

**INDIANA STATE BOARD OF NURSING**

**Will meet on  
Thursday, November 17, 2011  
at 8:30 a.m.  
in the Auditorium of the  
Indiana Government Center-South  
302 West Washington Street  
Indianapolis, Indiana 46204**

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

**8:30 a.m.**

Mr. Burghduff, L.P.N., President of the Indiana State Board of Nursing, called the meeting to order at 8:30 a.m. in the Auditorium of the Indiana Government Center South Building, 302 West Washington Street, Indianapolis, Indiana 46204 and declared a quorum, in accordance with IC § 25-23-1-5(b).

**Board Members Present:**

Jerry Burghduff, L.P.N., President  
Constance McIntosh, R.N., Secretary  
Karen Dolk, R.N., Member  
Natalie Hall, R.N., Member  
Marcia Laux, R.N., Member  
Lynda Narwold, R.N., Member  
Holly Presley, L.P.N., Member  
Scott Johns, C.R.N.A., Member

**Board Member(s) Absent:**

Anne Ogle, Consumer Member

**State Officials Present:**

Elizabeth Kiefner Crawford, Board Director, Indiana Professional Licensing Agency  
Lori Grice, Assistant Board Director, Indiana Professional Licensing Agency  
Linda Stephenson, Compliance Officer, Indiana Professional Licensing Agency  
Lisa Chapman, Litigation Specialist, Indiana Professional Licensing Agency  
Phil Thompson, Nursing Board Advisory Counsel, Office of the Attorney General

**II. ADOPTION OF THE AGENDA**

A motion was made and seconded to adopt the agenda as amended. Laux/McIntosh, 8-0-0, motion carries

**III. ADOPTION OF THE MINUTES FROM THE October 20, 2011 MEETING OF THE BOARD**

A motion was made and seconded to adopt the October 20, 2011 nursing board minutes. Laux/Presley, 7-0-1, motion carries (Johns abstains)

**IV. INDIANA STATE NURSES ASSISTANCE PROGRAM**

Chuck Lindquist appeared on behalf of ISNAP. The first week of November ISNAP was trained on the new electronic case management system. Mr. Lindquist gave the Board a copy of the compliance program overview for their review. One of the highlights of the program is that if licensees stop calling in to the system, ISNAP is alerted in three days time rather than quarterly. ISNAP had 32 RMA's returned last month. Mr. Lindquist distributed the statistics for last month; there were 14 closures in intake with 7 not being diagnosed with a substance abuse disorder and 5 with a period of sobriety that did not meet ISNAP criteria.

**V. EDUCATION**

**A. Indiana State University BSN Program—Plan of Correction  
NCLEX Pass Rates: 2008-83.3% 2009-72.22% 2010-78.3%**

Staff from Indiana State University appeared before the Board. ISU is decreasing the overall number of students they accept into their BSN program by 17%. ISU will now admit 50 students twice per year whereas in the past they were accepting 60 students twice per year. ISU would like to keep their current admission standard of a 2.5 G.P.A. for both traditional and returning students. ISU is placing ATI testing measures into place so that students may not graduate or proceed if they fail the ATI. The Board asked a question regarding Levels 1 and 2 of the ATI and ISU provided a copy of their policies for implementation of preparation of the NCLEX. The Board asked another question regarding the current cohorts and the possibility of not graduating. Within the cohort that is set to graduate, 50% passed and 50% were within 1 or 2 questions of being successful and will remediate and take the test again. The ATI policy will go into effect next semester and ISU is in the process of informing students about the new policy and expectations. The Board had

concerns about G.P.A. admission criteria and whether the prerequisite G.P.A. was used vs. overall admission into the university itself. ISU indicated it is using a science G.P.A. as well as the TEAS score.

**Board Action: A motion was made and seconded to approve the POC. McIntosh/Narwold 8-0-0, motion carries.**

**B. Brown Mackie South Bend PN Program—Plan of Correction**  
**NCLEX Pass Rates: 2008-67.8% 2009-70.53% 2010-74.2%**  
**Standard Deviation: 2008-84.6% 2009-84.8% 2010-86.8%**

Staff from Brown Mackie South Bend's PN Program appeared before the Board. Brown Mackie believes their low NCLEX scores were related to the fact that they had no PN administrator and there was no type of process or procedure for evaluation for passing the NCLEX. Brown Mackie SB has now set guidelines for reaching achievement goals and students that cannot be placed in a remedial program and work 1 to 1 with staff to meet their goals. Brown Mackie SB implemented ATI in February 2010 and students that had already been in the program did not have the benefit of this information. Brown Mackie SB is now recommending that students that do not take the NCLEX within the first year or two of graduation come back for remediation and take a Kaplan-type course. Brown Mackie SB now follows up with students and encourages their students to test within three months of graduation. Brown Mackie SB admits students monthly but the program is capped at 25 admits per month. They usually take 10-15 students per month into the Intro to Nursing class. Brown Mackie SB's clinical ratio is usually 1 RN to 8 students. They have a non-traditional student population that may need some study skills, etc. In total they have around 120 students in the PN program currently. The Board asked about dropouts and the staff responded that the persistence rate is around 86%. The school has new criteria regarding retakes and failures: students can only fail the same course twice or if students fail 3 separate courses they are removed from the program. Brown Mackie SB also recently changed the G.P.A. required every quarter to require a 2.0 G.P.A. for the PN Program. The Board addressed concerns that the G.P.A. requirement is very low and that the retake/failure policy may be too lenient and very costly to the student population.

