

MINUTES

INDIANA STATE BOARD OF NURSING

November 17, 2005

I. CALL TO ORDER & ESTABLISHMENT OF QUORUM

Mr. Helmuth 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:

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

Board Members Absent:

Laurel Valentino, R.N., Member
Laurie Peters, R.N., Member
Ann Parker, R.N., Secretary

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

A motion was made and seconded to adopt the agenda, as amended. Ms. Slagle was out of the meeting.

HELMUTH/JONES
Motion carried 5-0-0

III. ADOPTION OF THE MINUTES FROM THE OCTOBER 20, 2005 MEETING OF THE BOARD

A motion was made and seconded to adopt the minutes, as amended, from the October 20, 2005 meeting of the Board. Ms. Slagle was out of the meeting.

DYE/HELMUTH
Motion carried 5-0-0

IV. INDIANA STATE NURSES ASSISTANCE PROGRAM (ISNAP) REPORT

Charles Lindquist, ISNAP Program Director, presented the monthly report to the Board. Mr. Lindquist explained that ISNAP staff has completed 100% of the compliance quarterly reports for all licensees. ISNAP staff visited the Attorney General's Office to coordinate communication between the offices. Mr. Lindquist explained that as of October 2005 ISNAP had 397 active clients, 23 new intakes, 17 RMA's returned and 15 closures. Upon request of the Board, Mr. Lindquist, explained the ISNAP program to the nursing students present in the audience.

V. RULES HEARING

A. Title 848 Proposed Rules LSA Document #05-2

Ernest Klein, Executive Director of the ISNAP program, appeared before the Board regarding LSA document #05-2. Mr. Klein informed the Board that he supports the adoption of the proposed rule.

A motion was made and seconded to adopt proposed rule LSA document #05-2.

HELMUTH/SLAGLE
Motion carried 6-0-0

VI. EDUCATION

A. University of St. Francis – Opening a Satellite Campus

Nancy Gillespie appeared before the Board on behalf of University of St. Francis' regarding their request to open a satellite campus. Ms. Gillespie explained that the University of St. Francis is tentatively scheduling to open the satellite campus in the fall of 2006 in Crown Point, Indiana. They have surveyed the area and sixteen sites have given them prior approval to open their satellite campus. Approximately, 26 students will be admitted per admission.

A motion was made and seconded to approve University of St. Francis to start the process.

HELMUTH/JONES
Motion carried 6-0-0

B. University of St. Francis – Change in Program Chair

Amy Knepp is the Program Director for the BSN Program. Nancy Davenport is the Program Director for the ASN Program. FYI for the Board.

C. University of Southern Indiana – Change in Curriculum

Ann White, Assistant Dean of Nursing, appeared before the Board on behalf of University of Southern Indiana regarding their change in curriculum request. Ms. White explained that the University of Southern Indiana has taken their current baccalaureate program and reconfigured it. Ms. White explained that the proposed changes in the curriculum are based on a program evaluation that included input from students, graduate, employers and the Nursing Advisory Council. The revised curriculum requires 128 credit hours of which 59 credit hours are non-nursing courses and 69 credit hours are nursing courses.

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

HELMUTH/SLAGLE
Motion carried 6-0-0

D. Brown Mackie College – Change in Program Chair

Kristine Jacquay is the Interim Director. FYI for the Board.

E. American Social Services of Uptown, Inc. – Letter of Intent

The Board requested to table American Social Services of Uptown, Inc. and request that they appear.

F. Indiana Graduate School of Management – Application for Accreditation

Corey Dabney, CEO of Indiana Graduate School of Management, presented an application for accreditation to the Board. After reviewing Indiana Graduate School of Management's application for accreditation, the Board requested that Mr. Dabney submit a more clarified philosophy statement with a diagram of the lab set-up.

The Board requested to table Indiana Graduate School of Management until the Board receives a more clarified report from them. The Board also requested that Indiana Graduate School of Management receive approval from COPE before resubmitting their application for accreditation.

VII. PERSONAL APPEARANCES

A motion was made and seconded to affirm the recommendations of Carolyn Slagle for the Board, as follows:

HELMUTH/JONES
Motion carried 5-0-0

Ms. Slagle was out of the meeting.

