

INDIANA STATE BOARD OF NURSING

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

MINUTES OF MARCH 17, 2005

Mervin Helmuth, R.N., President, called the meeting to order at 8:05 a.m. and declared a quorum in accordance with IC 25-23-1-5.

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

Members Absent: Laurie Peters, R.N., Member
Janis Shook, L.P.N., Member

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

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

CONSENSUS

The Board voted to adopt the minutes of the February 17, 2005 meeting as amended.

CONSENSUS

INDIANA STATE NURSES ASSISTANCE PROGRAM

Donna Goch, Program Director and Kathy Hungerford, Intake Director, presented the monthly report to the Board. As of February 28, 2005, the total number of nurses involved with ISNAP is 435. A total of 14 licensees were discharged for various reasons. ISNAP has tentatively scheduled its second provider meeting to be held May 20, 2005. They will be offering continuing education credits for those providers that attend.

A discussion concerning drug screens was held with the Board. Ms. Goch informed the Board that they currently use the highest drug screen panel available through their lab. They use the Health Professional Panel, which is very comprehensive, very specific to Health Care Professionals and is Forensic. The panel covers an array of drugs found in health care settings. This panel currently costs the Practitioner \$45.00 per drug screen, plus they must pay the collection site anywhere from \$10.00 to \$20.00 per drug screen. The collection sites are approved by ISNAP as long as they meet their guidelines. She indicated that they would be glad to work with the Board to use which panel the Board would prefer.

Donna informed the Board that the Practitioner must have an account where the payments can be automatically deducted. They can use a checking account, savings account, or a charge card savings account. If the Practitioner has absolutely no way of obtaining an account, they can still do manual payments.

Donna also discussed possible early release with the Board. Due to changes in their contract with the Board, most contracts with Practitioners are no longer than three (3) years. Previously, contracts were for a period of five (5) years. ISNAP would like to request the Board's opinion regarding this matter. If a Practitioner with a five (5) year contract has been compliant for a period of three (3) years, they would like to consider early release for this Practitioner. Donna explained that the Practitioner would go through the completion process like normal, but it would be after three (3) years instead of the five (5) is stated in their contract. The Board agreed that this would be fine.

Donna asked the Board about Suboxone a short-term form of detox for Opiates. She asked the Board's opinion about admitting Practitioners into the ISNAP program that is using Suboxone. It was determined that if they are coming into the program for a short term detox, we could accept them into the program but would not allow them to work while they are on the drug. The Board indicated that they want ISNAP to remain an abstinence free program.

The re-admission criteria was also discussed with the Board. For those Practitioners that are at the end of their contract and are severely non-complaint, ISNAP would like to submit case summaries to two (2) Board representatives for their recommendations. A fee would be associated with the re-admission and extension of their contract. For a 2nd time they would be required to pay 25% of the monthly fee,

for a 3rd time they would be required to pay 50% of the monthly fee. The current monthly fee paid by the State is \$117.88. They would establish a system to collect this money and submit it to the State for the ISNAP fund. Donna indicated that she would set us some guidelines regarding re-admission.

Kathy addressed the students.

DISCUSSION

Susan Kaye Mack, RN, 28104479A, Cause No. 2003 NB 0061 – Request for early reinstatement – After discussion the Board requested that this matter be set for a hearing.

Rules regarding impaired nursing program LSA 05-02 – The Board made some amendments to the rules presented. A revised copy will be presented to the Board at next months meeting.

EDUCATION

Purdue University North Central – Changes in curriculum – E. Jean Hayes, RN, Acting Chair was present for this matter. After discussion the Board moved to APPROVE the changes in the curriculum.

Helmuth/Jones, 7/0/0

Brown Mackie College, Merrillville – Approval for new Program Director – Carol Marie Cohs, RN, Program Director was present for this matter. Ms. Cohs explained to the Board that Keith Scholl is enrolled in a Masters program and should be able to complete it in thirteen (13) months. She also indicated that she would still be with the school but in more of a teaching position. After discussion the Board moved to APPROVE Mr. Scholl as the Program Director.

Helmuth/Valentino, 7/0/0

University of Saint Francis – Change in curriculum – The Board just received this information this morning. After discussion the Board moved to TABLE this request until next month so they would have time to review it.