**Board Action: A motion was made and seconded to approve the POC. Narwold/Laux 8-0-0, motion carries**

**C. Purdue University North Central Request for Curriculum Change**

Staff from Purdue University North Central ("PUNC") appeared before the Board. PUNC proposed to add and restructure a new foundations course. PUNC had both a foundations and intro to nursing course but would like to create an enhanced foundation course with more evidence based practice and adding a clinical component to help students be introduced to interacting with people. They are also consolidating their Capstone and Advanced Adult Health courses at the end of their program to aid students in preparing for NCLEX. The Board had a question regarding Capstone being 2 hours. Students spend 93 hours in the clinical setting for this course. PUNC moved hours into Community and Management Leadership with 135 hours in the clinical setting. Part of the Capstone hours went into the first foundation course and PUNC has added clinical hours to the foundation course in the lab with concepts of evidence based practice, learning and test taking skills and health promotion. PUNC then has time in the second foundations course to get into the facilities and acute care more quickly into the semester. The total change in credits across the program is adding one credit for a total of 124.

**Board Action: A motion was made and seconded to accept the curriculum change. Narwold/McIntosh, 8-0-0, motion carries**

- D. FYI Only-Brown Mackie College Indianapolis Change in President**
- E. FYI- Brown Mackie College Indianapolis Change in Space and PN Administrator (Effective 10/1/11 and 9/26/11 respectively, letter received by PLA 11/9/11)**
- F. FYI Only-Kaplan College letter of intent to start ADN Program**
- G. FYI Only- U.S. Department of Education Audit Results St. Mary's College**
- H. Indiana State University plan of correction**

**VI. DISCUSSION**

**A. ISNAP Updated Financials August through October 2011**

There is no anticipation at this time to add additional staff on behalf of ISNAP. The Board had no questions regarding this document at this time.

**VII. BOARD DIRECTOR REPORT**

Ms. Crawford reported on the RN renewal cycle. Approximately 95,305 RN's, APN's and Nurse Midwives renewed their licenses from August 15 to October 31, 2011. Approximately 97.4% of these individuals renewed online via the Professional Licensing Agency's website. Between the October board meeting and the November board meeting nearly 250 personal appearances have been conducted with more to come in December as the Board must act upon renewals

within ninety days. As of January 1, 2012, the Board will only process renewals online no paper renewals will be accepted. This will aid in the efficiency of the renewal process and in staff efficiency. PLA is in the process of hiring a compliance director and a compliance liaison to manage the litigation process and the compliance process once nurses are disciplined. The new issue of the Nursing Focus magazine will feature a cover story regarding Haven House in New Albany, Indiana and the first article regarding associations featuring the Indiana Center for Nursing. This week has been named Nurse Practitioner Week by Governor Daniels.

## VIII. PERSONAL APPEARANCES

8:45 a.m.

Personal Appearances were conducted on this date in Conference Room 14 before Administrative Law Judges Marcia Laux and Holly Presley in the morning session and before Administrative Law Judge Holly Presley in the afternoon session unless otherwise noted.

**Board Action: A motion was made and seconded to approve the morning personal appearances with the exception of Sharon Nall and Anita Kerrigan which were voted on separately. Burghduff/Dolk, 6-0-0, motion carries (Board members participating: Burghduff, Narwold, Presley, Dolk, Hall, McIntosh)**

