an ISNAP evaluation and sign an RMA if he meets criteria and that he be allowed to test, then his license would be issued on probation for the length of the RMA. If he does not meet criteria, his license will be issued free and clear.

5. Derek Watson

Mr. Watson appeared before the BON re: his application by examination. He disclosed 3 arrests related to accepting stolen property and past drug usage. He reports sobriety since 2001. McIntosh & Laux recommended that he have an ISNAP evaluation and sign an RMA if he meets criteria and that he be allowed to test, then his license would be issued on probation for 3 years with quarterly reports with restrictions on the population he can work with. It does not appear he disclosed these arrests to his nursing school. He may not work in pediatrics, home health agencies or hospice.

6. Allison Davis

Ms. Davis appeared before the BON re: licensure by examination. She reported a DUI in April 2011 while in nursing school. McIntosh and Laux recommended that she be allowed to test and her license be issued free and clear.

7. Tarah Blasko

Ms. Blasko appeared before the BON re: licensure by examination. She reported a DUI in 2004 and minor consumption charge in 2005 while on probation for the DUI. McIntosh and Laux recommended that she have an ISNAP evaluation and sign an RMA if eligible. She would be allowed to test. License can be issued after she completes her ISNAP evaluation.

Board Action: Accepted the recommendation 6-1-0 (McIntosh abstains)

8. Amanda Valdez

Ms. Valdez appeared before the BON for licensure by examination and reported 4 past incidents related to termination, alleged drug use at work, bad check charges and fighting. The last incident was in 2009. McIntosh and Laux recommended that she be allowed to test and her license be issued free and clear.

9. Kevin Jackson

Mr. Jackson appeared before the BON re: licensure by examination. He reported felony arson and insurance fraud charges for setting fire to his house during divorce proceedings. He states the matter was resolved after he complied with all orders of the court. Ms. McIntosh and Ms. Laux recommended that he seek an MMPI II assessment and present the results of this test to the BON. If he is deemed safe to practice, he may be allowed to test and be issued a license free and clear.

10. Jayme Clark

Ms. Clark appeared before the BON re: licensure by examination. She reported an OWI in 2003 and an arrest for trespassing in 2008 on charges made by her mother. Today she also disclosed a DUI in 8/2010 which was not reported on her application. McIntosh and Laux recommended that she have an ISNAP evaluation and sign an RMA if eligible and that her license be issued on probation for the duration of the RMA. If she is not eligible for ISNAP, her license will be issued free and clear.

11. Jessica Thomas-Armor

Ms. Thomas-Armor appeared before the BON re: her application by examination. She reported being on probation until 8/11 for driver's license being suspended for several unpaid tickets and traffic violations. She also reported a termination for attendance. Ms. McIntosh & Ms. Laux recommended she be allowed to test and her license be issued on probation for the length of her criminal probation.

12. David Guimond

This individual appeared before the full Board. Applicant worked in Indiana on an expired temporary permit and signed patient charts with "RN".

Board Action: A motion was made and seconded to grant the license and refer the matter to the OAG for practicing without a license. Burghduff/Narwold 5-0-2 (McIntosh and Laux abstain)

13. Harold Wurster

Mr. Wurster appeared before the BON re: his lic. by endorsement. He reported three arrests for incidents involving anger/alcohol. He stated he has completed all terms of probation and anger mgt. classes. Ms. McIntosh & Ms. Laux recommended he be issued a free and clear license.

14. Jennifer Logston Examination 5 previous failures

Ms. Logston appeared before the BON re: RN lic. by examination. She has failed the test 5 times. Ms. McIntosh & Ms. Laux recommended that her license application be denied. She may reapply if she submits documentation showing she has done a refresher course and has 95% probability of passing the NCLEX.

15. Tracy Wailes

Ms. Wailes appeared before the BON re: licensure by examination. She has failed the test 6 times. Ms. McIntosh & Ms. Laux recommended that her application be denied until she can show documentation from a review course that she has a 95% probability of passing the NCLEX.

16. Larry Beeler

Mr. Beeler appeared before the BON re: his lic. application by endorsement. He reported that he was charged by Drug Task force for trading drugs for rent when he was a drug salesman. He denied the charges but complied with all court orders and the matter is resolved. Ms. McIntosh and Ms. Laux recommended that he be issued a free and clear lic.

17. Kimberly Green

Ms. Green appeared before the BON re: license application by exam. She reported criminal history for writing bad checks and burglary. Ms. McIntosh and Ms. Laux recommended she be allowed to test and her license be issued on probation for 1 year with quarterly reports from supervisors.