CONSENSUS

PERSONAL APPEARANCES

PROBATION

Merri Lynn Bottorff, LPN, License No. 2714627A, Cause No. 2004 NB 0102
Ms. Bottorff informed the Board that she is currently working at Masons Health Care facility in Warsaw, Indiana. She explained to the Board that she wasn't sure how to go about obtaining her CEU's. The Board gave her some ideas of whom to contact and where to look on the Internet. The Board informed her they wanted to see some progress at her next appearance in three (3) months.

Let the record reflect that all Board Members were present except for Laurel Valentino, RN for the following Personal Appearance recommendations.

EXAMINATION APPLICANTS – Recommended by Carolyn Slagle, RN and Susan Dye, RN

Brian Douglas Kelsey – Applicant did appear in person and was not represented by counsel regarding a positive response on his examination application. Ms. Slagle and Ms. Dye recommended that the Board APPROVE him to take the NCLEX Examination and to become fully licensed upon successful completion of the examination. The Board moved to ACCEPT the recommendation.

Helmuth/Jones, 4/0/2, with Ms. Slagle and Ms. Dye abstaining

Robert Eugene Weaver – Applicant did appear in person and was not represented by counsel regarding a positive response on his examination application. Mr. Weaver has had nine (9) years of sobriety. Ms. Slagle and Ms. Dye recommended that the board APPROVE him for licensure as he has already passed the NCLEX. The Board moved to ACCEPT the recommendation.

Helmuth/Jones, 4/0/2, with Ms. Slagle and Ms. Dye abstaining

ENDORSEMENT APPLICANT – Recommended by Carolyn Slagle, RN and Susan Dye, RN

Reishon Doreen Owens, RN – Applicant did appear in person and was not represented by counsel regarding a positive response on her endorsement application. Ms. Owens is currently going to one (1) domestic violence counseling meeting per week, three (3) AA/NA meeting per week and is doing random urine drug screens twice a week. She is currently in the Illinois State drug program. She has five (5) months of clean time.

Ms. Slagle and Ms. Dye recommended that the Board APPROVE her for licensure after she has signed a contract with ISNAP. The Board moved to ACCEPT her recommendation.

Helmuth/Jones, 4/0/2, with Ms. Slagle and Ms. Dye abstaining

RENEWAL APPLICANTS – Recommended by Carolyn Slagle, RN and Susan Dye, RN

Teresa Marie Fields, RN, License No. 28145218A

- Approved for renewal after she signs a contract with ISNAP
- Board recommended she take the Nursing Skills refresher course

Sandra Elaine Walker, LPN, License No. 27010321A

- Approved for renewal

Herbert Lloyd Turner, RN, License No. 28128680A

- Approved for renewal on agreed Probation after he signs a contract with ISNAP

The Board moved to ACCEPT the renewal recommendations.

Helmuth/Jones, 4/0/2, with Ms. Slagle and Ms. Dye abstaining

ADMINISTRATIVE HEARINGS

The following hearings were continued.

Barbara A. Archer, RN, License No. 28117408A, Cause No. 2003 NB 0188
David Elwyn Laws, LPN, License No. 27026510A, Cause No. 2003 NB 0196
Rodney Lee Cupp, LPN, License No. 27038966A, Cause No. 2004 NB 0111

Let the record reflect that Carolyn Slagle, RN and Susan Dye, RN was out attending personal appearances.

Corrie Ann Skinner, LPN, License No. 27047723A, Cause No. 2004 NB 0225

Respondent did appear in person and was represented by Rae Martin 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 Felicia Warren. Officer Chad Null was sworn in to testify for the State. Donna Goch, Program Director with ISNAP and Deborah Skinner, RN were sworn in to testify for the Respondent. Ms. Skinner recently appeared before the Administrative Law Judge, Kay Leach for a hearing to have her Probation lifted. This hearing is to determine if Ms. Skinner lied to Ms. Leach concerning the facts of her case. The Board listened to all the witnesses and reviewed the transcript from the

ALJ hearing. 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 two (2) years. The Board also moved to issue a LETTER OF REPRIMAND and ordered the Respondent to pay hearing costs and a \$500.00 fine.