### A. Appearances by Applicants for Licensure

1. Steven Armstrong RN endorsement Positive response  
Mr. Armstrong appeared regarding his application for RN licensure by endorsement. He disclosed two alcohol related incidents in 2006 and 2007. His Kentucky RN license was not restricted as a result of these incidents. The ALJ recommended issuing his license free and clear.
2. Adeola Ajayi LPN examination; completed school in 2008; rescheduled 2 times  
Ms. Ajayi failed to appear regarding her application for LPN licensure by examination. This was the second time the matter was rescheduled for a Board appearance. The ALJ recommended denying the application.
3. Jennifer Turner LPN examination Positive response  
Ms. Turner appeared regarding her application for LPN licensure by examination. She reported numerous traffic violations, failure to pay tickets, speeding and ultimately suspension of her driver's license. The ALJ recommended issuing her license free and clear upon successful passage of the NCLEX.
4. Donna Hankins LPN endorsement Positive response; resched from 11/3 due to no show; requested reschedule on 11/4/11  
Ms. Hankins failed to appear regarding her application for LPN licensure by endorsement. This was the second time the matter was rescheduled for a Board appearance. The ALJ recommended denying the application.
5. Summer Wells RN endorsement Positive response  
Ms. Wells failed to appear regarding her application for RN licensure by endorsement. This was the second time the matter was rescheduled for a Board appearance. The ALJ recommended denying the application.
6. Lisa Harr RN examination 5 previous failures  
Ms. Harr failed to appear regarding her application for RN licensure by examination. She has previously taken and failed the NCLEX five times. The ALJ recommended denying the application.
7. Bianca Brown RN examination Answered no to all questions  
Ms. Brown appeared regarding her application for RN licensure by examination. She failed to disclose a previous driver's license suspension but all matters have now been resolved. The ALJ recommended that her license be issued free and clear upon successful passage of the NCLEX.
8. Michael Cottrell RN endorsement Positive response; requests resched. To Dec. 1  
Mr. Cottrell failed to appear regarding his application for RN licensure by endorsement. The ALJ recommended denying the application.
9. Deana Ridgeway LPN endorsement answered no; IL refuses to renew  
Ms. Ridgeway failed to appear regarding her application for LPN licensure by endorsement. Illinois currently refused to renew her LPN license. The ALJ recommended denying the application.
10. Gwendolynn Street RN examination Positive response  
Ms. Street appeared regarding her application for RN licensure by examination. She revealed a conviction for shoplifting at age 18. She has been steadily employed by UPS for 16 years. The ALJ recommended allowing her to sit for the NCLEX and that her license may be issued free and clear upon successful passage of the NCLEX.
11. Erika West LPN examination Positive response  
Ms. West appeared regarding her application for LPN licensure by examination. She reported a shoplifting conviction at age 17 and a public intoxication conviction in 2007. She was terminated from her employment in 2007 for being late to home visits. The ALJ recommended that she be allowed to sit for the NCLEX and that her license may be issued free and clear upon successful passage of the NCLEX.
12. Kimberly Griffin RN examination; completed school in 2008  
Ms. Griffin appeared regarding her application for RN licensure by examination. She graduated from nursing school in 2008 and has failed the NCLEX two times. The ALJ recommended denying her application until she can provide documentation of a 95% probability of passing the NCLEX.
13. Moses Ntongai RN endorsement Answered no to all questions  
Mr. Ntongai appeared regarding his application for RN licensure by endorsement. He failed to disclose a conviction regarding a domestic dispute on his nursing application. He is currently on criminal probation. The ALJ recommended that Mr. Ntongai must have an MMPI-II evaluation and report the results to the Board. His nursing license will be issued on probation for the length of the criminal probation.

14. Sandra Rodriguez LPN examination Positive response  
Ms. Rodriguez appeared regarding her application for LPN licensure by examination. She reported a prior termination for no call/no show. The ALJ recommended that she be allowed to sit for the NCLEX and that her license may be issued free and clear upon successful passage of the NCLEX.
15. Kongmy Chayhane RN endorsement Positive response  
Mr. Chayhane appeared regarding his application for RN licensure by endorsement. He reported an arrest for fighting at a party and an arrest for theft of a stolen firearm, both in 1994. He has had no problems with the law since then. The ALJ recommended issuing the license free and clear.
16. Raquel Fletcher LPN examination Positive response; 2 previous failures  
Ms. Fletcher appeared regarding her application for LPN licensure by examination. She has an arrest history dating back to 2005 for disorderly conduct, public intoxication, resisting law enforcement, criminal mischief, carrying a handgun without a permit and OWI. The ALJ recommended allowing her to sit for the NCLEX. Upon successful passage of the NCLEX her license will be issued on probation for a minimum of one year with quarterly employer reports.

#### B. Appearances by Applicants for Renewal

1. Sally Daggy 28053905A Positive response  
Ms. Daggy appeared regarding a positive response on her RN renewal. She is currently working with the OAG on a proposed settlement agreement. The ALJ recommended continuing her license on a valid to practice status until the completion of her licensure case.
2. Shannan Murphy 28189771A Positive response; resched from 11/3  
Ms. Murphy appeared regarding a positive response on her RN renewal. She was disciplined in Kentucky for inadequate documentation. The ALJ recommended renewing her license free and clear.
3. Bradford Whitehead 28195622A Positive response  
Mr. Whitehead appeared regarding a positive response on his RN renewal. He disclosed a DUI in April 2010 and another in April 2011 which resulted in a car accident. He has contacted ISNAP. The ALJ recommended renewing his license on probation for the length of his ISNAP RMA with quarterly reports from his employer.
4. Whitney Carter 28179206A Positive response; resched from 11/3  
Ms. Carter appeared regarding a positive response on her renewal application. In May 2010 she had a DUI and completed criminal probation. A motion was made and seconded to have an ISNAP evaluation and enter into an RMA if applicable. She will be renewed free and clear. 6-0-0, motion carries  
Board members participating: Burghduff, Narwold, Dolk, Hall, McIntosh, Johns
5. Sheila Burdett 28044530A License expired 10/31/09; kept working  
Ms. Burdett appeared regarding a positive response on her renewal application. She went on disability in 2008. She indicates that she has not worked as a nurse since 2009. She indicates the last time she actively practiced as a Nurse was 2001. A motion was made and seconded to deny her renewal. She needs to take an RN refresher course and provide proof of completion before reapplying for renewal. 6-0-0, motion carries  
Board members participating: Burghduff, Narwold, Dolk, Hall, McIntosh, Johns
6. Jenny Scott 28179489A Positive response  
Ms. Scott appeared regarding a positive response on her RN renewal. She reported terminations in 2009 and 2011 regarding attendance issues. The ALJ recommended renewing her license free and clear.
7. Pamela Kish 28194374A Positive response  
Ms. Kish appeared with counsel regarding a positive response on her RN renewal. Her RN license was issued on probation in 2010. She reported a termination during a 90 day probationary period due to a medication error. The ALJ recommended renewing her license on probation.
8. Wayne Moenkhaus 28134424A Positive response  
Mr. Moenkhaus appeared regarding a positive response on his renewal application. Licensee reported a termination in May 2010. He was terminated related to a "three strikes" policy regarding patient care and complaints. He has been terminated several times in the past and had a positive response in 2009. A recommendation was made to place Respondent's license on indefinite probation for a minimum of one year with four quarterly employer reports from supervisors and an MMPI-2 with psychological evaluation related to the ability to safely practice as a Nurse, and 12 hours of continuing education in interpersonal relationships. 6-0-0, motion carries  
Board members participating: Burghduff, Narwold, Dolk, Hall, McIntosh, Johns
9. Bobbie Souerdike 28160206A Positive response  
Ms. Souerdike appeared regarding a positive response on her renewal application. Licensee reported an arrest for excessive purchase of pseudoephedrine. She had a previous arrest involving a family domestic situation. A motion was made and seconded to issue free and clear. 5-2-0, motion carries (McIntosh and Johns against)  
Board members participating: Burghduff, Narwold, Dolk, Hall, McIntosh, Johns, Laux
10. Candice Moo Yin 28194422A Positive response  
Ms. Moo Yin failed to appear regarding a positive response on her renewal application but provided documentation to the Board regarding her response. A motion was made and seconded to issue free and clear.  
Burghduff/McIntosh, 7-0-0  
Board members participating: Burghduff, Narwold, Dolk, Hall, McIntosh, Johns, Laux
11. Nicole Drumm 28189730A Positive response  
Ms. Drumm appeared regarding a positive response on her renewal application. She has had three terminations in this renewal cycle. A motion was made and seconded to place licensee on indefinite probation with one year of employer reports on her progress and work and may not practice nursing until she has attended a nursing refresher course. Burghduff/Laux 6-0-2, motion carries