A. Appearances by Applicants for Renewal

1. Rachel Newton

Ms. Newton appeared before the Board regarding the positive response on her renewal application. Ms. Newton explained that her license is currently on probation with the Board. Ms. Newton was terminated from Rosegate for falsification of her employment application. Ms. Slagle recommended the Board renew Rachel Newton's application for renewal.

2. Brenda Cooper

Ms. Cooper appeared before the Board regarding her renewal application. On June 2, 2005 Ms. Cooper was convicted of a class B felony, DWI causing death. Ms. Slagle recommended the Board renew Brenda Cooper's application for renewal.

3. Dorothy Hadley

Ms. Hadley appeared before the Board regarding the positive response on her renewal application. Ms. Hadley refused to explain her positive response to the Nursing Board Director of the Indiana Professional Licensing Agency. Therefore, Ms. Hadley was scheduled to appear before the Board. Ms. Hadley received a verbal warning on October 21, 2005 from her employer regarding not doing a accucheck on a resident. She was also terminated from a home health agency in 2002 for an unknown reason. Ms. Slagle recommended that Dorothy Hadley submit a letter from her psychiatrist and her therapist. Ms. Slagle will need to review these letters in order to approve/not approve Ms. Hadley's renewal.

4. Kathryn Skidmore

Ms. Skidmore appeared before the Board regarding the positive response on her renewal application. Rick Ruble, counsel for Ms. Skidmore, also appeared before the Board. Ms. Skidmore was in an automobile accident on August 29, 2005 and received charges of criminal recklessness, DUI, failure to stop, public intoxication and disregarding a stop sign from this accident. Ms. Slagle recommended the Board renew Kathryn Skidmore's application for renewal.

5. Jennifer Ziliak

Mr. Ziliak appeared before the Board regarding the positive response on her renewal application. Ms. Ziliak was charged with a DUI on September 5, 2005. She received a BAC of .16. The case is still pending. Ms. Slagle recommended the Board renew Jennifer Ziliak's application for renewal pending the results of an evaluation by ISNAP and compliance with any recommendations.

6. Connstance Branch

Ms. Branch appeared before the Board regarding the positive response on her renewal application. Ms. Branch received a DUI on September 11, 2005. Ms. Branch stated that she attends AA regularly. Ms. Slagle recommended the Board renew Connstance Branch's application for renewal pending the results of an evaluation by ISNAP and compliance with any recommendations.

7. Therese Auler

Ms. Auler appeared before the Board regarding the positive response on her renewal application. Ms. Auler was convicted of OWI on January 19, 2005. Ms. Auler received twelve months of probation, which is not over until January 2006. Ms. Auler stated that she has attended thirty six AA meeting. Ms. Slagle recommended the Board renew Therese Auler's application for renewal pending the results of an evaluation by ISNAP and compliance with any recommendations.

8. Shelby Sauerheber

Ms. Sauerheber appeared before the Board regarding the positive response on her renewal application. Ms. Sauerheber pled guilty to a class A misdemeanor of operating a vehicle while intoxicated. Ms. Sauerheber is also applying for prescriptive authority with the Board. Ms. Sauerheber stated that she received a BAC of .16. Ms. Slagle recommended the Board renew Shelby Sauerheber's application for renewal pending the results of an evaluation by ISNAP and compliance with any recommendations.

9. Pamela Jo Noffsinger

Ms. Noffsinger appeared before the Board regarding her renewal application. Latonia Wright, counsel for Ms. Noffsinger, also appeared before the Board. Ms. Noffsinger was terminated from a

job in Kentucky for not documenting and possible diversion. Ms. Noffsinger received an Agreed Order from the Kentucky Board of Nursing of inactive status. If Ms. Noffsinger ever applies for reinstatement in Kentucky, she will be placed on probation. Ms. Slagle recommended the Board renew Pamela Jo Noffsinger's application for renewal on Indefinite Probation for a period of one year or for the length of her ISNAP RMA if deemed eligible.

