

**MINUTES**

**INDIANA STATE BOARD OF NURSING**

**May 18, 2006**

**I. CALL TO ORDER & ESTABLISHMENT OF QUORUM**

Ms. Peters called the meeting to order at 8:35 a.m. in the Auditorium of the Indiana Government Center-South, 302 West Washington Street, Indianapolis, Indiana 46204 and declared a quorum, in accordance with IC § 25-23-1-5(b).

**Board Members Present:**

Laurie Peters, R.N., President  
Mervin Helmuth, R.N., Vice-President  
Carolyn Slagle, R.N., C.N.S., Member  
Ann Parker, R.N., Secretary  
Susan Dye, R.N., Member  
Traci Little, JD, Consumer Member  
Janis Shook, L.P.N., Member  
Darla Jones, L.P.N., Member

**Board Members Absent:**

Laurel Valentino, R.N., Member

**State Officials Present:**

Tonja Thompson, Board Director, Indiana Professional Licensing Agency  
Michelle Hines, Assistant Board Director, Indiana Professional Licensing Agency  
Gordon White, Commission Advisory Counsel, Office of the Attorney General

**II. ADOPTION OF THE AGENDA** Ms. Little and Ms. Parker were not present.

A motion was made and seconded to adopt the agenda, as amended.

PETERS/HELMUTH  
Motion carried 7-0-0

**III. ADOPTION OF THE MINUTES FROM THE APRIL 20, 2006 MEETING OF THE BOARD**

Ms. Little and Ms. Parker were not present.

A motion was made and seconded to adopt the minutes from the April 20, 2006 meeting of the Board.

PETERS/SHOOK  
Motion carried 7-0-0

**IV. INDIANA STATE NURSES ASSISTANCE PROGRAM (ISNAP) REPORT**

Charles Lindquist, ISNAP Program Director, presented the monthly report to the Board. Mr. Lindquist informed the Board that ISNAP has, as of April, 2006, 439 active clients, 23 new intakes, 77 intakes in process and 20 RMA's returned. Mr. Lindquist informed the Board that the provider meeting on April 25, 2006 at St. Joseph Hospital in Fort Wayne was excellent. Mr. Lindquist also informed the Board that the Data Base is fully functional and much of the information has been downloaded. They are in process of putting in the data that was missing from Compass Vision, Inc.

**INDIANA STATE NURSES ASSISTANCE PROGRAM – Audit Report**

Ms. Peters, Ms. Slagle and Mr. Helmuth conducted an audit on ISNAP's case files. Ms. Peters reported that ISNAP was well organized and in good shape. However, she did indicate an issue with pre-dated quarterly reports, which is an issue that will be addressed in the near future.

**V. EDUCATION** Ms. Little and Ms. Parker arrived.

**A. Ivy Tech State College, Columbus – Request Permission to Expand the Number of Students Accepted into the ASN Traditional Program**

Ivy Tech State College wants to expand the number of students admitted into the ASN traditional program by twenty students this fall (2006) due to the continued nursing shortage, the increased interest and the increased number of applicants for the Associate of Science in Nursing Program.

A motion was made and seconded to approve Ivy Tech State College's request to expand their ASN Program and suspend their part-time PN Program.

PETERS/HELMUTH  
Motion carried 7-0-0

**B. Ivy Tech Community College, Columbus – Change of Program Chair**

Susan Waltz will be the Program Chair for the PN and ASN Program. FYI for the Board

**C. Indiana Wesleyan University – Change of Curriculum**

Barbara Irhke, Division Chair, appeared before the Board regarding Indiana Wesleyan University's change in curriculum. The new curriculum changes from sixty-six required nursing credit hours to sixty-one required nursing credit hours. The amount of credit hours in order to graduate with a baccalaureate degree, 124 credit hours, stays the same.

A motion was made and seconded to approve Indiana Wesleyan University's change in curriculum.

PETERS/HELMUTH  
Motion carried 8-0-0

Ms. Irhke also informed the Board that she is the new Division Chair. The Board requested that Ms. Irhke put this in writing and send it to the Professional Licensing Agency to be put in their file.

**D. Ivy Tech State College, Indianapolis – Change of Program Chair**

Mary Brown, RN, M.Ed, will be the interim PN Program Chair. Angie Koller, RN, MSN, will be the ASN Program Chair. FYI for the Board

**VI. PERSONAL APPEARANCES**

**Appearances by Applicants for Renewal**

**1. Barbara Randol**

Ms. Randol did not appear before the Board regarding the positive response on her license renewal application.

A motion was made and seconded to deny Ms. Randol's application for renewal.