18. Ellen Clancy

Ms. Clancy appeared before the BON re: her lic. application by exam. She reported a 2002 DUI and a charge for illegal consumption the same day the DUI was adjudicated. She states she no longer drinks. Ms. McIntosh and Ms. Laux recommended that she be allowed to test and her lic. be issued free and clear.

19. Richard Parke

Mr. Parke appeared before the BON re: his lic. application by exam. He reports a Jan. 2008 DUI and Nov. 2008 minor consumption charge prior to nursing school. He served jail time; in both incidents had BAC below legal limits. Ms. McIntosh and Ms. Laux recommended that he be allowed to test and license be issued free and clear.

20. Genesis Easton

Ms. Easton appeared before the BON re: lic. by examination. She reports a 2003 DUI and minor consumption in 2003 with BAC of .2. She has had treatment and reports last drinking in 2009. She also reported driving on suspended license, speeding. Ms. McIntosh and Ms. Laux recommended ISNAP eval. and sign an RMA if eligible. Then she may test and be issued a license on probation for the duration of the RMA. If she is not eligible for ISNAP, the license will be issued free and clear.

21. Lisa Benet

Ms. Benet appeared before the BON re: lic. by endorsement application. She disclosed that employer and KY BON scrutinized her lic. due to medication administration practices but her lic. was not disciplined. Ms. McIntosh and Ms. Laux recommended that her lic. be issued free and clear.

22. Emily Sill

Ms. Sill appeared before the BON regarding lic. by exam. application. She has failed NCLEX 4 times and finished school in 2007. Ms. McIntosh and Ms. Laux recommended that her application be denied and she may reapply with proof of passing test with 95% probability from review center.

23. Courtney Althoff

Ms. Althoff appeared before the BON for review of her ap. for lic. by exam. She is currently being treated for alcohol abuse and has a DUI in Jan. 2010. She is on probation until June 2012. Ms. McIntosh and Ms. Laux recommended that she complete an MMPI II assessment and send results to the BON for further review. Upon further review, she may be

deemed allowed to test and referred to ISNAP for an evaluation. License may be issued on probation at that time. MMPI must be done first, however.

24. **Brigette Howard**

Ms. Howard appeared before the BON re: her license application by endorsement. She did not disclose that her KY license had been disciplined because the matter had been resolved. She had received a censure/reprimand. Ms. Laux and Ms. McIntosh recommended that her lic. be issued free and clear.

25. **Mary Harrison**

Ms. Harrison appeared before the BON re: her lic. by exam. She reports 3 arrests for OWI and marijuana. States she has not drank for two years. There are also underlying stress/emotional issues. Ms. McIntosh and Ms. Laux recommended she may test; license will be issued free and clear.

26. **Derek Tennell**

Mr. Burghduff appeared as ALJ. Applicant has been convicted of minor possession of alcohol and leaving the scene of an accident. Mr. Burghduff recommends that applicant be evaluated by ISNAP. Recommend to allow to test and be issued full and clear. If applicant fails to contact ISNAP he will be sent back to the Board.

27. **Brandi Wilson**

Ms. Wilson appeared regarding her application by examination. She reported 4 alcohol related convictions. She failed to place one on her application but supplemented her response today. Mr. Burghduff recommends that applicant be evaluated by ISNAP. Recommend to allow to test and be issued a probationary license. Can petition to have lifted after 3 months of full compliance with RMA or after a not meets criteria diagnosis.

28. **Laura Wilson**

Ms. Wilson appeared regarding her application by examination. She reported 3 alcohol related convictions. Mr. Burghduff recommends that applicant be evaluated by ISNAP. Recommend to allow to test and be issued a probationary license. Can petition to have lifted after 3 months of full compliance with RMA or after a not meets criteria diagnosis.

Board Action: A motion was made and seconded to accept the recommendation. 6-0-1 (Narwold abstains)

29. **Tiffany VonBehrens**

Ms. VonBehrens appeared regarding licensure by examination. She reported an alcohol related arrest during nursing school. Applicant was sentenced for DUI, probation 1 year, eligible to get driver's license back. Is still on criminal probation until December 2011. Mr. Burghduff recommends to allow to test and have an ISNAP evaluation and to be issued free and clear upon passing.

30. **Mariam Obiero**

Ms. Obiero applied for licensure by examination and has failed the test 4 times since completing nursing school in 2008. She requested that her meeting be rescheduled.

31. **Robin Cano**

Ms. Cano applied for licensure by examination after 4 previous failures. Mr. Burghduff recommended denying her request to test and that she provide proof of 95% probability of passing the examination. Her ISNAP and criminal conviction issues cannot be addressed today because of the denial.