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

Let the record reflect that Ms. Slagle and Ms. Dye rejoined the meeting.

Diana Lynn Yates, LPN, License No. 27029290A, Cause No. 2005 NB 0037

Respondent did appear in person and was not represented by counsel regarding a Petition for Review of the Board's Denial of the Petitioner's Application for Renewal as a Practical Nurse scheduled before the Board. The State of Indiana was not represented in this matter and the court reporter sworn in for this matter was Felicia Warren. The Respondent appeared before the Board last month for a personal appearance on her renewal application. The Board requested she agree to Indefinite Probation and she refused to agree. Therefore, the Board denied her renewal. Ms. Yates indicated to the Board that since last month she has seen an Addictionologist and was given the diagnosis of suffering from Alcohol abuse. After having considered the evidence presented and taking official notice of its file in the matter the Board moved to place the Respondent's license on INDEFINITE PROBATION for a period of one (1) year with terms and conditions. The Respondent agreed.

Helmuth/Valentino, 6/0/1, with Ms. Slagle abstaining

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

Respondent did not appear in person and was represented by Cynthia Marcus regarding a Petition to Surrender License/Renewal of Summary Suspension scheduled before the Board. The State of Indiana was represented by Sara Matticks, Deputy Attorney General and the court reporter sworn in for this matter was Felicia Warren. Ms. Marcus informed the Board that her client wishes to surrender her license simply because she doesn't have the funds to continue with the hearings. Ms. Matticks explained to the Board that the State objects to the surrender of the license because there wouldn't be any findings that the allegations were true. Ms. Matticks indicated that if the Respondent would agree that all allegations were true then the State would not object. After having considered the evidence presented and taking official notice of its file in this matter the Board moved to DENY the request to Surrender.

Jones/Valentino, 7/0/0

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

Helmuth/Valentino, 7/0/0

Let the record reflect that Carolyn Slagle, RN let to attend a settlement conference.

Dana Rochelle Duke, RN, License No. 28139811A, Cause No. 2005 NB 0010

Respondent did appear in person and was not represented by counsel regarding a Disciplinary Hearing/Renewal of Summary Suspension scheduled before the Board. The State of Indiana was represented by Laura Wilford, Deputy Attorney General and the court reporter sworn in for this matter was Felicia Warren. A verbal agreement between the Respondent and the Attorney General's Office was presented to the Board by Laura Wilford, Deputy Attorney General. The agreement includes INDEFINITE PROBATION for the length of her ISNAP contract, \$250.00 fine and four (4) CEU's in Ethical/Legal issues. 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, 6/0/0

Andrea Kay Lowden, RN, License No. 28138021A, Cause No. 2005 NB 0013

Respondent did not appear in person and was not represented by counsel regarding a Disciplinary Hearing/Renewal of Summary Suspension scheduled before the Board. The State of Indiana was represented by Shelley Johnson, Deputy Attorney General and the court reporter sworn in for this matter was Felicia Warren. Let the record reflect that the Respondent was here earlier in the day, but had to leave due to childcare issues. After having considered the evidence presented and taking official notice of its file in this matter the Board move is issue a NOTICE OF PROPOSED DEFAULT.

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

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

Helmuth/Valentino, 6/0/00

At the request of Ms. Johnson, the Board agreed to hear the State's witnesses. Sworn in to testify for the State was Donna Goch, Program Director with ISNAP, Nina Evans, RN, Angela Green-Jones, RN and Sandra Stevens, RN. Ms. Goch testified that the Respondent's ISNAP contract has been closed for non-compliance. She contacted ISNAP after her license was placed on Summary Suspension. ISNAP received evidence at this time that she was working while on Summary Suspension. Ms. Evans testified that she found the Respondent sleeping while on duty. Ms. Green-Jones testified that the Respondent was terminated for being impaired while on duty. The Respondent took a UDS and it was positive. Ms. Stevens testified that after hiring the Respondent she had some concerns and ran a license check and it indicated the Respondent's license was on Summary Suspension. The Respondent did not inform them of this matter. The Board thanked the witnesses.

Let the record reflect that Carolyn Slagle, RN and Susan Dye, RN were away doing ALJ hearings.