HELMUTH/SLAGLE  
Motion carried 8-0-0

**Appearances by Applicants for Licensure**

**1. Pamela Mallory**

Ms. Mallory appeared before the Board regarding the positive response on her examination application. Ms. Mallory was arrested for a possession offense, which was paraphernalia. She answered "No" to the questions on her application because the State of Indiana did not file charges against her.

A motion was made and seconded to approve Pamela Mallory's application for examination.

PETERS/HELMUTH  
Motion carried 8-0-0

**2. Charles Luker**

Mr. Luker appeared before the Board regarding the positive response on his endorsement application. Mr. Luker was arrested for trespassing when he went to his daughter's apartment and let himself in after knocking on the door several times.

Mr. Luker had numerous checks overdraft on his account because his tenant who was renting from him put a stop payment on his rent check after Mr. Luker deposited it. Mr. Luker was unable to cover the overdraft charges. He subsequently paid restitution as well as completed community service in lieu of a fine.

A motion was made and seconded to approve Charles Luker's application for endorsement.

HELMUTH/SLAGLE  
Motion carried 8-0-0

## VII. ADMINISTRATIVE HEARINGS

### A. The following hearings were continued:

1. **State of Indiana v. Theresa K. Birch, L.P.N., License No. 27041997A**  
Administrative Cause No. 2006 NB 0033  
Re: Disciplinary Hearing
2. **State of Indiana v. Michael R. Hernicz, R.N., License No. 28055511A**  
Administrative Cause No. 2005 NB 0191  
Re: Disciplinary Hearing
3. **State of Indiana v. Debra Lynn Oliver, L.P.N., License No. 27040246A**  
Administrative Cause No. 2005 NB 0198  
Re: Disciplinary Hearing
4. **State of Indiana v. Jessica Renee Hagerman, L. P.N., License No. 27050091A**  
Administrative Cause No. 2006 NB 0043  
Re: Disciplinary Hearing
5. **State of Indiana v. David Eugene Watson, R.N., License No. 28127947A**  
Administrative Cause No. 2006 NB 015  
Re: Disciplinary Hearing
6. **State of Indiana v. Christy Ann Burk, L.P.N., License No. 27018397A**  
Administrative Cause No. 2006 NB 009  
Re: Disciplinary Hearing
7. **State of Indiana v. Dennis Ray Miller, L.P.N., License No. 27041641A**  
Administrative Cause No. 2006 NB 0013  
Re: Disciplinary Hearing
8. **State of Indiana v. Kimberly Clark, R.N., License No. 28143832A**  
Administrative Cause No. 2005 NB 0100  
Re: Disciplinary Hearing

- B. State of Indiana v. Melinda Sue Gonzalez, L.P.N., License No. 27033903A**  
Administrative Cause No. 2006 NB 0019  
Re: Preliminary & Disciplinary Hearing

#### Parties and Counsel Present:

Melinda Sue Gonzalez, Respondent  
Laura Wilford, Deputy Attorney General for the State of Indiana

#### Participating Board Members:

Ms. Peters (Hearing Officer)  
Mr. Helmuth  
Ms. Shook  
Ms. Jones  
Ms. Parker  
Ms. Slagle  
Ms. Little  
Ms. Dye

**Case Summary:** Respondent's license was placed on summary suspension at the February 16, 2006 Board meeting. A Complaint was filed on April 4, 2006 alleging the Respondent violated two counts of Indiana Code 25-1-9-4. Respondent requested a continuance until the July meeting in order to obtain legal counsel. The State did not object to the continuance as long as the summary suspension on the Respondent's license could be continued an additional ninety (90) days.

**Board Action:** A motion was made and seconded to continue the final hearing until the July Board meeting and extend the Summary Suspension on the Respondent's license an additional ninety (90) days.

PETERS/SLAGLE  
Motion carried 8-0-0

**C. State of Indiana v. Shari Parker, L.P.N., License No. 27041059A**

Administrative Cause No. 2006 NB 0034  
Re: Disciplinary Hearing

**Parties and Counsel Present:**

Shari Parker, Respondent  
Laura Wilford, Deputy Attorney General for the State of Indiana

**Participating Board Members:**

Ms. Peters (Hearing Officer)  
Mr. Helmuth  
Ms. Shook  
Ms. Jones  
Ms. Parker  
Ms. Slagle  
Ms. Little  
Ms. Dye

**Case Summary:** A Complaint was filed on April 4, 2006 alleging the Respondent violated two counts of Indiana Code 25-1-9-4.

**Board Action:** A motion was made and seconded to place the Respondent's license on Indefinite Probation for a period of ninety (90) days. Further, Respondent must have three supervisor reports, one for each month, prior to petitioning for withdraw of probation. Respondent must also contact ISNAP and be evaluated within thirty (30) days.

PETERS/DYE  
Motion carried 6-0-2      Ms. Shook and Ms. Jones abstained.