32. **Corey Stinson**

Mr. Stinson applied for licensure by examination and was charged with DUI but charges were dropped. He appeared before the full Board. It was unclear as to what extent he notified his nursing school of this, if at all.

Board Action: A motion was made and seconded to deny the application. Burghduff/Hall 5-0-1 (Narwold abstains)

33. **Wendy McMullen**

Ms. McMullen appeared before the BON and presented proof of completion of the refresher course as requested by the BON. Ms. McIntosh and Ms. Laux recommended that she be licensed by end.

34. **Emily Cartier**

Ms. Cartier appeared before the BON re: her application for lic. by exam. She has failed NCLEX 3 times and finished school in 2008. Ms. Laux and Ms. McIntosh recommended that her application be denied and she must submit proof of 95% probability of passing the text as shown by a review course if applying again.

35. **Rebecca Rutz**

Ms. Rutz appeared before the BON re: her application for license by exam. She has failed the test 8 times and finished school in 2002. Ms. Laux and Ms. McIntosh recommended that her ap. be denied and she may reapply with proof of review course stating she has 95% probability of passing the test.

36. **Ebony Glenn**

Ms. Glenn appeared for licensure by examination before the full Board. She reported arrests but no convictions.

Board Action: It was recommended to let her test and issue license free and clear. Burghduff/Ogle 6-0-0

37. **Amy Schieler**

Examination positive response for full board review

The Applicant appeared for personal appearance after being fired for a HIPAA violation after posting about a job on a blog.

Board action: A motion was made and seconded to Recommends allowing to test but issue a probationary license for 1 year with employer reports. Burghduff/Ogle 6-0-0

38. **Anne Frey**

Examination needs full board review

The Applicant appeared and currently has charges pending on possession of paraphernalia and marijuana. Applicant has contacted ISNAP and will likely be entering into a monitoring agreement. The Applicant's criminal charges are still pending.

Board Action: A motion was made to allow the applicant to test and allow her to come back once she tests. Ogle/Burghduff 6-0-0

B. Appearances by Applicants for Renewal

1. **Danielle Earl**

Ms. Earl appeared before the BON and reported issues re: termination. Ms. McIntosh and Ms. Laux recommended that she submit results of MMPI II from her counselor before her renewal be approved. She is to submit this to the BON at the address provided. Her renewal is denied at this time.

C. Appearances by Applicants for Renewal - More Than Three Years

1. **Elizabeth Stewart**

Ms. Stewart appeared before the BON regarding renewal of lic. expired more than 10 years. Her AZ lic. is active although it was disciplined in 2010. Matter is resolved. OK to renew.

2. **Leigh Ann Wiley**

She sent email 6:50 a.m. this date stating she would not be there. PA will be rescheduled.

VIII. ADMINISTRATIVE HEARINGS

Note: Joyce Shinault was sworn in as the court reporter for all hearings conducted on this date.

A. In the Matter of the License of: Holly Azbill, R.N., License No. 28160962A

Administrative Cause No. 2011 NB 012

Re: Disciplinary Hearing

Respondent's Request for Continuance

Board Action: This matter was continued until a later date.

B. In the Matter of the License of: Mark Philpott, R.N., License No. 28176275A

CONTINUED

Administrative Cause No. 2011 NB 010

Re: Disciplinary Hearing

C. In the Matter of the License of: Virginia Streaty, R.N., License No. 28069531A

CONTINUED

Administrative Cause No. 2011 NB 013

Re: Disciplinary Hearing

D. In the Matter of the License of: Louise Rodenbeck, License No. 28166793A

Administrative Cause No. 2011 NB 124

Re: Proposed Settlement Agreement

Parties and Counsel Present:

Thomas McGee, Deputy Attorney General, on behalf of the State of Indiana.

Participating Board Members:

Mr. Burghduff (Hearing Officer)
Ms. Narwold
Ms. McIntosh
Ms. Laux
Ms. Dolk
Ms. Hall
Ms. Presley

Case Summary and Board Action: The parties filed a proposed settlement agreement that would impose various requirements to Respondent. A motion was made and seconded to accept the settlement agreement.

Burghduff/Narwold

6-0-1, Motion carries (McIntosh abstains)

E. In the Matter of the License of: James Brown, R.N., License No. 28129053A

Administrative Cause No. 2011 NB 108

Re: Proposed Settlement Agreement

Parties and Counsel Present:

Jason Gross, Deputy Attorney General, on behalf of the State of Indiana.