10. Sue Steiner

Ms. Steiner appeared before the Board regarding the positive response on her renewal application. Lori Brown, counsel for Ms. Steiner, also appeared before the Board. Ms. Steiner was terminated from St. Vincent Health/St. Joseph Hospital in April of 2005 for medication errors. Ms. Steiner provided certificates of continuing education to the Board and has intentions of signing up for a refresher course in January 2006. Ms. Slagle recommended the Board renew Sue Steiner's application for renewal.

B. Appearances by Applicants for Licensure

1. Valerie Lorraine Brambert – Endorsement Applicant

Ms. Brambert appeared before the Board regarding the positive response on her endorsement application. Ms. Brambert is licensed in Illinois. Ms. Brambert received a Letter of Reprimand for calling in a prescription for Ibuprofen due to ongoing dental pain. Ms. Slagle recommended the Board approve Valerie Lorraine Brambert's application for a temporary permit. Once verification of her license in Illinois is received, she may be issued permanent licensure.

2. Sue Ann Ezzell – Examination Applicant

Ms. Ezzell appeared before the Board regarding the positive response on her examination application. Latonia Wright, counsel for Ms. Ezzell, also appeared before the Board. Ms. Ezzell was charged with DUI's in November 1984, August 1989, April 1991, May 1995 and September 2002. She was also charged with child neglect and endangerment in September 2002. Ms. Ezzell pled guilty to theft of acetaminophen on August 25, 1992. The Ohio Board of Nursing suspended her license on April 28, 1994. Ms. Ezzell was arrested on May 9, 1995 for driving under the influence. Ms. Ezzell was convicted of driving under the influence and/or drug abuse. The Ohio Board of Nursing revoked Ms. Ezzell's license on May 15, 1997. Ms. Ezzell stated that she attends 2-4 meetings of AA per week. She has had a sponsor for two years. She has also completed an inpatient treatment program at Emerson North and the CCAT house in Cincinnati. Ms. Slagle recommended the Board allow Sue Ann Ezzell to take the examination. Ms. Ezzell must have an evaluation done by ISNAP, comply with any recommendations from ISNAP and complete a refresher course prior to full licensure.

VIII. PERSONAL APPEARANCES BEFORE THE FULL BOARD

A. Appearances by Applicants for Renewal

1. Luisa Bustamante

Ms. Bustamante appeared before the Board regarding the positive response on her renewal application. Ms. Bustamante received a DUI on April 16, 2005. Ms. Bustamante is currently on criminal probation.

A motion was made and seconded to approve Luisa Bustamante's application for renewal.

HELMUTH/JONES
Motion carried 5-0-0

2. Taunya Rapisarda

Ms. Rapisarda appeared before the Board regarding the positive response on her renewal application. Ms. Rapisarda received an OWII on March 28, 2004. Ms. Rapisarda stated that she hit a parked car and notified the police herself.

A motion was made and seconded to approve Taunya Rapisarda's application for renewal.

HELMUTH/JONES
Motion carried 5-0-0

3. Lynith Gail Ryan Brown

Ms. Ryan Brown appeared before the Board regarding the positive response on her renewal application. Ms. Ryan Brown stated that she had been terminated from three different positions in 2004.

A motion was made and seconded to approve Lynith Gail Ryan Brown's application for renewal.

HELMUTH/DYE
Motion carried 5-0-0

VII. ADMINISTRATIVE HEARINGS

A. The following hearings were continued:

- 1. State of Indiana v. Heidi Sue Davies, L.P.N., License No. 27045120A**
Administrative Cause No. 2005 NB 0157
Re: Proposed Settlement Agreement
- 2. State of Indiana v. Rita Rae Deschner, L.P.N., License No. 27028938A**
Administrative Cause No. 2005 NB 0153
Re: Disciplinary Hearing
- 3. State of Indiana v. Michael Russell Engle, L.P.N., License No. 27025455A**
Administrative Cause No. 2005 NB 0145
Re: Disciplinary Hearing

- B. State of Indiana v. Stephanie English, L.P.N., License No. 27041166A**
Administrative Cause No. 2005 NB 0172
Re: Disciplinary Hearing

Parties and Counsel Present:
Stephanie English, Respondent
Bill Rosenbaum, Counsel for the Respondent
Patrick McCool, Deputy Attorney General for the State of Indiana

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

Case Summary: A Complaint was filed on October 7, 2005 alleging the Respondent violated two counts of Indiana Code 25-1-9-4. An Agreement was presented to the Board. The Agreement included a fine in the amount of \$250.00 dollars and six hours of continuing education credits in ethics.