Board members participating: Burghduff, Dolk, Hall, McIntosh, Johns, Laux (Narwold and Presley abstain)

12. Emily Bennett 28191432A Positive response

Ms. Bennett appeared regarding a positive response on her renewal application. She was terminated from a facility after she and her husband diverted Phenergan and Imodium. A motion was made and seconded to place the license on indefinite probation for a minimum of two years with continuing education mirroring that of her husband James Bennett 7-1-0, motion carries (McIntosh abstains)

13. Anita Kerrigan 28075713A Positive response

Ms. Kerrigan appeared with counsel regarding a positive response on her renewal application. She has a pending lawsuit involving her license. The ALJ recommended forwarding the matter to the Office of the Attorney General for review and investigation. Board Action: Approve ALJ recommendation 5-0-0, McIntosh abstains

14. Sharen Nall 28165610A Positive response

Ms. Nall appeared with counsel regarding a positive response on her renewal application. She is currently on criminal probation as a result of an OWI in June 2011. She is an ISNAP participant. The ALJ recommended renewing on probation for the length of the RMA or criminal probation, whichever is longer. Board Action: Approve ALJ recommendation 5-0-0, Narwold abstains

15. Lynnette Hayford 28113072A Positive response

Ms. Hayford appeared with counsel regarding a positive response on her renewal application. She reported a termination due to patient care issues outside the scope of practice. Ms. Presley recommended that the license be renewed free and clear.

16. Cynthia Walter 28155707A Positive response; can't attend; sent response

Ms. Walter failed to appear regarding a positive response on her renewal application but provided information regarding the positive response. A motion was made and seconded to renew the license free and clear. Burghduff/Laux, 8-0-0, motion carries

17. Janice Reichenbaugh 28131794A Positive response

Ms. Reichenbaugh appeared regarding a positive response on her renewal application. Licensee was terminated from two facilities. In one instance she was terminated for early charting. In the other she was terminated for complaints from CNA staff and communication issues with termination. She is currently on disability and is not working. A motion was made and seconded to place the license on indefinite probation with no direct physical patient contact, must have a statement from her physician regarding her ability to practice safely as a nurse, 6 CEU's each in pharmacology, ethics, documentation and assessment. Burghduff/Laux 8-0-0, motion carries

18. Shawn Barnes 28192416A Positive response

Mr. Barnes is facing criminal theft and forgery charges related to a narcotic diversion incident. He is currently an ISNAP participant. His criminal court case remains unresolved at this time. The ALJ recommended referring the matter to the Office of the Attorney General for investigation.

19. Mary Lawrence 28097100A Positive response

Ms. Lawrence appeared regarding a positive response on her renewal application. Licensee had an issue with a patient that was restrained by a CNA with a gait belt. Licensee was terminated for abuse regarding this incident. A motion was made and seconded to renew the license on indefinite probation made not lift for 6 months with 12 in Alzheimers's dementia, 6 in patient restraints, 6 in delegation and authority, 6 in medical ethics and 8-0-0 (motion carries)

20. Isaac Hamed 28174761A Positive response

The licensee failed to appear. This matter will be rescheduled one additional time.

21. Andrea Bowman 28157574A Positive response

Ms. Bowman appeared regarding a positive response on her renewal application. She reported a March 2010 family altercation which resulted in a domestic battery conviction. Her criminal matter is resolved. She is a past participant in the ISNAP program completed in 2005. The ALJ recommended renewing the license on probation with completion of an RN refresher course that demonstrates competency to practice and an MMPI evaluation.