**D. State of Indiana v. Brian Patrick Tunin, R.N., License No. 28137578A**

Administrative Cause No. 2005 NB 0189  
Re: Preliminary & Disciplinary Hearing

**Parties and Counsel Present:**

Respondent did not appear and was not represented by counsel.  
Linda Batten, Deputy Attorney General for the State of Indiana

**State's Witness:**

Tina Gonterman

**Participating Board Members:**

Ms. Peters (Hearing Officer)  
Mr. Helmuth  
Ms. Shook  
Ms. Jones  
Ms. Dye  
Ms. Parker  
Ms. Little  
Ms. Slagle

**Case Summary:** Respondent's license was placed on summary suspension at the November 17, 2005 Board meeting. The summary suspension was extended at the February 16, 2006 Board meeting. A Complaint was filed on April 4, 2006 alleging the Respondent violated four counts of Indiana Code 25-1-9-4.

**Board Action:** A motion was made and seconded to issue a Notice of Proposed Default.

PETERS/SHOOK  
Motion carried 8-0-0

A motion was made and seconded to extend the Summary Suspension on the Respondent's license for an additional ninety (90) days.

PETERS/SLAGLE  
Motion carried 8-0-0

**E. State of Indiana v. Lashronda McIntosh, L.P.N., License No. 27051908A**

Administrative Cause No. 2005 NB 0184

Re: Preliminary & Disciplinary Hearing

**Parties and Counsel Present:**

Lashronda McIntosh, Respondent

Linda Batten, Deputy Attorney General for the State of Indiana

**State's Witness:**

Charles Lindquist, ISNAP Program Director

**Participating Board Members:**

Ms. Peters (Hearing Officer)

Mr. Helmuth

Ms. Shook

Ms. Jones

Ms. Parker

Ms. Little

Ms. Slagle

Ms. Dye

**Case Summary:** Respondent's license was placed on summary suspension at the November 17, 2005 Board meeting. The summary suspension was extended at the February 16, 2006 Board meeting. A Complaint was filed on January 30, 2006 alleging the Respondent violated two counts of Indiana Code 25-1-9-4.

**Board Action:** A motion was made and seconded to place the Respondent's license on Indefinite Suspension. Prior to petitioning for reinstatement, Respondent must have three (3) months compliance with her ISNAP contract and pay a fine in the amount of \$250.00 dollars.

PETERS/HELMUTH

Motion carried 8-0-0

**F. State of Indiana v. Mary Ruth Givens, R.N., License No. 28136555A**

Administrative Cause No. 2003 NB 0126

Re: Request for Reinstatement

**Parties and Counsel Present:**

Mary Ruth Givens, Respondent

Edgar Howard, Counsel for the Respondent

Laura Wilford, Deputy Attorney Generals for the State of Indiana

**Participating Board Members:**

Ms. Peters (Hearing Officer)

Mr. Helmuth

Ms. Shook

Ms. Jones

Ms. Parker

Ms. Little

Ms. Slagle

Ms. Dye

**Case Summary:** Respondent's license was placed on Indefinite Suspension at the March 18, 2004 Board meeting. The Findings of Fact, Ultimate Findings of Facts and Order was filed on April 6, 2004.

**Board Action:** A motion was made and seconded to reinstate the Respondent's license on Indefinite Probation for a period of one (1) year. Further, Respondent must contact ISNAP within thirty (30) days and sign an RMA if applicable.

PETERS/HELMUTH

Motion carried 8-0-0

**G. State of Indiana v. Kenneth Lamar Riggins, L.P.N., License No. 27037748A**

Administrative Cause No. 2006 NB 0028

Re: Disciplinary Hearing

**Parties and Counsel Present:**

Kenneth Lamar Riggins, Respondent

Patrick McCool, Deputy Attorney General for the State of Indiana

**Participating Board Members:**

Ms. Peters (Hearing Officer)  
Mr. Helmuth  
Ms. Shook  
Ms. Jones  
Ms. Parker  
Ms. Little  
Ms. Slagle  
Ms. Dye

**Case Summary:** A Complaint was filed on March 17, 2006 alleging the Respondent violated one count of Indiana Code 25-1-9-4.

**Board Action:** A motion was made and seconded to issue a Censure on the Respondent's license.

PETERS/JONES  
Motion carried 6-2-0 Ms. Little and Ms. Shook opposed.

**H. State of Indiana v. Mae Devore, R.N., License No. 28149908A**

Administrative Cause No. 2001 NB 016  
Re: Request to Withdraw Probation

**Parties and Counsel Present:**

Mae Devore, Respondent  
The State of Indiana was not represented.