Suzanne Bailey, LPN, License No. 27039794A, Cause No. 2005 NB 0069

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 Steven Douglas, Deputy Attorney General and the court reporter sworn in for this matter was Felicia Warren. Brenda Tomson, Chief Nursing Officer and Donna Goch, Program Director with ISNAP were sworn in as witnesses for the State. Mr. Douglas wanted it on record that the Respondent also goes by the name of Suzanne Langston. The Respondent has admitted to being an alcoholic. Ms. Tomson testified that during an investigation at the Hospital everyone was ordered down to the ER to take a drug screen. The Respondent did not show for the screen, but left the hospital. During their investigation they found five (5) instances of documentation errors. Ms. Goch testified that the Respondent was eligible for ISNAP but never returned her RMA. Her contract has been closed. After having considered the evidence presented, testimony of the witnesses and taking official notice of its file in this matter the Board moved to place the Respondent's license on SUMMARY SUSPENSION for a period of ninety (90) days.

Jones/Valentino, 5/0/0

Let the record reflect that Susan Dye, RN rejoined the meeting during the following hearing.

Christopher N. Schepper, RN, License No. 28156513A, Cause No. 2005 NB 0066

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 Linda Merkl. Donna Goch, Program Director with ISNAP was sworn in as a witness for the State. Ann Schepper was sworn in as a witness for the Respondent. Ms. Goch testified that the Respondent's contract with ISNAP has been closed. She indicated that he was non-compliant but that on February 15, 2005 he contacted ISNAP and stated that he was withdrawing from the ISNAP program. The Respondent told the Board that he is currently employed at Bloomington Hospital. He received two (2) OWI's, one in 1999 the second in 2002. His sobriety date is September 2002. He has completed his court ordered fourteen (14) week out patient treatment program and attended a six (6) month follow-up program. He does not attend AA/NA meetings. Ms. Schepper testified that her son has been living with her since his house sustained tornado damage. She has not seen any signs that he is or has been drinking in the past year. She feels that he is doing well in his recovery. After having considered the evidence presented, testimony of the witnesses and taking official notice of its file in this matter the Board moved to DENY the SUMMARY SUSPENSION.

Jones/Parker, 4/1/1, with Mr. Helmuth objecting and Ms. Dye abstaining

Let the record reflect that Carolyn Slagle, RN rejoined the meeting during the following hearing.

Tamara Lyn Wooten, RN, License No. 28087410A, Cause No. 2005 NB 0060

Respondent did appear in person and was not represented by counsel regarding a Petition for Summary Suspension scheduled before the Board. The State of Indiana was represented by Laura Wilford, Deputy Attorney General and the court reporter sworn in for this matter was Linda Merkl. Donna Goch, Program Director with ISNAP was sworn in as a witness for the State. Ms. Goch explained that the Respondent had a positive UDS. The Respondent informed ISNAP that there was no way it was positive and she wanted it retested. The ETG conformation was positive. The Respondent then admitted to using alcohol. She used while on duty. Ms. Goch informed that Board that she feels the Respondent is an immanent risk to the health and public safety should she be allowed to continue to practice. After having considered the evidence presented, testimony of the witness and taking official notice of its file in this matter the Board moved to place the Respondent's license on SUMMARY SUSPENSION for a period of ninety (90) days.

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

Laura S. Williams, RN, License No. 28154549A, Cause No. 2005 NB 0064

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 Linda Merkl. Kathy Hungerford, Intake Director with ISNAP was sworn in as a witness for the State. Ms. Hungerford testified that the Respondent's contract with ISNAP was closed for non-compliance. She had a positive UDS for Methadone and did not return any of ISNAP's phone calls. Ms. Williams informed the Board that she started at the Methadone clinic in June 2004. 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

Barbara Snodgress, RN, License No. 28114992A, Cause No. 2005 NB 0067

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 Steven Douglas, Deputy Attorney General and the court reporter sworn in for this matter was Linda Merkl. Donna Goch, Program Director with ISNAP was sworn in to testify for the State. David Snodgress was sworn in to testify for the Respondent. Ms. Goch testified that the Respondent's case was closed for practicing without advanced approval from ISNAP. The Respondent stated that she became addicted to Codeine after taking Cough Syrup with Codeine for and extended period of time for a sever cough. She stated that she has been sober for four and one-

half (4 ½) years. She told the Board that Marianne D'Angelo left a message on her phone that it was ok for her to go back to work. It was after she started a job that she found out that a new Case Manager was assigned to her case and that she needed to sign an addendum to the current contract that would limit where she could practice. Mr. Snodgrass testified that he did hear Ms. D'Angelo's message and they both thought that it was ok for her to go back to work. 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.