22. Dyrca Poole 28193976A Positive response

Ms. Poole appeared regarding a positive response on her renewal application. Licensee has had two terminations this renewal cycle. One termination dealt with failure to do vitals involving a fall that occurred the day before with a subdermal hematoma that resulted in death. The other termination had to do with failure to complete wound vac care. A motion was made and seconded to refer the matter to the Office of the Attorney General's for investigation and renew her license on valid to practice while under review. Burghduff/Johns 8-0-0, motion carries

23. Beth Spurgeon 28101903A Positive response

Ms. Spurgeon appeared regarding a positive response on her renewal application. Licensee had a DUI in April 2011. She is currently on criminal probation until May 2012. A motion was made and seconded to renew the license on indefinite probation, ISNAP evaluation and must sign an RMA if eligible. Probationary license for the duration of criminal probation 7-0-1 (McIntosh abstains)

24. Ann Sikorski Langager 28145481A Positive response; PHSC set for 9:00 a.m.

Requests reschedule to Dec.

#### PERSONAL APPEARANCES

1:30 p.m.

All personal appearances in the afternoon were heard by Holly Presley as an ALJ. Board action: A motion was made and seconded to accept the ALJ's recommendations. Burghduff/Narwold 7-0-0, motion carries

1. Greg Fergus 28153961A Positive response; resched from 11/3

Mr. Fergus appeared regarding a positive response on his renewal application. He reported a termination related to a confidentiality violation. He is in ISNAP another nurse reported being treated for substance abuse issues and

it was alleged that he violated her privacy. He provided documentation that he completed HIPAA training. The ALJ recommended that his license be renewed.

2. Rachelle Vece 28105327A Positive response

Ms. Vece appeared regarding a positive response on her renewal application. She reported a termination due to making mistakes during an orientation period. She also had a 2009 termination for performance issues. The ALJ recommended completion of 6 hours of continuing education in medication administration and then she could be renewed free and clear.

3. Janet Brown 28188559A Answered no; did not report NURSIS discipline

Ms. Brown did not appear regarding her renewal application. She has discipline in another jurisdiction and failed to report it on her renewal. The ALJ recommended referring the matter to the Office of the Attorney General for investigation. Her license status will be valid to practice while being reviewed.

4. Jacqueline Gabbard 28160242A

Ms. Gabbard appeared regarding her renewal application. She believes that a pending complaint may be related to a facility in Rushville. The ALJ recommended her license be renewed on probation for a period of six months with 12 hours of continuing education in documentation.

5. Deanna Roberts 28121628A Positive response; requests reschedule

The matter will be rescheduled one additional time.

6. Donna Hefner 28165953A Positive response

Ms. Hefner appeared regarding her renewal application. She reported a termination that it appears was also reported on her 2009 renewal application. The ALJ recommended renewing her license.

7. Marypeach Trinkle 28150917A Positive response

Ms. Trinkle appeared with counsel regarding her renewal application. She reported a termination with investigation by the Office of the Attorney General. The ALJ recommended that she be renewed as valid to practice and referred back to the Office of the Attorney General.

8. Barbara Lozanovski 28153866A Positive response

Ms. Lozanovski appeared regarding her renewal application. She reported two pending DUI charges and her criminal case remains outstanding. She is currently an ISNAP participant. The ALJ recommended renewing on probation for the length of the criminal probation.

9. Stacey Kost 28108495A Positive response

Ms. Kost appeared regarding her renewal application. She reported a DUI in December 2010 and is currently on criminal probation until April 2012. She has contacted ISNAP and is in the process of entering into an RMA. The ALJ recommended renewing on probation for the length of the RMA or the criminal probation, whichever is longer.

10. Linda Lance 28100150A Positive response

Ms. Lance failed to appear regarding the positive response on her renewal. The ALJ recommended renewing her license on suspension. The license was already on suspension prior to this renewal cycle.

11. Gina Genovese 28166168A Positive response

Ms. Genovese appeared regarding a positive response on her renewal. She reported discipline at one place of work and termination from another place of work in 2010. She reported attendance issues related to health issues and family issues. The ALJ recommended renewing the license free and clear.

12. Karen McKinney 28141116A Positive response

Ms. McKinney appeared with counsel regarding her renewal application. She reported being disciplined and then terminated for giving medications prior to obtaining a doctor's order. She also had documentation errors. The ALJ recommended renewing upon receipt of 12 hours of continuing education in medication administration.

13. Leeanna Fuelling 28169653A Positive response

Ms. Fuelling appeared regarding a positive response on her renewal. She reported a DUI in October 2011. Her criminal matter remains pending. The ALJ recommended renewing on probation for the length of an ISNAP RMA or criminal probation, whichever is longer.

14. Lynnette Matteson 28129886A Positive response

Ms. Matteson appeared regarding a positive response on her renewal. She reported that her Health Facility Administrator license is currently under investigation with an administrative hearing set for January 2012. The ALJ recommended referring the matter to the Office of the Attorney General.

15. Diana Williams 28114315A Positive response

This matter will be rescheduled one additional time.

16. Golda Bailey 28167701A Positive response

Ms. Bailey appeared regarding her renewal application. She reported pending criminal charges due to an alleged battery against her teenage daughter following a family altercation. Her daughter is no longer in the home and she reports no issues at work. The ALJ recommended renewing on probation until the criminal matter is resolved.