**Participating Board Members:**

Ms. Peters (Hearing Officer)  
Mr. Helmuth  
Ms. Shook  
Ms. Jones  
Ms. Parker  
Ms. Little  
Ms. Slagle  
Ms. Dye

**Case Summary:** Respondent's license was placed on Indefinite Probation at the March 15, 2001 Board meeting. The Decision on License Application was filed on March 20, 2001.

**Board Action:** A motion was made and seconded to withdraw the probation on the Respondent's license.

PETERS/JONES  
Motion carried 8-0-0

**I. State of Indiana v. Cheryl Carson (Noblitt), R.N., License No. 28058302A**

Administrative Cause No. 96 NB 071  
Re: Request to Withdraw Probation

**Parties and Counsel Present:**

Cheryl Carson (Noblitt), Respondent  
Linda Batten, Deputy Attorney General for the State of Indiana

**State's Witnesses:**

Charles Lindquist, ISNAP Program Director

**Participating Board Members:**

Ms. Peters (Hearing Officer)  
Mr. Helmuth  
Ms. Shook  
Ms. Jones  
Ms. Parker  
Ms. Little  
Ms. Dye

**Case Summary:** Respondent's license was placed on Indefinite Probation at the November 5, 2001 Board meeting. The Final Order was filed on December 19, 2001.

**Board Action:** A motion was made and seconded to withdraw the probation on the Respondent's license.

PETERS/SHOOK  
Motion carried 7-0-0

- J. State of Indiana v. Joann Asher, L.P.N., License No. 27031032A**  
Administrative Cause No. 2006 NB 0014  
Re: Disciplinary Hearing

**Parties and Counsel Present:**  
Joann Asher, Respondent  
Steven Douglas, Deputy Attorney General for the State of Indiana

**Participating Board Members:**  
Mr. Helmuth (Hearing Officer)  
Ms. Shook  
Ms. Jones  
Ms. Parker  
Ms. Slagle  
Ms. Dye  
Ms. Little

**Case Summary:** A Complaint was filed on February 6, 2006 alleging the Respondent violated one (1) count of Indiana Code 848 IAC 2-3-2, three (3) counts of Indiana Code 848 IAC 2-3-3 and one (1) count of Indiana Code 25-1-9-4. A Verbal Agreement was presented to the Board. The Agreement included twelve (12) hours of continuing education credits as directed in the Board Order and placing the Respondent's license on Indefinite Probation until the continuing education credits are completed.

**Board Action:** A motion was made and seconded to accept the Verbal Agreement.

HELMUTH/DYE  
Motion carried 6-1-0      Ms. Slagle abstained.

- K. State of Indiana v. Kimberly Burton, L.P.N., License No. 27040823A**  
Administrative Cause No. 2005 NB 0129  
Re: Preliminary & Disciplinary Hearing

**Parties and Counsel Present:**  
Respondent did not appear and was not represented by counsel.  
Laura Wilford, Deputy Attorney General for the State of Indiana

**Participating Board Members:**  
Mr. Helmuth (Hearing Officer)  
Ms. Shook  
Ms. Parker  
Ms. Little  
Ms. Slagle  
Ms. Dye

**Case Summary:** Respondent's license was placed on summary suspension at the June 22, 2005 Board meeting. The summary suspension was extended at the August 18, 2005, November 17, 2005 and February 16, 2006 Board meetings. A Complaint was filed on August 1, 2005 alleging the Respondent violated one (1) count of Indiana Code 25-1-9-4.

**Board Action:** A motion was made and seconded to extend the Summary Suspension on the Respondent's license for an additional ninety (90) days.

HELMUTH/PARKER  
Motion carried 6-0-0

- L. State of Indiana v. Mary O'Leary, R.N., License No. 28079906A**  
Administrative Cause No. 98 NB 035  
Re: Request for Reinstatement

**Parties and Counsel Present:**  
Mary O'Leary, Respondent  
Shelley Johnson, Deputy Attorney General for the State of Indiana

**Respondent's Witness:**

Charles Lindquist, ISNAP Program Director

**Participating Board Members:**

Ms. Peters (Hearing Officer)  
Mr. Helmuth  
Ms. Shook  
Ms. Jones  
Ms. Parker  
Ms. Little  
Ms. Slagle  
Ms. Dye

**Case Summary:** Respondent's license was placed on Indefinite Suspension at the September 16, 2004 Board meeting. The Findings of Fact and Order was filed on November 10, 2004.

**Board Action:** A motion was made and seconded to reinstate the Respondent's license on Indefinite Probation. Respondent must have one (1) year of compliance with her ISNAP contract prior to petitioning for withdraw of probation.