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

HELMUTH/JONES
Motion carried 5-0-0

- C. State of Indiana v. Phyllis Cleaver, R.N., License No. 28031620A**
Administrative Cause No. 2005 NB 0170
Re: Disciplinary Hearing

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

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

Case Summary: A Complaint was filed on September 22, 2005 alleging the Respondent violated one count of Indiana Code 25-1-9-4 and two counts of 848 IAC 2-2-2. An Agreement was presented to the Board. The Agreement included a fine in the amount of \$300.00 dollars to be paid within 180 days and a Letter of Reprimand.

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

HELMUTH/DYE
Motion carried 5-0-0

D. State of Indiana v. Diane Fraker, L.P.N., License No. 27033873A

Administrative Cause No. 2005 NB 0162

Re: Preliminary & Disciplinary Hearing

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

State's Witness:

Charles Lindquist, ISNAP Program Director

Participating Board Members:

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

Case Summary: A Complaint was filed on October 7, 2005 alleging the Respondent violated two counts of Indiana Code 25-1-9-4. The Respondent's license was placed on Summary Suspension at the September 15, 2005 Board meeting. The State informed the Board that they have not heard from the Respondent and she has not requested a continuance.

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

HELMUTH/DYE
Motion carried 5-0-0

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

HELMUTH/DYE
Motion carried 5-0-0

E. State of Indiana v. Charlene Knasel, L.P.N., License No. 27038018A

Administrative Cause No. 2004 NB 0115

Re: Disciplinary Hearing

Parties and Counsel Present:

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

Participating Board Members:

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

Case Summary: A Complaint was filed on October 27, 2005 alleging the Respondent violated three counts of Indiana Code 25-1-9-4. An Agreement was presented to the Board. The Agreement included revocation of the Respondent's license.

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

HELMUTH/DYE
Motion carried 5-0-0

F. State of Indiana v. Kristina Mare Stamper, L.P.N., License No. 27041353A

Administrative Cause No. 2003 NB 0158

Re: Disciplinary Hearing

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:

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

Case Summary: A Complaint was filed on October 7, 2005 alleging the Respondent violated three counts of Indiana Code 25-1-9-4. The State informed the Board that they have not heard from the Respondent and she has not requested a continuance.

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

HELMUTH/JONES
Motion carried 5-0-0

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

HELMUTH/JONES
Motion carried 5-0-0

G. State of Indiana v. Sabrina Ramirez, R.N., License No. 28123031A

Administrative Cause No. 2005 NB 0152

Re: Preliminary & Disciplinary Hearing

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:

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

Case Summary: A Complaint was filed on July 8, 2003 alleging the Respondent violated one count of Indiana Code 25-1-9-4. Respondent's license was placed on Summary Suspension at the August 18, 2005 Board meeting. The State informed the Board that they have not heard from the Respondent and she has not requested a continuance.

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

HELMUTH/DYE
Motion carried 5-0-0

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

HELMUTH/DYE
Motion carried 5-0-0

H. State of Indiana v. Traci Elaine Edick, L.P.N., License No. 27031391A

Administrative Cause No. 2005 NB 0054

Re: Disciplinary Hearing

Parties and Counsel Present:

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

Participating Board Members:

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

Case Summary: A Complaint was filed on March 9, 2005 alleging the Respondent violated two counts of Indiana Code 25-1-9-4. The State requested a continuance until the January Board meeting.

Board Action: A motion was made and seconded to continue.

HELMUTH/JONES
Motion carried 5-0-0

I. State of Indiana v. Linda Ann Neely, L.P.N., License No. 27029060A

Administrative Cause No. 2005 NB 0109

Re: Disciplinary Hearing

Parties and Counsel Present:

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

Participating Board Members:

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

Case Summary: A Complaint was filed on May 12, 2005 alleging the Respondent violated four counts of Indiana Code 25-1-9-4. An Agreement was presented to the Board. The Agreement included Indefinite Probation for a period of two (2) years of the Respondent's license.