Little/Valentino, 5/1/1, with Ms. Jones objecting and Ms. Parker abstaining

Joy Marie Phillips, LPN, License No. 27041949A, Cause No. 2005 NB 0065

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 Linda Merkl. Donna Goch, Program Director was sworn in to testify for the State. Ms. Goch testified that the Respondent had five (5) positive drug screens and she returned to work without prior approval. Her contract has been closed for non-compliance. Ms. Goch feels the Respondent is an imminent risk to the health and public safety should she be allowed to continue to practice. After having considered the evidence presented, testimony of the witness and taking official notice of its file in this matter the Board moved to place the Respondent's license on SUMMARY SUSPENSION for a period of ninety (90) days.

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

Let the record reflect that Laurel Valentino, RN left for the day.

Marilyn Nadine Anders, LPN, License No. 27021618A, Cause No. 2004 NB 0216

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 Linda Merkl. The Respondent smuggled OxyCodone into her Daughter while her Daughter was incarcerated. Her license in Ohio has been revoked. An Agreement between the Respondent and the Attorney General's Office was presented to the Board by Laura Wilford, Deputy Attorney General. The agreement states that the Respondent's license will be REVOKED. 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, 6/0/0

Terry Lynn Brooks (Gee), LPN, License No. 27033891A, Cause No. 96 NB 030

Respondent did not appear in person and was not represented by counsel regarding an Order to Show Cause scheduled before the Board. The State of Indiana was

represented by Laura Wilford, Deputy Attorney General and the court reporter sworn in for this matter was Linda Merkl. After having considered the evidence presented and taking official notice of its file in this matter the Board moved to issue a NOTICE OF PROPOSED DEFAULT.

Helmuth/Jones, 6/0/0

Amy Doris Carroll, LPN, License No. 27033756A, Cause No. 2004 NB 0128

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

Jones/Helmuth, 6/0/0

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

Jones/Helmuth, 6/0/0

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

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

Helmuth/Jones, 6/0/0

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

Stacey Sue Long, RN, License No. 28144896A, Cause No. 2005 NB 0011

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

Jones/Helmuth, 6/0/0

Deborah Ann Pinkham, RN, License No. 28139832A, Cause No. 2004 NB 0197

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

Jones/Helmuth, 6/0/0

Pamela B. Ritchie, LPN, License No. 27042897A, Cause No. 2002 NB 027

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 Linda Merkl. After having considered the evidence presented and taking official notice of its file in this matter the Board moved to issue a NOTICE OF PROPOSED DEFAULT.

Helmuth/Jones, 6/0/0

At the request of Shelley Johnson, Deputy Attorney General, the Board agreed to hear additional evidence to consider an unscheduled Summary Suspension. The Respondent knowingly did not give the Residents their Medications. She tested positive on a pre-employment drug screen and she billed for hours she didn't work. After having considered the evidence presented and taking official notice of its file in this matter the Board moved to DENY the Summary Suspension.

Helmuth/Jones, 6/0/0

Sylvia Jo Hunter, LPN, License No. 27042389A, Cause No. 2005 NB 0014

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 Linda Merkl. After having considered the evidence presented and taking official notice of its file in this matter the Board moved to issue a NOTICE OF PROPOSED DEFAULT.

Jones/Parker, 6/0/0

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

Jones/Parker, 6/0/0

Carmen Lyn Yarber, LPN, License No. 27038846A, Cause No. 2005 NB 0061

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 Linda Merkl. Kathy Hungerford, Intake Director with ISNAP was sworn in as a witness for the State. Ms. Hungerford testified that the Respondent's ISNAP case was closed on February 15, 2005 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 SUMMARY SUSPENSION for a period of ninety (90) days.