PETERS/HELMUTH  
Motion carried 8-0-0

**M. State of Indiana v. Julie Ann Delnnoctes, R.N., License No. 28101771A**

Administrative Cause No. 2002 NB 033

Re: Request to Withdraw Probation

**Parties and Counsel Present:**

Julie Ann Delnnoctes, Respondent  
Shelley Johnson, Deputy Attorney General for the State of Indiana

**Respondent's Witness:**

Charles Lindquist, ISNAP Program Director

**Participating Board Members:**

Ms. Peters (Hearing Officer)  
Mr. Helmuth  
Ms. Shook  
Ms. Jones  
Ms. Parker  
Ms. Little  
Ms. Slagle  
Ms. Dye

**Case Summary:** Respondent's license was placed on Indefinite Probation at the February 20, 2003 Board meeting. The Findings of Fact and Order was filed on March 19, 2003.

**Board Action:** A motion was made and seconded to withdraw the probation on the Respondent's license.

PETERS/JONES  
Motion carried 8-0-0

**N. State of Indiana v. Karen Pence, L.P.N., License No. 27029947A**

Administrative Cause No. 1998 NB 0078

Re: Request for Reinstatement

**Parties and Counsel Present:**

Karen Pence, Respondent  
Steven Douglas, Deputy Attorney General for the State of Indiana

**State's Witness:**

Charles Lindquist, ISNAP Program Director

**Participating Board Members:**

Ms. Peters (Hearing Officer)  
Mr. Helmuth  
Ms. Shook  
Ms. Jones



Ms. Parker  
Ms. Little  
Ms. Slagle  
Ms. Dye

**Case Summary:** Respondent's license was placed on Indefinite Suspension at the February 16, 2006 Board meeting. The Findings of Fact, Ultimate Findings of Fact, Conclusions of Law and Order was filed on February 23, 2006.

**Board Action:** A motion was made and seconded to reinstate the Respondent's license on Indefinite Probation for the duration of her ISNAP contract.

PETERS/HELMUTH  
Motion carried 7-1-0 Ms. Slagle opposed.

**O. State of Indiana v. Rachel Michelle Finchum, L.P.N., License No. 27047488A**

Administrative Cause No. 2006 NB 0049

Re: Disciplinary Hearing

**Parties and Counsel Present:**

Rachel Michelle Finchum, Respondent  
Linda Batten, Deputy Attorney General for the State of Indiana

**State's Witnesses:**

Charles Lindquist, ISNAP Program Director  
Natosha Thomas

**Participating Board Members:**

Mr. Helmuth (Hearing Officer)  
Ms. Shook  
Ms. Jones  
Ms. Parker  
Ms. Little  
Ms. Slagle  
Ms. Dye

**Case Summary:** A Complaint was filed on April 18, 2006 alleging the Respondent violated seven (7) counts of Indiana Code 25-1-9-4.

**Board Action:** A motion was made and seconded to place the Respondent's license on Indefinite Probation for a period of one (1) year and pay a fine in the amount of \$750.00 dollars within six months of the Final Order. Further, prior to petitioning for withdraw of probation, Respondent must be in compliance with a monitoring program and take care of her Kentucky requirements.

HELMUTH/JONES  
Motion carried 7-0-0

**P. State of Indiana v. David Castillo, L.P.N., License No. 27044421A**

Administrative Cause No. 2005 NB 0139

Re: Disciplinary Hearing

**Parties and Counsel Present:**

David Castillo, Respondent  
Shelley Johnson, Deputy Attorney General for the State of Indiana

**Participating Board Members:**

Ms. Peters (Hearing Officer)  
Mr. Helmuth  
Ms. Shook  
Ms. Jones  
Ms. Parker  
Ms. Little  
Ms. Slagle  
Ms. Dye

**Case Summary:** A Complaint was filed on April 10, 2005 alleging the Respondent violated four (4) counts of Indiana Code 25-1-9-4. A Verbal Agreement was presented to the Board. The Agreement included placing the Respondent's license on Indefinite Suspension for a period of one year. Further, Respondent must have three (3) months of compliance with ISNAP prior to petitioning for reinstatement.

**Board Action:** A motion was made and seconded to accept the Verbal Agreement.

PETERS/JONES  
Motion carried 8-0-0

- Q. State of Indiana v. Catherine Flock (Thompson), R.N., License No. 28148648A**  
Administrative Cause No. 2006 NB 007  
Re: Order to Show Cause

**Parties and Counsel Present:**  
Catherine Flock (Thompson), Respondent  
Patrick McCool, Deputy Attorney General for the State of Indiana

**State's Witness:**  
Michelle Hines, Assistant Director, PLA

**Participating Board Members:**  
Mr. Helmuth (Hearing Officer)  
Ms. Shook  
Ms. Parker  
Ms. Little  
Ms. Slagle  
Ms. Dye

**Case Summary:** Respondent's license was placed on Indefinite Probation at the January 19, 2006 Board meeting. The Decision on License Renewal was filed on February 6, 2006. The Order to Show Cause was filed on April 24, 2006.