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

HELMUTH/JONES
Motion carried 5-0-0

J. State of Indiana v. Jackyln Yapler Francisco, L.P.N., R.N., License No. 27030834A & 28116939A

Administrative Cause No. 2004 NB 0122

Re: Disciplinary Hearing

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. Dye
Ms. Shook
Ms. Little
Ms. Jones

Case Summary: A Complaint was filed on June 24, 2005 alleging the Respondent violated six counts of Indiana Code 25-1-9-4. The State informed the Board that they have not heard from the Respondent and she has not requested a continuance.

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

HELMUTH/DYE
Motion carried 5-0-0

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

Administrative Cause No. 2005 NB 0139
Re: Petition for Extension of Summary Suspension

Parties and Counsel Present:

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

Participating Board Members:

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

Case Summary: A Petition for Extension of Summary Suspension was filed on November 2, 2005. Respondent's license was placed on Summary Suspension at the June 16, 2005 Board meeting. The Summary Suspension was extended at the September 15, 2005 Board meeting. An Agreement was presented to the Board. The Agreement included voluntary suspension of Respondent's license for an additional ninety (90) days.

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

HELMUTH/JONES
Motion carried 5-0-0

L. State of Indiana v. Almia Jo Heald, R.N., License No. 28135137A

Administrative Cause No. 2005 NB 0122
Re: Petition for Extension of Summary Suspension

Parties and Counsel Present:

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

Participating Board Members:

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

Case Summary: A Petition for Extension of Summary Suspension was filed on November 2, 2005. Respondent's license was placed on Summary Suspension at the June 16, 2005 Board meeting. The Summary Suspension was extended at the August 18, 2005 Board meeting. An Agreement was presented to the Board. The Agreement included voluntary suspension of Respondent's license until the December Board meeting.

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

HELMUTH/JONES
Motion carried 5-0-0

M. State of Indiana v. Violet Lanae Thompson, L.P.N., License No. 27046741A

Administrative Cause No. 2005 NB 0154
Re: Disciplinary Hearing

Parties and Counsel Present:

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

State's Witness:

Luanne Steckel, HFA, employed at Williamsburg Health & Rehab

Participating Board Members:

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

Case Summary: A Complaint was filed on August 18, 2005 alleging the Respondent violated five counts of Indiana Code 25-1-9-4. Respondent contacted the Professional Licensing Agency and stated that she could not find anyone to cover her shift because she just found out about the hearing a week ago. Gordon White, Advisory Counsel for the Board, advised the Board that her phone call should be considered a request for a continuance.

Board Action: A motion was made and seconded to deny Respondent's request for a continuance.

JONES/DYE
Motion carried 5-0-0

A motion was made and seconded to issue a Notice of Proposed Default.

HELMUTH/JONES
Motion carried 5-0-0

N. State of Indiana v. Marilyn Donovan, R.N., License No. 27044801A
Administrative Cause No. 2004 NB 0181
Re: 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. Dye
Ms. Shook
Ms. Little
Ms. Jones

Case Summary: A Complaint was filed on September 7, 2005 alleging the Respondent violated four counts of Indiana Code 25-1-9-4. The State informed the Board that they have not heard from the Respondent and she has not requested a continuance.

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

HELMUTH/SHOOK
Motion carried 5-0-0

O. State of Indiana v. Darlene Loya, L.P.N., License No. 27043746A
Administrative Cause No. 2005 NB 0164
Re: Preliminary & Disciplinary Hearing

Parties and Counsel Present:

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

State's Witnesses:

Margaret Krawczyk, Director of Surgical Inpatient Services
Vicki Gregor, Wedgewood Healthcare
Charles Lindquist, ISNAP Program Director

Participating Board Members:

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

Case Summary: Respondent's license was placed on Summary Suspension at the September 15, 2005 Board meeting. A Complaint was filed on November 4, 2005 alleging the Respondent violated four 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. Further, the Respondent must be evaluated by ISNAP, and if deemed a candidate must have three (3) months compliance before requesting reinstatement and pay a fine in the amount of \$250.00 dollars within six months.