Participating Board Members:

Mr. Burghduff (Hearing Officer)
Ms. Narwold
Ms. McIntosh
Ms. Laux
Ms. Dolk
Ms. Hall
Ms. Presley

Case Summary and Board Action: The parties filed a proposed settlement agreement that would impose various requirements to Respondent. A motion was made and seconded to accept the settlement agreement.

McIntosh/Laux

6-0-1, Motion carries (Narwold abstains)

F. In the Matter of the License of: Misty Walker, L.P.N., License No. 27043795A

Administrative Cause No. 2011 NB 152

Re: Pre-Hearing Settlement Conference

A continuance was requested in this matter for a later date by the Respondent. The State objected to the continuance.

Board Action: A motion was made and seconded to issue a notice of proposed default.

Burghduff/Hall

7-0-0, Motion carries

G. In the Matter of the License Application of: Jessica Beem

Administrative Cause No. 2011 NB 145

Re: Petition for Review of Decision to Deny License Application

Parties and Counsel Present:

Petitioner was present.

Participating Board Members:

Mr. Burghduff (Hearing Officer)
Ms. Dolk

Ms. Hall
Ms. Narwold
Ms. Ogle
Ms. Presley

Case Summary and Board Action: The Petitioner appealed the Board's decision to deny the initial application for LPN licensure and this hearing ensued. The Petitioner entered Exhibits 1 and 2 into evidence. A motion was made to deny the request to test and allow her to retest with a 95% probability of passing the examination.

Ogle/Burghduff
6-0-0, Motion carries

H. In the Matter of the License Application of: Emma Walker
Administrative Cause No. 2011 NB 153
Re: Petition for Review of Decision to Deny License Application

Parties and Counsel Present:
Petitioner was present.

Participating Board Members:
Mr. Burghduff (Hearing Officer)
Ms. Dolk
Mr. Hall
Ms. Narwold
Ms. Ogle
Ms. Presley

Case Summary and Board Action: The Petitioner appealed the Board's decision to deny the application for licensure and this hearing ensued. A motion was made to deny the request to test and allow her to retest with documentation of a 95% probability of passing the examination.

Burghduff/Narwold
6-0-0, Motion carries

I. In the Matter of the License of: Peggy Gregory, R.N., License No. 28113553A
Administrative Cause No. 2011 NB 122
Re: Proposed Settlement Agreement

Parties and Counsel Present:
Mark Mader, Deputy Attorney General, on behalf of the State of Indiana.

Participating Board Members:
Mr. Burghduff (Hearing Officer)
Ms. Narwold
Ms. McIntosh
Ms. Laux
Ms. Dolk
Ms. Hall
Ms. Presley

Case Summary and Board Action: The parties filed a proposed settlement agreement that would impose various requirements to Respondent. A motion was made and seconded to accept the settlement agreement.

Narwold/McIntosh
6-0-1, Motion carries (Burghduff abstains)

J. In the Matter of the License of: Tracie Scrogam, R.N., License No. 281635337A
Administrative Cause No. 2011 NB 115

Re: Proposed Settlement Agreement

Parties and Counsel Present:

Mark Mader, Deputy Attorney General, on behalf of the State of Indiana.

Participating Board Members:

Mr. Burghduff (Hearing Officer)
Ms. Narwold
Ms. Laux
Ms. Dolk
Ms. Hall
Ms. Presley

Case Summary and Board Action: The parties filed a proposed settlement agreement that would impose various requirements to Respondent. A motion was made and seconded to accept the settlement agreement.

Narwold/Laux

5-1-1, Motion carries (McIntosh against, Burghduff abstains)

K. In the Matter of the License of: Linda Walsh, L.P.N., License No. 27038210A

Administrative Cause No. 98 NB 004

Re: Notice of Proposed Dismissal

Parties and Counsel Present:

David Fleischhacker, Deputy Attorney General, on behalf of the State of Indiana.

Respondent failed to appear.

Participating Board Members:

Mr. Burghduff (Hearing Officer)
Ms. Dolk
Ms. Hall
Ms. Narwold
Ms. Ogle
Ms. Presley

Case Summary and Board Action: The State requested that the matter be dismissed.

Burghduff/Narwold

6-0-0, Motion carries

L. In the Matter of the License of: Melanie Hale, L.P.N., License No. 27044098A CONT

Administrative Cause No. 2011 NB 083

Re: Motion for Continuance

M. In the Matter of the License of: Julie Jill Hall, L.P.N., License No. 27051555A CONT

Administrative Cause No. 2011 NB 092

Re: Prehearing Settlement Conference

N. In the Matter of the License of: Linda Bullinger, R.N., L.P.N., License Nos. 28157653A CONT

Administrative Cause No. 2011 NB 057

Re: Motion for Continuance

Proposed Settlement Agreement

O. In the Matter of the License of: Dora Mensah, R.N., License No. 28152157A

Administrative Cause No. 2011 NB 135

Re: Pre-Hearing Settlement Conference

Proposed Settlement Agreement

Parties and Counsel Present:

David Fleischhacker, Deputy Attorney General, on behalf of the State of Indiana.