17. Steven VanderStelt 28159777A Positive response; requests Dec. 15 PA

This matter will be rescheduled one additional time.

18. Richard Short 28181137A Positive response

Mr. Short appeared regarding his renewal application. He reported a termination for theft of narcotic waste in July 2011. He admits to diverting Dilaudin. Mr. Short is in ISNAP and participated in IOP as well. The ALJ recommended renewing on probation for the length of the ISNAP RMA which has already been extended twice.

19. Macy Louthain 28177389A Positive response

This matter will be rescheduled one additional time.

20. Ryan Brennan 28176927A Positive response

Mr. Brennan appeared regarding his renewal application. He reported pending federal charges regarding pornography. The ALJ recommended referring the matter to the Office of the Attorney General for investigation. His license status will remain valid to practice while being reviewed.

21. Kathleen Radloff	28071923A	Positive response
This matter will be rescheduled one additional time.		
22. Teresa Litherland	28093316A	Positive response; requests reschedule
This matter will be rescheduled one additional time.		
23. Tamara Wagner	28130745A	Positive response
Ms. Wagner appeared regarding her renewal application. She reported a conviction in 2010 for child neglect due to allowing her daughter to be with her father who was convicted of child molestation. The allegation was later recanted. All requirements of criminal probation were completed. The ALJ recommended renewing the license free and clear.		
24. Jody Jordan	28155833A	Positive response
Ms. Jordan appeared regarding her renewal application. She reported a DUI in July 2011. She is currently in an ISNAP RMA. The ALJ recommended renewing on probation for the length of the RMA.		
25. Anthony Pironella	28165464A	Positive response
Mr. Pironella appeared regarding his renewal application. He reported an OWI in March 2010. He successfully completed criminal probation in October 2010. The ALJ recommended renewing the license free and clear.		
26. Cassidy Doane	28152169A	
Ms. Doane appeared regarding a suspension at work after a confrontation with a physician. The ALJ recommended an MMPI-II evaluation at Valle Vista or St. Vincent prior to renewing free and clear.		
27. Curt Wickelhaus	28183801A	Positive response
Mr. Wickelhaus appeared regarding a renewal application. He has a current malpractice lawsuit naming him as a party. The ALJ recommended referring the matter to the Office of the Attorney General for investigation. His license will remain valid to practice while the OAG investigation takes place.		
28. Earlene Swaim	28142243A	Positive response
This matter will be rescheduled one additional time.		
29. Michelle Wood	28171815A	Positive response
Ms. Wood appeared regarding her renewal application. She received a ticket for maintaining a common nuisance in August 2011 as the establishment she was in had no liquor license. She anticipates entering into a pre-trial diversion agreement in November 2011. The ALJ recommended renewing the license free and clear.		
30. Keri Preston	28196537A	Positive response
Ms. Preston appeared regarding her renewal application. She is facing criminal charges involving the death of an individual while she was at the wheel of a golf cart. She is currently facing three felony charges. The ALJ recommended referring the matter to the Office of the Attorney General for investigation. Her license will remain valid to practice while the OAG investigation takes place.		
31. Mary Spaulding	28092009A	Positive response
Ms. Spaulding appeared regarding her renewal application. She reported the unauthorized use of a credit card from a relative. She completed home detention for this offense. ISNAP reported that she is in significant non-compliance at this time. The ALJ recommended that her license be renewed on probation for the length of the RMA.		
32. Maricruz Lamberson	28138297A	Positive response
Ms. Lamberson appeared regarding her renewal application. She reported a DUI in June 2011 in Ohio. She is currently on criminal probation and is in the process of entering into ISNAP. The ALJ recommended renewing her license on probation for the length of the RMA or the length of the criminal probation, whichever is longer.		
33. Jennifer Marx	28093683A	Positive response
Ms. Marx appeared regarding her renewal application. She reported testing positive for marijuana in April 2010. The ALJ recommended that she obtain an ISNAP evaluation and enter into an RMA if eligible. She may be issued free and clear once the evaluation is completed.		
34. Gayle Weber	28092045A	Positive response
Ms. Weber appeared regarding her renewal application. She reported an April 2010 resisting arrest charge which occurred as a result of her drinking. She was terminated from work due to this incident. She also reported a 2009 DUI which she was not sure was reported on her 2009 renewal form. The ALJ recommended an ISNAP evaluation and renewal.		
35. Nicole Miller	28181497A	Positive response
Ms. Miller appeared regarding her renewal application. She reported a suspension from work for injecting a nurse with Botox leftover from another procedure. She states this was a common practice at the facility she worked at and she does not think there is anything wrong with this. She was terminated following a subsequent investigation. The ALJ recommended renewing her license upon proof of completion of 12 CEs in ethics.		
36. Robb Shipley	28149027A	Positive response
This matter will be rescheduled one additional time.		
37. Stephanie Hoover	28160304A	Positive response
Ms. Hoover appeared regarding her renewal application. She reported an OWI in January 2011 in which she refused a breathalyzer test. She is on criminal probation until March 2012. The ALJ recommended an ISANP evaluation, must sign an RMA if eligible and renew on probation for the length of the RMA or the criminal probation, whichever is longer.		
38. Brittni Cain	28180295A	Positive response
This matter will be rescheduled one additional time.		
39. Teresa Biddinger	28133831A	Positive response
Ms. Biddinger appeared regarding her renewal application. She reported a termination for diversion in this renewal cycle. She is currently an ISNAP participant. The ALJ recommended referring the matter to the Office of the Attorney General for investigation.		