HELMUTH/SHOOK
Motion carried 5-0-0

- P. State of Indiana v. Shawn Julien, R.N., License No. 28153838A**
Administrative Cause No. 2004 NB 0112
Re: Order to Show Cause

Parties and Counsel Present:

Shawn Julien, Respondent
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. Dye
Ms. Shook
Ms. Little
Ms. Jones

Case Summary: An Order to Show Cause was filed on November 7, 2005 for non-compliance of Respondent's probation order filed on November 30, 2004. ISNAP closed Respondent's case due to non-compliance.

Board Action: A motion was made and seconded to place the Respondent's license on Indefinite Suspension until Respondent signs an RMA with ISNAP. Once an RMA is signed, the Respondent may petition for reinstatement.

HELMUTH/JONES
Motion carried 5-0-0

- Q. State of Indiana v. Connie Faye Miller, R.N., License No. 28160077A**
Administrative Cause No. 2005 NB 0150
Re: Preliminary & Disciplinary Hearing

Parties and Counsel Present:

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

Participating Board Members:

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

Case Summary: Respondent's license was placed on Summary Suspension at the August 18, 2005 Board meeting. A Complaint was filed on November 4, 2005 alleging the Respondent violated three counts of Indiana Code 25-1-9-4. The State informed the Board that they have not heard from the Respondent and she has not requested a continuance.

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

HELMUTH/DYE
Motion carried 5-0-0

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

JONES/DYE
Motion carried 5-0-0

R. State of Indiana v. Marcia Champion, L.P.N., License No. 27043692A

Administrative Cause No. 2005 NB 0031

Re: Order to Show Cause

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. Dye

Ms. Shook

Ms. Little

Ms. Jones

Case Summary: An Order to Show Cause was filed on November 7, 2005 for non-compliance of Respondent's probation order filed on January 28, 2005. ISNAP closed Respondent's case due to non-compliance.

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

HELMUTH/JONES
Motion carried 5-0-0

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

HELMUTH/DYE
Motion carried 5-0-0

S. State of Indiana v. Lisa Jones, R.N., License No. 28133685A

Administrative Cause No. 2005 NB 0166

Re: Preliminary & Disciplinary Hearing

Parties and Counsel Present:

Respondent did not appear and was not represented by counsel.

Shelley Johnson, Deputy Attorney General for the State of Indiana

State's Witnesses:

Dawn Scott, Clinical Manager, St. Francis Hospital

Vickie Endicott, Security Consultant, Community Health Network

Anne Marie Prather, Community Hospital South

Participating Board Members:

Mr. Helmuth (Hearing Officer)

Ms. Dye

Ms. Shook

Ms. Little

Ms. Jones

Case Summary: Respondent's license was placed on Summary Suspension at the September 15, 2005 Board meeting. A Complaint was filed on November 4, 2005 alleging the Respondent violated seven counts of Indiana Code 25-1-9-4. The State informed the Board that they have not heard from the Respondent and she has not requested a continuance.

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

HELMUTH/JOENS
Motion carried 5-0-0

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

HELMUTH/JONES
Motion carried 5-0-0

T. State of Indiana v. Lashonda McIntosh, L.P.N., License No. 27051908A

Administrative Cause No. 2005 NB 0184

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

Participating Board Members:

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

Case Summary: A Petition for Summary Suspension was filed on November 7, 2005.

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 5-0-0

U. State of Indiana v. Cheri Ann Whitaker, L.P.N., License No. 27041200A

Administrative Cause No. 2005 NB 0160

Re: Petition for Extension of 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:

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

Case Summary: Respondent's license was placed on Summary Suspension at the September 15, 2005 Board meeting. A Petition for Extension of Summary Suspension was filed on November 9, 2005.

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/DYE
Motion carried 5-0-0

V. State of Indiana v. Tracy Lynn Livvix, LPN, License No. 27041249A

Administrative Cause No. 2005 NB 0043

Re: Petition for Third Extension of Summary Suspension

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:

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

Case Summary: Respondent's license was placed on Summary Suspension at the February 17, 2005 Board meeting. The Summary Suspension was renewed at the May 19, 2005 and August 18, 2005 meetings. A Petition for Third Extension of Summary Suspension was filed on November 10, 2005.