Participating Board Members:

Mr. Burghduff (Hearing Officer)

Ms. Narwold

Ms. McIntosh

Ms. Laux

Ms. Dolk

Ms. Hall

Ms. Presley

Case Summary and Board Action: The parties filed a proposed settlement agreement that would impose various requirements to Respondent. A motion was made and seconded to accept the settlement agreement.

Burghduff/Laux

7-0-0, Motion carries

P. In the Matter of the License of: Amy Rossiter, L.P.N., License No. 27046217A

Administrative Cause No. 2011 NB 043

Re: Pre-Hearing Settlement Conference

Case Summary and Board Action: The State of Indiana, by Deputy Attorney General David Fleischhacker, requested a notice of proposed default in this matter. A motion was made and seconded to issue a notice of proposed default.

NPD requested by David Fleischhacker.

Burghduff/Laux

7-0-0, Motion carries

Q. In the Matter of the License of: Laura Leona Boyd, R.N., License No. 28093759A

Administrative Cause No. 2009 NB 033

Re: Order to Show Cause

Case Summary and Board Action: The State of Indiana, by Deputy Attorney General Mark Mader, requested a notice of proposed default and a summary suspension in this matter. Charles Lindquist testified on behalf of the State. A motion was made and seconded to issue a notice of proposed default in this matter.

Burghduff/Laux

7-0-0, Motion carries

A motion was made and seconded to issue a summary suspension in this matter.

Narwold/Dolk

7-0-0, Motion carries

R. In the Matter of the License of: Heidi Johnson, L.P.N., License No. 27039097A

Administrative Cause No. 2010 NB 296

Re: Order to Show Cause

Case Summary and Board Action: The State of Indiana, by Deputy Attorney General Mark Mader, requested a notice of proposed default and a summary suspension in this matter. Charles Lindquist testified on behalf of the State. A motion was made and seconded to issue a notice of proposed default in this matter.

Burghduff/Laux

7-0-0, Motion carries

A motion was made and seconded to issue a summary suspension in this matter.

Narwold/Burghduff

7-0-0, Motion carries

S. In the Matter of the License of: Lori Hanna, R.N., License No. 28140833A
Administrative Cause No. 2010 NB 008
Re: Order to Show Cause

CONTINUED TO JULY

T. In the Matter of the License of: Elaine Deberry, R.N., License No. 28071001
Administrative Cause No. 2011 NB 126
Re: Proposed Settlement Agreement

Parties and Counsel Present:

Thomas McGee, Deputy Attorney General, on behalf of the State of Indiana.

Participating Board Members:

Mr. Burghduff (Hearing Officer)
Ms. Narwold
Ms. McIntosh
Ms. Laux
Ms. Dolk
Ms. Hall
Ms. Presley

Case Summary and Board Action: The parties filed a proposed settlement agreement that would impose various requirements to Respondent. A motion was made and seconded to accept the settlement agreement.

Burghduff/Hall
6-0-0, Motion carries

U. State of Indiana v. Thomas Edward Eller, L.P.N., License No. 27045058A
Administrative Cause No. 2001 NB 0068
Request to Withdraw Probation

Parties and Counsel Present:

Petitioner was present.
David Fleischhacker, Deputy Attorney General, on behalf of the State of Indiana.

Witnesses Present:

Chuck Lindquist, Indiana State Nurses Assistance Program

Participating Board Members:

Mr. Burghduff (Hearing Officer)
Ms. Narwold
Ms. McIntosh
Ms. Laux
Ms. Hall
Ms. Dolk
Ms. Presley

Case Summary and Board Action: Respondent's license was placed on indefinite probation in its order issued in October 2008. Respondent requested a hearing on his request to withdraw that probation, and following a hearing, a motion was made and seconded to withdraw the probation from his license.

Narwold/Burghduff
7-0-0, Motion carries

V. State of Indiana v. Debra Lyn Robertson, R.N., License No. 28097726A
Administrative Cause No. 2006 NB 0162
Re: Order to Show Cause

Parties and Counsel Present:

Thomas McGee, Deputy Attorney General, on behalf of the State of Indiana.