40. Joanna Shaneyfelt 28178390A Positive response  
Ms. Shaneyfelt appeared regarding her renewal application. She reported a DUI in September 2011. She will have to serve 4 days in jail. She reports that her employer is aware of the situation and has been supportive. The ALJ recommended an ISNAP evaluation, must sign an RMA if eligible. If she qualifies for ISNAP must be placed on probation for the length of the RMA and if not she may be renewed free and clear.

#### IX. ADMINISTRATIVE HEARINGS

The sworn Court Reporter on this date for all hearings was Joyce Shinault.

**A. In the Matter of the License of: Peggy Jo Gregory, R.N., License No. 28113553A**  
Administrative Cause No. 2011 NB 122  
Re: Order to Show Cause

**CONTINUED**

**B. In the Matter of the License of: Cassandra Vaughn, R.N., License No. 28143520A**  
Administrative Cause No. 2010 NB 291  
Re: Order to Show Cause

**Parties and Counsel Present:**

Joshua Timmons, Certified Legal Intern, on behalf of the State of Indiana  
Mark Mader, Deputy Attorney General, on behalf of the State of Indiana

**Participating Board Members:**

Burghduff (Hearing Officer), Dolk, Hall, McIntosh, John

**Board Action:**

The State requested a notice of proposed default in this matter. Burghduff/Dolk 5-0-0, motion carries

**C. In the Matter of the License of: Janice Dean, L.P.N., License No. 27035468A**  
Administrative Cause No. 2010 NB 195  
Re: Order to Show Cause

**Parties and Counsel Present:**

Joshua Timmons, Certified Legal Intern, on behalf of the State of Indiana  
David Fleischhacker, Deputy Attorney General, on behalf of the State of Indiana

**Participating Board Members:**

Burghduff (Hearing Officer), Dolk, Hall, McIntosh, John

**Board Action:**

The State requested a notice of proposed default in this matter. Burghduff/Hall 5-0-0, motion carries

**D. State of Indiana v. Violet Thompson, L.P.N., License No. 27046741A**  
Administrative Cause No. 2007NB 0154  
Re: Order to Show Cause

**Parties and Counsel Present:**

Joshua Timmons, Certified Legal Intern, on behalf of the State of Indiana  
David Fleischhacker, Deputy Attorney General, on behalf of the State of Indiana

**Participating Board Members:**

Burghduff (Hearing Officer), Dolk, Hall, McIntosh, John

**Board Action:**

The State requested a notice of proposed default in this matter. Burghduff/Dolk 5-0-0, motion carries

**E. In the Matter of the License of: Jamie Totten, R.N., License No. 28151281A**  
Administrative Cause No. 2011 NB 313  
Re: Proposed Settlement Agreement

**Parties and Counsel Present:**

Patricia Gibson, Deputy Attorney General, on behalf of the State of Indiana

**Participating Board Members:**

Burghduff (Hearing Officer), Dolk, Hall, McIntosh, Johns

**Board Action:**

The parties filed a proposed settlement agreement that would impose various requirements to Respondent. A motion was made and seconded to reject the settlement agreement as written.

McIntosh/Burghduff, 5-0-0, motion carries

**F. In the Matter of the License of: Kimberly Landrum, L.P.N., License No. 270614098161954A**  
Administrative Cause No. 2011 NB 249  
Re: Final Disciplinary Hearing

**Parties and Counsel Present:**

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

**Participating Board Members:**

Burghduff (Hearing Officer), Dolk, Hall, McIntosh, John

**Board Action:**

The State requested a notice of proposed default in this matter. Burghduff/McIntosh 5-0-0, motion carries

**G. In the Matter of the License of: Lynnetta Jenkins, R.N., License No. 28151398A**

Administrative Cause No. 2011 NB 245

Re: Final Disciplinary Hearing

**Parties and Counsel Present:**

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

**Witnesses Present:**

Maureen Gahan

**Participating Board Members:**

Burghduff (Hearing Officer), Dolk, Hall, McIntosh, John

**Board Action:**

The State requested a notice of proposed default in this matter. Burghduff/McIntosh 5-0-0, motion carries

The Board heard testimony from witness Maureen Gahan which was placed on the record.

The State of Indiana then requested an extension of summary suspension in this matter.

A motion was made and seconded to extend the summary suspension an additional ninety days. Burghduff/McIntosh, 5-0-0, motion carries

**H. In the Matter of the License of: Megan Rodriguez, R.N., License No. 28199344A**

Administrative Cause No. 2011 NB 325

Re: Petition for Review of Decision on License Application

**Parties and Counsel Present:**

Ms. Rodriguez appeared in person and by counsel Michael Terwilliger.