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

JONES/HELMUTH
Motion carried 5-0-0

W. State of Indiana v. Kimberly Burton, L.P.N., License No. 27040823A

Administrative Cause No. 2005 NB 0129

Re: Petition for Extension of 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

Participating Board Members:

Mr. Helmuth (Hearing Officer)

Ms. Dye

Ms. Shook

Ms. Little

Ms. Jones

Case Summary: Respondent's license was placed on Summary Suspension at the June 22, 2005 Board meeting. The Summary Suspension was renewed at the August 18, 2005 Board meeting. A Petition for Extension of Summary Suspension was filed on November 14, 2005.

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/DYE

Motion carried 5-0-0

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

Administrative Cause No. 2005 NB 0189

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:

Tina Gonterman, Deaconess Homcare

Participating Board Members:

Mr. Helmuth (Hearing Officer)

Ms. Dye

Ms. Shook

Ms. Little

Ms. Jones

Case Summary: A Petition for Summary Suspension was filed on November 15, 2005.

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/DYE

Motion carried 5-0-0

Y. State of Indiana v. Betsy Eibling, R.N., License No. 28099583A

Administrative Cause No. 1999 NB 060

Re: Reinstate on Indefinite Probation

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. Dye

Ms. Shook

Ms. Little

Ms. Jones

Case Summary: The State and the Respondent asked the Board if they could submit a verbal agreement in lieu of the Administrative Law Judge's recommendation. The Agreement included reinstatement of the Respondent's license on Indefinite Probation. Further, Respondent may not petition for withdrawal of probation until after three (3) years of active practice and Respondent must comply with all requirements of the Final Order.

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

HELMUTH/JONES
Motion carried 5-0-0

VI. DEFAULT HEARINGS

- A. State of Indiana v. Stacey Sue Long, R.N., License No. 28144896A**
Administrative Cause No. 2005 NB 0011
Re: Notice of Proposed Default

Parties and Counsel Present:

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

Participating Board Members:

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

Case Summary: Respondent did not appear at the hearing scheduled on October 20, 2005. There has been no response from the Respondent regarding the Summary Suspension and Notice of Proposed Default Order filed on October 31, 2005.

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

HELMUTH/DYE
Motion carried 5-0-0

A motion was made and seconded to place the Respondent's license on Indefinite Suspension for a period of one (1) year. Further, the Respondent must be evaluated by ISNAP, and if deemed a candidate must have three (3) months compliance before requesting reinstatement and pay a fine in the amount of \$250.00 dollars.

HELMUTH/DYE
Motion carried 5-0-0

- B. State of Indiana v. Cindy Mason, L.P.N., License No. 27050844A**
Administrative Cause No. 2005 NB 0084
Re: Notice of Proposed Default

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:

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

Case Summary: Respondent did not appear at the hearing scheduled on October 20, 2005. There has been no response from the Respondent regarding the Notice of Proposed Default and Summary Suspension Order filed on October 26, 2005.

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

HELMUTH/DYE
Motion carried 5-0-0

A motion was made and seconded to place the Respondent's license on Indefinite Suspension for a period of three (3) months and pay a fine in the amount of \$250.00 dollars.

HELMUTH/SHOOK
Motion carried 5-0-0

- C. State of Indiana v. Sonya Clayton, L.P.N., License No. 27042578A**
Administrative Cause No. 2005 NB 0047
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:

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

Case Summary: Respondent did not appear at the hearing scheduled on October 20, 2005. There has been no response from the Respondent regarding the Notice of Proposed Default and Extension of Summary Suspension Order filed on October 31, 2005.

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

JONES/SHOOK
Motion carried 5-0-0

A motion was made and seconded to place the Respondent's license on Indefinite Suspension for a period of one (1) year. Further, the Respondent must be evaluated by ISNAP, and if deemed a candidate must have three (3) months compliance before requesting reinstatement and pay a fine in the amount of \$250.00 dollars.