Witnesses Present:

Chuck Lindquist, ISNAP

Participating Board Members:

Mr. Burghduff (Hearing Officer)

Ms. Narwold

Ms. McIntosh

Ms. Laux

Ms. Ogle

Ms. Hall

Ms. Presley

Ms. Dolk

Case Summary and Board Action: The Respondent appeared for an order to show cause in this matter. After a hearing, a motion was made and seconded to place Respondent's license on indefinite suspension. Respondent must demonstrate six months with full compliance with ISNAP prior to reinstatement and sign consents to release her INSPECT reports to ISNAP.

Burghduff/Narwold

6-0-2, Motion carries (McIntosh/Laux abstain)

W. In the Matter of the License of: Shonda Marie Scheiber, L.P.N., License No. 27046670A

Administrative Cause No. 2007 NB 0126

Re: Request to Reinstate

Parties and Counsel Present:

Petitioner was present.

David Fleischhacker, Deputy Attorney General, on behalf of the State of Indiana.

Witnesses Present:

Chuck Lindquist, ISNAP

Participating Board Members:

Mr. Burghduff (Hearing Officer)

Ms. Dolk

Ms. Hall

Ms. Narwold

Ms. Ogle

Ms. Presley

Case Summary and Board Action: Respondent's license was placed on suspension in June 2010. Respondent requested a hearing on her request to reinstate her license, and following a hearing, a motion was made and seconded to place Respondent's license on probation until she successfully completes her ISNAP RMA.

Burghduff/Ogle

6-0-0, motion carries

X. In the Matter of the License of: Cynthia Jackson, L.P.N., License No. 27035706A

Administrative Cause No. 2011 NB 075

Re: Proposed Settlement Agreement

Parties and Counsel Present:

Jason Gross, Deputy Attorney General, on behalf of the State of Indiana.

Participating Board Members:

Mr. Burghduff (Hearing Officer)
Ms. Narwold
Ms. McIntosh
Ms. Laux
Ms. Dolk
Ms. Hall
Ms. Presley

Case Summary and Board Action: The parties filed a proposed settlement agreement that would impose various requirements to Respondent. A motion was made and seconded to accept the agreement.

Burghduff/Narwold
6-1-0, Motion carries (McIntosh abstains)

Y. In the Matter of the License of: Michelle R. Oswald, R.N., License No. 28166177A
Administrative Cause No. 2007 NB 0178
Re: Recommended Findings of Fact, Conclusions of Law and Order

Board Action: A motion was made and seconded to approve the ALJ's recommendation.
Narwold/Laux
6-0-1, Motion carries (Burghduff abstains)

Z. In the Matter of the License of: Tracy Dilk, R.N., License No. 28160309A
Administrative Cause No. 2009 NB 229
Re: Recommended Findings of Fact, Conclusions of Law, and Order

Board Action: A motion was made and seconded to approve the ALJ's recommendation.
Laux/Hall
6-0-1, Motion carries (Burghduff abstains)

AA. In the Matter of the License of: Amie Selke, R.N., License No. 28175968A
Administrative Cause No. 2007 NB 085
Re: Recommended Findings of Fact, Conclusions of Law and Order

Board Action: A motion was made and seconded to approve the ALJ's recommendation.
Narwold/McIntosh
6-0-1, Motion carries (Burghduff abstains)

BB. In the Matter of the License of: Sharon Reynolds, R.N., License No. 28121611A
Administrative Cause No. 2010 NB 003
Re: Recommended Findings of Fact, Conclusions of Law and Order

Board Action: A motion was made and seconded to approve the ALJ's recommendation.
Laux/Dolk
6-0-1, Motion carries (Burghduff abstains)

CC. State of Indiana v. Ginger Sullivan, L.P.N., License No. 27041861A
Administrative Cause No. 2006 NB 0112
Re: Order to Show Cause

Case Summary and Board Action: The State of Indiana, by Deputy Attorney General Thomas McGee, requested a continuance in this matter.
Burghduff/Laux
7-0-0, Motion carries

The State requested a summary suspension in this matter. A motion was made and seconded to issue a summary suspension in this matter.

Burghduff/Narwold
7-0-0, Motion carries

DD. In the Matter of the License Renewal Application of: Genevieve York, L.P.N., License No. 27043480A

Administrative Cause No. 2011 NB 077
Re: Petition for Review of Decision to Deny License Renewal

Case Summary and Board Action: The State of Indiana requested a Notice of proposed dismissal in this matter. A motion was made and seconded to issue a notice of proposed dismissal.