Helmuth/Dye, 6/0/0

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

Respondent did not appear in person and was not represented by counsel regarding a Motion to Dismiss 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 Linda Merkl. Ms. Wilford informed the Board that since this complaint was filed the Respondent has successfully complete the ISNAP program. After having considered the evidence presented and taking official notice of its file in this matter the Board moved to APPROVE the DISMISSAL of this matter.

Helmuth/Dye, 6/0/0

James M. Franklin, RN, NP, License Nos. 28135849A & 71001453A/B, Cause No. 2004 NB 0014

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

Jones/Parker, 6/0/0

The Board further moved to place the Respondent's license on SUMMARY SUSPENSION for a period of ninety (90) days.

Jones/Parker, 6/0/0

Ellen Lee Glyshaw, LPN, License No. 27030454A, Cause No. 2004 NB 0129

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 Linda Merkl. An agreement between the Respondent and the Attorney

General's Office was presented to the Board by Laura Wilford, Deputy Attorney General. The agreement includes INDEFINITE PROBATION for a period of one (1) year with terms and conditions. The Respondent must also obtain six (6) CEU's in Ethics and three (3) CEU's in Medication Administration. 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, 6/0/0

Christy Ann Grose, RN, License No. 28132947A, Cause No. 2004 NB 0118

Respondent did not appear in person and was not represented counsel regarding a Disciplinary Hearing/Renewal of Summary Suspension scheduled before the Board. The State of Indiana was represented by Laura Wilford, Deputy Attorney General and the court reporter sworn in for this matter was Linda Merkl. An agreement between the Respondent and the Attorney General's Office was presented to the Board by Laura Wilford, Deputy Attorney General. The agreement includes INDEFINITE PROBATION for a period of four (4) years and the Respondent must sign an RMA with ISNAP. A LETTER OF REPRIMAND and the Respondent must also obtain two (2) CEU's in Medication Administration, three (3) CEU's in Charting/Documentation and five (5) CEU's in Legal/Professional Issues 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, 6/0/0

Margaret J. Isaacs, LPN, License No. 27036168A, Cause No. 2004 NB 0109

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 Linda Merkl. An agreement between the Respondent and the Attorney General's Office was presented to the Board by Laura Wilford, Deputy Attorney General. The agreement includes a LETTER OF REPRIMAND. The Respondent must also pay a \$250.00 fine and obtain three (3) CEU's in Medication Administration and three (3) CEU's in Charting. 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, 6/0/0

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

Respondent did not appear in person and was not represented by counsel regarding an Order to Show Cause scheduled before the Board. The State of Indiana was represented by Shelley Johnson, Deputy Attorney General and the court reporter sworn in for this matter was Linda Merkl.

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/Parker, 6/0/0

The Board further moved to place the Respondent's license on SUMMARY SUSPENSION for a period of ninety (90) days.

Helmuth/Dye, 6/0/0

Linda Marie Wedlocher, RN, License No. 28056324A, Cause No. 2004 NB 0120

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 Linda Merkl. After having considered the evidence presented and taking official notice of its file in this matter the Board moved to issue a NOTICE OF PROPOSED DEFAULT.

CONSENSUS

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

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

Helmuth/Slagle, 6/0/0

Lori Rene Crawford, LPN, License No. 27053540A, Cause No. 2005 NB 0018

Respondent did not appear in person and was not represented by counsel regarding a Renewal of Summary Suspension scheduled before the Board. The State of Indiana was represented by Laura Wilford, Deputy Attorney General and the court reporter sworn in for this matter was Linda Merkl. After having considered the evidence presented and taking official notice of its file in this matter the Board moved to RENEW the SUMMARY SUSPENSION until the Respondent has signed a contract with ISNAP or for ninety (90) days which ever comes first.

Helmuth/Slagle, 6/0/0

Lorry W. Nester, RN, License No. 28106870A, Cause No. 2005 NB 0016

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

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

Jones/Dye, 6/0/0

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

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

Helmuth/Dye, 6/0/0

Timothy P. Geise, LPN, License No. 27025491A, Cause No. 2005 NB 0068

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 Steven Douglas, Deputy Attorney General and the court reporter sworn in for this matter was Linda Merkl. 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.