HELMUTH/SHOOK
Motion carried 5-0-0

- D. State of Indiana vs. Amanda Key, R.N., License No. 28158972A**
Administrative Cause No. 2005 NB 0090
Re: Notice of Proposed Default

Parties and Counsel Present:

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

State's Witness:

Charles Lindquist, ISNAP Program Director

Participating Board Members:

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

Case Summary: Respondent did not appear at the hearing scheduled on July 21, 2005. There has been no response from the Respondent regarding the Notice of Proposed Default Order filed on October 14, 2005.

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

HELMUTH/SHOOK
Motion carried 5-0-0

A motion was made and seconded to place the Respondent's license on Indefinite Suspension for a period of three (3) months. Further, the Respondent must stay in compliance with ISNAP.

HELMUTH/DYE
Motion carried 5-0-0

A motion was made and seconded to renew the Respondent's license.

HELMUTH/SHOOK
Motion carried 5-0-0

VII. DELIBERATION AND POSSIBLE ISSUANCE OF FINAL ORDERS

A. Settlement Agreements

State of Indiana v. Robert Wrentmore, R.N., License No. 28143722A

Administrative Cause No. 2005 NB 0155
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:

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

Case Summary: An Agreement was filed on November 16, 2005 between the Respondent and the Office of the Attorney General. The Agreement included a fine in the amount of \$250.00 dollars to be paid within ninety (90) days of the Final Order.

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

HELMUTH/JONES
Motion carried 5-0-0

B. Administrative Law Judge Recommendations

A motion was made and seconded to affirm the recommendations of Celinda Kay Leach, R.N., Administrative Law Judge, as follows:

HELMUTH/DYE
Motion carried 5-0-0

1. **State of Indiana v. Tammy Pirtle, R.N., License No. 28119438A**
Administrative Cause No. 1996 NB 004
Re: Request for Reinstatement
Recommendation: Denial of Reinstatement
2. **State of Indiana v. Frank D. Garrison, R.N., License No. 28123184A**
Administrative Cause No. 1996 NB 037
Re: Request for Withdrawal of Probation
Recommendation: Withdrawal of Probation
3. **State of Indiana v. Kimberly Yvette McKissick, R.N., License No. 28123410A**
Administrative Cause No. 1996 NB 035
Re: Request for Reinstatement
Recommendation: Denial of Reinstatement
4. **State of Indiana v. Janice Dobbs, L.P.N., License No. 27027833A**
Administrative Cause No. 1991 NB 026
Re: Request for Reinstatement
Recommendation: Reinstatement on Indefinite Probation
5. **State of Indiana v. Frederick Adams, R.N., License No. 28112902A**
Administrative Cause No. 2001 NB 0082
Re: Request for Withdrawal of Probation
Recommendation: Withdrawal of Probation

6. **State of Indiana v. Beth Ann Pearson, L.P.N., License No. 27041791A**
 Administrative Cause No. 2004 NB 0001
 Re: Request for Withdrawal of Probation
 Recommendation: Withdrawal of Probation
7. **State of Indiana v. Meinrad Gloria, R.N., License No. 28133085A**
 Administrative Cause No. 2003 NB 0107
 Re: Request for Reinstatement
 Recommendation: Reinstatement on Indefinite Probation
8. **State of Indiana v. Cheryl Brinksneider, R.N., License No. 28125761A**
 Administrative Cause No. 1998 NB 054
 Re: Request for Reinstatement
 Recommendation: Denial of Reinstatement
9. **State of Indiana v. Laura Lou Knox, R.N., License No. 28086928A**
 Administrative Cause No. 1999 NB 0057
 Re: Request for Withdrawal of Probation
 Recommendation: Withdrawal of Probation
10. **State of Indiana v. Cynthia Skatrud, L.P.N., License No. 27022768A**
 Administrative Cause No. 2004 NB 0207
 Re: Request for Reinstatement
 Recommendation: Reinstatement on Indefinite Probation
11. **State of Indiana v. Terri Lynn Eaton (Wainscott), R.N., License No. 28130083A**
 Administrative Cause No. 2002 NB 051
 Re: Request for Withdrawal of Probation
 Recommendation: Withdrawal of Probation

VIII. ADJOURNMENT

There being no further business, and having completed its duties, the meeting of the Indiana State Board of Nursing adjourned at 5:12 p.m.

Mervin Helmuth, R.N., President

Date

Ann Parker, R.N., Secretary

Date