Burghduff/Narwold
7-0-0, Motion carries

EE. In the Matter of the License of: Rodina Goodman-Iacovacci, L.P.N., License No. 27048999A

Administrative Cause 2011 NB106
Re: Notice of Proposed Dismissal

Case Summary and Board Action: The State of Indiana requested a dismissal in this matter. A motion was made and seconded to issue a dismissal.

Burghduff/Laux
7-0-0, Motion carries

FF. In the Matter of the License of: Heather Johnston, R.N., License No. 28156670A

Administrative Cause No. 2011 NB 072
Re: Motion for Voluntary Dismissal

Case Summary and Board Action: The State of Indiana, by Deputy Attorney General Jason Gross, requested a dismissal in this matter. A motion was made and seconded to issue a dismissal.

Burghduff/McIntosh
7-0-0, Motion carries

GG. In the Matter of the License of: La Christa Dziadon, R.N., License No. 28151309A

Administrative Cause No. 2011 NB 046
Re: Proposed Settlement Agreement

Parties and Counsel Present:

David Fleischhacker, Deputy Attorney General, on behalf of the State of Indiana.

Participating Board Members:

Mr. Burghduff (Hearing Officer)
Ms. Narwold
Ms. McIntosh
Ms. Laux
Ms. Dolk
Ms. Hall
Ms. Presley

Case Summary and Board Action: The parties filed a proposed settlement agreement that would impose various requirements to Respondent. A motion was made and seconded to accept the settlement agreement.

Narwold/Hall
7-0-0, Motion carries

HH. In the Matter of the License of: Shanel Smith, R.N., License No. 28135367A

Administrative Cause No. 2011 NB 149
Re: Proposed Settlement Agreement

Parties and Counsel Present:

David Fleischhacker, Deputy Attorney General, on behalf of the State of Indiana.

Participating Board Members:

Mr. Burghduff (Hearing Officer)

Ms. Narwold

Ms. McIntosh

Ms. Laux

Ms. Dolk

Ms. Hall

Ms. Presley

Case Summary and Board Action: The parties filed a proposed settlement agreement that would impose various requirements to Respondent. A motion was made and seconded to accept the settlement agreement.

Burghduff/Dolk

6-0-1, Motion carries (Narwold abstains)

II. In the Matter of the License of: Margaret Evans, R.N., License No. 28150144A

Administrative Cause No. 2008 NB 010

Re: Recommended Findings of Fact, Conclusion of Law, and Order

Board Action: A motion was made and seconded to approve the ALJ's recommendation.

Narwold/Laux

6-0-1, Motion carries (Burghduff abstains)

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

Administrative Cause No. 2005 NB 0134

Re: Recommended Findings of Fact, Conclusions of Law and Order

Board Action: A motion was made and seconded to approve the ALJ's recommendation.

Narwold/McIntosh

6-0-1, Motion carries (Burghduff abstains)

KK. In the Matter of the License of: Philip Morris, R.N., License No. 28113788A

Administrative Cause No. 2011 NB 179

Re: Petition for Summary Suspension

Case Summary and Board Action: The State of Indiana, by Deputy Attorney General Thomas McGee, requested a summary suspension in this matter. Charles Lindquist was sworn in as a witness for the State. A motion was made and seconded to issue a summary suspension in this matter.

Burghduff/Narwold

7-0-0, Motion carries

LL. In the Matter of the License of: Terrie Inman, R.N., License No. 28125554A

Administrative Cause No. 2011 NB 147

Re: Petitioner's Voluntary Motion to Dismiss

Case Summary and Board Action: The State of Indiana, by Deputy Attorney General Mark Mader, requested a dismissal in this matter.

Narwold/Hall

6-0-1, Motion carries (Burghduff abstains)

MM. In the Matter of the License of: Sarah Sheets, L.P.N., License No. 27060585A

Administrative Cause No. 2011 NB 150

Re: Proposed Settlement Agreement

Parties and Counsel Present:

David Fleischhacker, Deputy Attorney General, on behalf of the State of Indiana.

Participating Board Members:

Mr. Burghduff (Hearing Officer)
Ms. Narwold
Ms. McIntosh
Ms. Laux
Ms. Dolk
Ms. Hall
Ms. Presley

Case Summary and Board Action: The parties filed a proposed settlement agreement that would impose various requirements to Respondent. A motion was made and seconded to accept the settlement agreement.

Narwold/Laux

6-0-1, Motion carries (Narwold abstains)

NN. 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

Case Summary and Board Action: The State of Indiana, by Deputy Attorney General Jason Gross, requested a summary suspension in this matter. Charles Lindquist was sworn in as a witness for the State. A motion was made and seconded to issue a summary suspension in this matter.