Jones/Parker, 6/0/0

Colleen S. Sortore, RN, License No. 28136937A, Cause No. 2005 NB 0070

Respondent did not appear in person and was not represented by counsel regarding a Petition for Summary Suspension scheduled before the Board. The State of Indiana was represented by Sara Matticks, Deputy Attorney General and the court reporter sworn in for this matter was Linda Merkl. 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 place the Respondent's license on SUMMARY SUSPENSION for a period of ninety (90) days.

Helmuth/Jones, 6/0/0

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 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 Linda Merkl. 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.

Jones/Dye, 6/0/0

The Board further moved to place the Respondent's license on INDEFINITE SUSPENSION until the Respondent has signed a contract with ISNAP and has three (3) months of compliance. The Respondent must also pay a \$250.00 fine.

Helmuth/Slagle, 6/0/0

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 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 Linda Merkl. The Respondent sent a response. After having considered the evidence presented and taking official notice of its file in this matter the Board moved to RESET this matter for a hearing.

Helmuth/Jones, 6/0/0

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

Helmuth/Jones, 6/0/0

Caroline Lee Kimble, RN, License No. 28048342A, Cause No. 2003 NB 0098

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 Linda Merkl. 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, 6/0/0

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

Helmuth/Jones, 6/0/0

Patrick Allen Sheldon, LPN, License No. 27052076A, Cause No. 2004 NB 0127

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 Linda Merkl. 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, 6/0/0

The Board further moved to place the Respondent's license on INDEFINITE SUSPENSION until the Respondent has signed a contract with ISNAP and has three (3) months of compliance. The Respondent must also pay a \$250.00 fine.

Helmuth/Parker, 6/0/0

Mark Alan Tucker, RN, License No. 28134452A, Cause No. 2004 NB 0224

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 Linda Merkl. 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, 6/0/0

The Board further moved to place the Respondent's license on INDEFINITE SUSPENSION until the Respondent has signed a contract with ISNAP and has three (3) months of compliance. The Respondent must also pay a \$250.00 fine.

Helmuth/Slagle, 6/0/0

Laura Marie Walter, RN, License No. 28134452A, Cause No. 2004 NB 0029

Respondent did not appear in person and was not represented by counsel regarding a Notice of Proposed Default scheduled before the Board. The State of Indiana was represented by Shelley Johnson, Deputy Attorney General and the court reporter sworn in for this matter was Linda Merkl. 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, 6/0/0

The Board further moved to place the Respondent's license on INDEFINITE SUSPENISON until the Respondent has signed a contract with ISNAP and has three (3) months of compliance. The Respondent must also pay a \$250.00 fine.

Helmuht/Jones, 6/0/0

ADMINISTRATIVE LAW JUDGE RECOMMENDATIONS

The Board approved the following ALJ recommendation submitted by Mervin Helmuth, RN.

- Dane Charles Meyer, RN, License No. 28150975A
-Withdrew Probation

Jones/Slagle, 5/0/1, with Mr. Helmuth abstaining

The Board approved the following ALJ recommendations submitted by Carolyn Slagle, RN and Susan Dye, RN.

- Etta Marie Carpenter, LPN, License No. 27044275A, Cause No. 2004 NB 0135
-Issue a Notice of Proposed Default
- Erin B. Dunkin, LPN, License No. 27046596A, Cause No. 2004 NB 0132
-Agreement – Indefinite Probation for a period of two (2) years with terms and conditions
- Robert David Newland, LPN, RN, License No. 27043088A & 28154176A, Cause No. 2004 NB 0133
- Agreed Indefinite Probation for a period of two (2) years, \$500.00 fine and CEU's
- Heather R. Simbeck, LPN, License No. 27043092A, Cause No. 2004 NB 0136
-Issue a Notice of Proposed Default
- Cheri Suzanne Jewell, RN, License No. 28072892A, Cause No. 2004 NB 0141
-Issue a Notice of Proposed Default

There being not further business the meeting adjourned at 12:02 a.m.

Mervin Helmuth, R.N., President

Ann Parker, R.N., Secretary