**Participating Board Members:**

Burghduff (Hearing Officer), Dolk, Hall, McIntosh, Johns

**Board Action:**

Ms. Rodriguez filed an appeal of the denial of her application for licensure. After a hearing, a motion was made and seconded to withdraw the probation on this license so long as the ISNAP RMA is continued. Burghduff/McIntosh 5-0-0, motion carries

**I. In the Matter of the License of: Virginia Davis, L.P.N., License No. 27030602A**

Administrative Cause No. 2011 NB 165

Re: Final Disciplinary Hearing

Motion for Summary Judgment

**Parties and Counsel Present:**

Patricia Gibson, Deputy Attorney General, on behalf of the State of Indiana

Latoria Denise Wright, Counsel for Respondent

**Witnesses Present:**

Chuck Lindquist, Indiana State Nurses Assistance Program

Virginia Davis, Respondent

**Participating Board Members:**

Burghduff (Hearing Officer), Dolk, Narwold, Hall, McIntosh, Johns

**Case Summary and Board Action:**

A hearing was held regarding a complaint filed by the State of Indiana. Prior to the hearing, a motion for summary judgment was filed by the Respondent. That motion was denied. Burghduff/Hall, 6-0-0, motion denied. After a hearing, a motion was made and seconded to revoke her Indiana license. Burghduff/Johns, 5-0-1, motion carries (Narwold abstained)

**J In the Matter of the License of: David Figgins, R.N, License No. 28161954A**

Administrative Cause No. 2011 NB 214

Re: Final Disciplinary Hearing

**Parties and Counsel Present:**

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

**Participating Board Members:**

Burghduff (Hearing Officer), Dolk, Hall, McIntosh, Johns, Narwold

**Board Action:**

The parties filed a proposed settlement agreement that would impose various requirements to Respondent. A motion was made and seconded to accept the settlement agreement as written.

Burghduff/Dolk, 6-0-0, motion carries

**K. In the Matter of the License of: Darlena McQueen, L.P.N., License No. 27023113A**

Administrative Cause No. 2011 NB 196

Re: Final Disciplinary Hearing

**Parties and Counsel Present:**

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

**Participating Board Members:**

Burghduff (Hearing Officer), Dolk, Hall, McIntosh, Johns

**Board Action:**

The State of Indiana requested a continuance of this matter. Burghduff/Dolk 5-0-0, motion carries

**L. In the Matter of the License of: Allison Colbert, R.N., License No. 28156261A**

Administrative Cause No. 2011 NB 168

Re: Final Disciplinary Hearing

**Parties and Counsel Present:**

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

**Participating Board Members:**

Burghduff (Hearing Officer), Dolk, Hall, McIntosh, Johns

**Board Action:**

The State of Indiana requested a continuance of this matter. McIntosh/Dolk, 5-0-0, motion carries

**M. In the Matter of the License of: Glenn Loving, L.P.N., License No. 27053770A**

Administrative Cause No. 2011 NB 200

Re: Final Disciplinary Hearing

**Parties and Counsel Present:**

Patricia Gibson, Deputy Attorney General, on behalf of the State of Indiana

**Participating Board Members:**

Burghduff (Hearing Officer), Dolk, Hall, McIntosh, Johns

**Board Action:**

The State of Indiana requested a continuance of this matter. Burghduff/McIntosh 5-0-0, motion carries

**N. In the Matter of the License of: Sam O'Gonuwe, R.N., License No. 28162580A**

**CONTINUED**

Administrative Cause No. 2011 NB 187

Re: Final Disciplinary Hearing

**O. In the Matter of the License of: Demetrius Whitehead, L.P.N., License No. 27060564A**

Administrative Cause No. 2011 NB 257

Re: Final Disciplinary Hearing

Proposed Settlement Agreement pending

**Parties and Counsel Present:**

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

**Participating Board Members:**

Burghduff (Hearing Officer), Dolk, Hall, McIntosh, Johns

**Board Action:**

The parties filed a proposed settlement agreement that would impose various requirements to Respondent. A motion was made and seconded to accept the settlement agreement as written. McIntosh/Dolk, 5-0-0, motion carries

**P. In the Matter of the License of: Beth Ann Shoup, R.N., License No. 28086805A**

Administrative Cause No. 2011 NB 281

Re: Final Disciplinary Hearing

Proposed Settlement Agreement

**Parties and Counsel Present:**

Patricia Gibson, Deputy Attorney General, on behalf of the State of Indiana

**Participating Board Members:**

Burghduff (Hearing Officer), Dolk, Hall, McIntosh, Johns

**Board Action:**

The parties filed a proposed settlement agreement that would impose various requirements to Respondent. A motion was made and seconded to accept the settlement agreement as written. McIntosh/Burghduff, 5-0-0, motion carries

**Q. In the Matter of the License of: Shay Williams, R.N., License No. 28187334A**

Administrative Cause No. 2011 NB 287

Re: Final Disciplinary Hearing

Proposed Settlement Agreement pending

**Parties and Counsel Present:**

Patricia Gibson, Deputy Attorney General, on behalf of the State of Indiana

**Participating Board Members:**

Burghduff (Hearing Officer), Dolk, Hall, McIntosh, Johns

**Board Action:**

The State of Indiana requested a continuance of this matter. Burghduff/Dolk, 5-0-0, motion carries

**R. In the Matter of the License of: Laura Flanagan, L.P.N., License No. 27028482A**

Administrative Cause No. 2011 NB 307

Re: Final Disciplinary Hearing

Proposed Settlement Agreement

**Parties and Counsel Present:**