Burghduff/Narwold

7-0-0, Motion carries

OO. In the Matter of the License of: Valynnda Bennett, R.N., License No. 28180561A

Administrative Cause No. 2011 NB 029

Re: Proposed Settlement Agreement

Parties and Counsel Present:

Laura Wilford, Deputy Attorney General, on behalf of the State of Indiana.

Participating Board Members:

Mr. Burghduff (Hearing Officer)
Ms. Narwold
Ms. McIntosh
Ms. Laux
Ms. Dolk
Ms. Hall
Ms. Presley

Case Summary and Board Action: The parties filed a proposed settlement agreement that would impose various requirements to Respondent. A motion was made and seconded to accept the settlement agreement.

Burghduff/Laux

6-0-0, Motion carries

PP. In the Matter of the License of: Derissia Kelly, L.P.N., License No. 27043639A

Administrative Cause No. 2011 NB 040

Re: Proposed Settlement Agreement

Parties and Counsel Present:

Laura Wilford, Deputy Attorney General, on behalf of the State of Indiana.

Participating Board Members:

Mr. Burghduff (Hearing Officer)
Ms. Narwold
Ms. McIntosh
Ms. Ogle
Ms. Laux
Ms. Dolk
Ms. Hall
Ms. Presley

Case Summary and Board Action: The parties filed a proposed settlement agreement that would impose various requirements to Respondent. A motion was made and seconded to accept the settlement agreement.

Laux/Hall

5-1-1, Motion carries

IX. DEFAULT HEARINGS

A. In the Matter of the License of: Scott Gordon, L.P.N., License No. 27064219A

Administrative Cause No. 2011 NB 037

Re: Notice of Proposed Default

Parties and Counsel Present:

David Fleischhacker, Deputy Attorney General, on behalf of the State of Indiana.

Participating Board Members:

Mr. Burghduff (Hearing Officer)
Ms. Dolk
Ms. Hall
Ms. Narwold
Ms. Ogle
Ms. Presley

Case Summary and Board Action: The State requested that default be issued against the Respondent.

Burghduff/Dolk

6-0-0, Motion carries

The Board admitted State's Exhibits A and B. Following a hearing, a motion was made and seconded for indefinite suspension of the license with 1 year of documented ISNAP compliance prior to reinstatement.

Burghduff/Ogle

6-0-0, Motion carries

B. In the Matter of the License of: Amanda Pagan, R.N., License No. 28174748A

Administrative Cause No. 2011 NB 038

Re: Notice of Proposed Default

Parties and Counsel Present:

David Fleischhacker, Deputy Attorney General, on behalf of the State of Indiana.

Participating Board Members:

Mr. Burghduff (Hearing Officer)
Ms. Dolk
Ms. Hall

Ms. Narwold
Ms. Ogle
Ms. Presley

Case Summary and Board Action: The State requested that default be issued against the Respondent.
Burghduff/Narwold
6-0-0, Motion carries

The Board admitted State's Exhibits A through C. Following a hearing, a motion was made and seconded to place Respondent's license on indefinite suspension with 1 year of documented ISNAP compliance prior to reinstatement, INSPECT reports to ISNAP, \$250 fine, and costs.

Narwold/Ogle
6-0-0, Motion carries

C. In the Matter of the License of: Kimberly Oates, R.N. License No. 28167960A
Administrative Cause No. 2011 NB 036
Re: Notice of Proposed Default

Parties and Counsel Present:

David Fleischhacker, Deputy Attorney General, on behalf of the State of Indiana.

Participating Board Members:

Mr. Burghduff (Hearing Officer)
Ms. Dolk
Ms. Hall
Ms. Narwold
Ms. Ogle
Ms. Presley

Case Summary and Board Action: The State requested that default be issued against the Respondent.
Narwold/Burghduff
6-0-0, Motion carries

The Board admitted State's Exhibits A through C. Following a hearing, a motion was made and seconded to place Respondent's license on indefinite suspension with 1 year of full compliance with an RMA, physical evaluation for ability to practice nursing with 12 CE's in the areas of ethics, patient assessment and documentation each.

Burghduff/Presley
6-0-0, Motion carries

D. In the Matter of the License of: Debra Early, L.P.N., License No. 27027301A
Administrative Cause No. 2011 NB 082
Re: Notice of Proposed Default

Parties and Counsel Present:

David Fleischhacker, Deputy Attorney General, on behalf of the State of Indiana.

Participating Board Members:

Mr. Burghduff (Hearing Officer)
Ms. Dolk
Ms. Hall
Ms. Narwold
Ms. Ogle
Ms. Presley