**Board Action:** A motion was made and seconded to place the Respondent's license on Indefinite Suspension for an additional thirty (30) days, pay a fine in the amount of \$250.00 dollars and Respondent must stay in compliance with ISNAP. Further, after the thirty (30) days of suspension, Respondent's license will automatically be placed on Indefinite Probation for three months of active nursing practice.

HELMUTH/SLAGLE  
Motion carried 6-0-0

- R. State of Indiana v. Sarena House, L.P.N., License No. 27017375A**  
Administrative Cause No. 2004 NB 0221  
Re: Order to Show Cause

**Parties and Counsel Present:**  
Respondent did not appear in person and was not represented by counsel.  
Laura Wilford, Deputy Attorney General for the State of Indiana

**Participating Board Members:**  
Mr. Helmuth(Hearing Officer)  
Ms. Shook  
Ms. Parker  
Ms. Little  
Ms. Slagle  
Ms. Dye

**Case Summary:** Respondent's license was placed on Indefinite Probation at the January 20, 2005 Board meeting. The Findings of Fact, Ultimate Findings of Fact and Order was filed on January 28, 2005. The Order to Show Cause was filed on April 27, 2005.

**Board Action:** A motion was made and seconded to issue a Notice of Proposed Default.

HELMUTH/SLAGLE  
Motion carried 6-0-0

- S. State of Indiana v. Rebecca Estes, L.P.N., License No. 27053001A**  
Administrative Cause No. 2003 NB 0120  
Re: Order to Show Cause

**Parties and Counsel Present:**  
Rebecca Estes, Respondent

The State of Indiana was not represented.

**Participating Board Members:**

Mr. Helmuth (Hearing Officer)  
Ms. Shook  
Ms. Jones  
Ms. Parker  
Ms. Slagle  
Ms. Dye

**Case Summary:** Respondent's license was placed on Indefinite Probation at the October 16, 2003 Board meeting. The Decision on License Renewal was filed on October 23, 2003. The Order to Show Cause was filed on May 5, 2006.

**Board Action:** A motion was made and seconded to modify the Respondent's probation and require her to contact ISNAP within thirty (30) days. The Indefinite Probation will last the duration of the Respondent's ISNAP contract. If the Respondent is not eligible for ISNAP, she may petition for withdrawal of probation.

HELMUTH/SHOOK  
Motion carried 6-0-0

**T. State of Indiana v. Dolma Kendrick, L.P.N., License No. 27004894A**

Administrative Cause No. 97 NB 035  
Re: Order to Show Cause

**Parties and Counsel Present:**

Dolma Kendrick, Respondent  
Steven Douglas, Deputy Attorney General for the State of Indiana

**Participating Board Members:**

Mr. Helmuth (Hearing Officer)  
Ms. Parker  
Ms. Little  
Ms. Slagle  
Ms. Dye  
Mr. Shook

**Case Summary:** Respondent's license was placed on Indefinite Probation at the October 5, 2004 Board meeting. The Final Order was filed on November 30, 2004. The Order to Show Cause was filed on May 9, 2006. The State requested a continuance before the Board in order to prepare for the final hearing.

**Board Action:** A motion was made and seconded to continue and schedule for the June meeting. Both the State and the Respondent must submit evidence and witness lists to each other prior to the June meeting.

HELMUTH/SLAGLE  
Motion carried 6-0-0

**U. State of Indiana v. Brenda Kay Yoder, R.N., License No. 28090204A**

Administrative Cause No. 2006 NB 0064  
Re: Petition for Summary Suspension

**Parties and Counsel Present:**

Brenda Kay Yoder, Respondent  
Laura Wilford, Deputy Attorney General for the State of Indiana

**Participating Board Members:**

Mr. Helmuth (Hearing Officer)  
Ms. Shook  
Ms. Parker  
Ms. Little  
Ms. Slagle  
Ms. Dye

**Case Summary:** A Petition for Summary Suspension was filed on May 11, 2006. A Verbal Agreement was presented to the Board. The Agreement included placing the Respondent's license on Summary Suspension for a period of ninety (90) days.

**Board Action:** A motion was made and seconded to accept the Agreement.

HELMUTH/SHOOK  
Motion carried 6-0-0

**V. State of Indiana v. Angela M. Schwingle, L.P.N., License No. 27039830A**

Administrative Cause No. 2006 NB 0063

Re: Petition for Summary Suspension

**Parties and Counsel Present:**

Angela Schwingle, Respondent  
Steven Douglas, Deputy Attorney General for the State of Indiana

**State's Witness:**

Robert Burgess, Indiana State Police

**Participating Board Members:**

Mr. Helmuth (Hearing Officer)  
Ms. Shook  
Ms. Parker  
Ms. Little  
Ms. Slagle  
Ms. Dye  
Ms. Jones

**Case Summary:** A Petition for Summary Suspension was filed on May 11, 2006.

**Board Action:** A motion was made and seconded to place the Respondent's license on Summary Suspension for a period of ninety (90) days.

HELMUTH/JONES  
Motion carried 7-0-0

**W. State of Indiana v. Michelle Tejera, L.P.N., License No. 27052112A**

Administrative Cause No. 2006 NB 0065

Re: Petition for Summary Suspension

**Parties and Counsel Present:**

Respondent did not appear and was not represented by counsel.  
Laura Wilford, Deputy Attorney General for the State of Indiana

**State's Witness:**

Charles Lindquist, ISNAP Program Director

**Participating Board Members:**

Mr. Helmuth (Hearing Officer)  
Ms. Shook  
Ms. Parker  
Ms. Little  
Ms. Slagle  
Ms. Dye

**Case Summary:** A Petition for Summary Suspension was filed on May 16, 2006.

**Board Action:** A motion was made and seconded to place the Respondent's license on Summary Suspension for a period of ninety (90) days.

HELMUTH/SHOOK  
Motion carried 6-0-0

**X. State of Indiana v. Zanna Jean Paul, R.N., License No. 28075309A**

Administrative Cause No. 2006 NB 0066

Re: Petition for Summary Suspension

**Parties and Counsel Present:**

Respondent did not appear and was not represented by counsel.  
Daniel Cavallini, Deputy Attorney General for the State of Indiana

**Participating Board Members:**

Ms. Peters (Hearing Officer)  
Ms. Shook  
Ms. Parker  
Ms. Little  
Ms. Slagle  
Ms. Dye  
Mr. Helmuth  
Ms. Jones

**Case Summary:** A Petition for Summary Suspension was filed on May 16, 2006. A Notice of Voluntary Agreement of Summary Suspension was presented to the Board. The Agreement included placing the Respondent's license on Summary Suspension until the first regularly scheduled Board meeting following the resolution of the Respondent's criminal charges relating to the allegations in the State's petition.

**Board Action:** A motion was made and seconded to accept the Agreement

PETERS/HELMUTH  
Motion carried 8-0-0

**VIII. DEFAULT HEARINGS**

**A. State of Indiana v. Carla D. Neal, L.P.N., License No. 27024282A**

Administrative Cause No. 2004 NB 0061  
Re: Notice of Proposed Default

**Parties and Counsel Present:**

Respondent did not appear in person and was not represented by counsel.  
Laura Wilford, Deputy Attorney General for the State of Indiana

**State's Witness:**

Charles Lindquist, ISNAP Program Director

**Participating Board Members:**

Ms. Peters (Hearing Officer)  
Ms. Shook  
Ms. Jones  
Ms. Parker  
Ms. Little  
Ms. Slagle  
Ms. Dye  
Mr. Helmuth

**Case Summary:** Respondent did not appear at the hearing scheduled on April 20, 2006. The Summary Suspension and Notice of Proposed Default Order was filed on April 25, 2006. There has been no response from the Respondent.

**Board Action:** A motion was made and seconded to find the Respondent in Default.

PETERS/SLAGLE  
Motion carried 8-0-0

A motion was made and seconded to place the Respondent's license on Indefinite Suspension until she is compliant with ISNAP for a period of three (3) months. Further, Respondent must pay the fine issued to her previously in the amount of \$250.00 dollars and an additional fine of \$250.00, a total of \$500.00 dollars.

PETERS/SLAGLE  
Motion carried 8-0-0

**B. State of Indiana v. Missy Stevens, L.P.N., License No. 27049440A**

Administrative Cause No. 2005 NB 0048  
Re: Notice of Proposed Default

**Parties and Counsel Present:**

Respondent did not appear in person and was not represented by counsel.  
Laura Wilford, Deputy Attorney General for the State of Indiana

**Participating Board Members:**

Ms. Peters (Hearing Officer)  
Ms. Shook  
Ms. Jones  
Ms. Parker  
Ms. Little  
Ms. Slagle  
Ms. Dye  
Mr. Helmuth

**Case Summary:** Respondent did not appear at the hearing scheduled on April 20 2006. The Summary Suspension and Notice of Proposed Default Order was filed on April 24, 2006. There has been no response from the Respondent.

**Board Action:** A motion was made and seconded to find the Respondent in Default.

PETERS/SHOOK  
Motion carried 8-0-0

A motion was made and seconded to place the Respondent's license on Indefinite Suspension for a period of one (1) year and pay costs to the Attorney General's Office and the Professional Licensing Agency. Further, the Respondent must be evaluated by ISNAP, and if deemed a candidate must have three (3) months of compliance before requesting reinstatement.

PETERS/JONES  
Motion carried 8-0-0

**IX. DELIBERATION AND POSSIBLE ISSUANCE OF FINAL ORDERS**

**A. Settlement Agreements**

**1. State of Indiana v. Catherine Marie Metzger, R.N., License No. 28103581A**

Administrative Cause No. 2006 NB 0023  
Re: Settlement Agreement

**Parties and Counsel Present:**

Respondent did not appear and was not represented by counsel.  
Elizabeth Kiefner, Deputy Attorney General for the State of Indiana

**Participating Board Members:**

Ms. Peters (Hearing Officer)  
Mr. Helmuth  
Ms. Shook  
Ms. Jones  
Ms. Parker  
Ms. Little  
Ms. Slagle  
Ms. Dye

**Case Summary:** An Agreement was filed on May 9, 2006 between the Respondent and the Office of the Attorney General. The Agreement included a Letter of Reprimand and three (3) continuing education credits as directed in the Board Order.

**Board Action:** A motion was made and seconded to accept the Agreement.

JONES/SLAGLE  
Motion carried 8-0-0

**2. State of Indiana v. Tracy Lynn Livvix, L.P.N., License No. 27041249A**

Administrative Cause No. 2005 NB 0043  
Re: Proposed Settlement Agreement

**Parties and Counsel Present:**

Respondent did not appear and was not represented by counsel.  
Elizabeth Kiefner, Deputy Attorney General for the State of Indiana

**Participating Board Members:**

Ms. Peters (Hearing Officer)  
Mr. Helmuth  
Ms. Shook  
Ms. Jones  
Ms. Parker  
Ms. Little  
Ms. Slagle  
Ms. Dye

**Case Summary:** An Agreement was filed on April 24, 2006 between the Respondent and the Office of the Attorney General. The Agreement included placing the Respondent's license on Indefinite Suspension. The suspension status shall be lifted once the Respondent signs an RMA with ISNAP. Once the Respondent signs an RMA, her license will be placed on Indefinite Probation. Respondent must also complete six (6) hours of continuing education credits as directed in the Board Order.

**Board Action:** A motion was made and seconded to accept the Agreement.

PETERS/SHOOK  
Motion carried 8-0-0

3. **State of Indiana v. Darren Goetz, R.N., License No. 28142740A**  
Administrative Cause No. 2005 NB 0163  
Re: Proposed Settlement Agreement

**Parties and Counsel Present:**

Respondent did not appear in person and was not represented by counsel.  
Elizabeth Kiefner, Deputy Attorney General for the State of Indiana

**Participating Board Members:**

Ms. Peters (Hearing Officer)  
Mr. Helmuth  
Ms. Shook  
Ms. Jones  
Ms. Parker  
Ms. Slagle  
Ms. Dye  
Ms. Little

**Case Summary:** An Agreement was filed on May 17, 2006 between the Respondent and the Office of the Attorney General. The Agreement included Indefinite Extension of Summary Suspension on the Respondent's license. Respondent will notify the Board and the Attorney General's Office when his ISNAP evaluation has been completed.

**Board Action:** A motion was made and seconded to accept the Agreement.

PETERS/HELMUTH  
Motion carried 8-0-0

4. **State of Indiana v. Dawn Elaine Griffith, L.P.N., R.N., License Nos. 27025787A & 28120968A**  
Administrative Cause No. 2005 NB 0107  
Re: Proposed Settlement Agreement

**Parties and Counsel Present:**

Dawn Elaine Griffith, Respondent  
Shelley Johnson, Deputy Attorney General for the State of Indiana

**Participating Board Members:**

Ms. Peters (Hearing Officer)  
Mr. Helmuth  
Ms. Shook  
Ms. Jones  
Ms. Parker  
Ms. Slagle  
Ms. Dye  
Ms. Little

**Case Summary:** An Agreement was filed on May 15, 2006 between the Respondent and the Office of the Attorney General. The Agreement included six (6) hours of continuing education credits. Further,

Respondent will not practice as a Nurse Manager, Nurse Director, Vice President of Nursing, or Nurse Administrator. If Respondent does become interested in one of these positions, she must seek approval from the Board no less than three (3) months prior to the time she would like to begin applying for any such position and make an appearance before the Board.

**Board Action:** A motion was made and seconded to accept the Agreement.

PETERS/JONES  
Motion carried 8-0-0

**X. ADJOURNMENT**

There being no further business, and having completed its duties, the meeting of the Indiana State Board of Nursing adjourned at 7:10 p.m.

\_\_\_\_\_  
**Laurie Peters, R.N., President**

\_\_\_\_\_  
**Date**

\_\_\_\_\_  
**Ann Parker, R.N., Secretary**

\_\_\_\_\_  
**Date**