

INDIANA STATE BOARD OF NURSING

Thursday, September 16, 2010

in the Auditorium of the

Indiana Government Center-South

302 West Washington Street

Indianapolis, Indiana 46204

I. CALL TO ORDER AND ESTABLISHMENT OF QUORUM

Mr. Burghduff 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
Lynda Narwold, R.N., Vice-President
Connie McIntosh, R.N., Secretary
Anne Ogle, Consumer Member
Regina Haight, R.N., C.N.S., Member
Stacy Henderson, LPN, Member
Laurel Valentino, R.N., Member
Marcia Laux, R.N., Member

Board Members Absent

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

State Officials Present:

Sean Gorman, Board Director, Indiana Professional Licensing Agency
Lori Grice, Assistant Board Director, Indiana Professional Licensing Agency
Lisa Chapman, Litigation Specialist, Indiana Professional Licensing Agency
Gordon White, Nursing Board Advisory Counsel, Office of the Attorney General

II. ADOPTION OF THE AGENDA

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

OGLE/VALENTINO
Motion carried 7-0-0.

III. ADOPTION OF THE MINUTES FROM THE AUGUST 19, 2010 MEETING OF THE BOARD

A motion was made and seconded to adopt the August 19, 2010 Nursing Board Meeting Minutes.

NARWOLD/MCINTOSH
Motion carried 6-0-1 (LAUX abstained).

IV. INDIANA STATE NURSES ASSISTANCE PROGRAM

Chuck Lindquist, ISNAP Program Director, presented the monthly report to the Board. Mr. Lindquist informed the Board that ISNAP has, as of September 1, 2010, 578 active clients, 17 new intakes, 66 intakes in process, 39 closures in monitoring and 27 new Recovery Monitoring Agreements returned. Mr. Lindquist highlighted the schedule for ISNAP's fall workshop "Unbecoming a Nurse – Bypassing the Hidden Chemical Dependency Trap" set to take place on September 17, 2010.

Mr. Lindquist addressed the attendees at the Board Meeting at the request of the Board President and described the nature of the ISNAP program, which provides monitoring and assessment / treatment referral services to nurses licensed in Indiana who meet the program's monitoring criteria.

V. PHARMACY BOARD DIRECTOR PHIL WICKIZER: INSPECT PROGRAM: Person of Interest Reports

Phil Wickizer, Director of the Indiana Board of Pharmacy, presented to the Board the plans to generate Person of Interest Alerts from information gleaned from the INSPECT database. The INSPECT program is working with representatives from professions with prescriptive authorization and experience on developing prescriptive thresholds that would trigger instant notifications to prescribers regarding patients that are filling controlled substance prescriptions beyond yet to be established thresholds. Preliminary reports of individuals filling prescriptions from multiple sources in amounts considered to be well above any therapeutic threshold have already been run and have highlighted the need for this service.

V. EDUCATION

A. FYI: Bethel College announcement: New Dean of Nursing Dr. Carol Dorough, EdD, MSN, RN

B. Brown Mackie-Fort Wayne – temporary reduction of admissions, Site Visit Report for proposed RN program

Melissa Carmona and representatives from Brown Mackie-Fort Wayne's proposed ASN program appeared before the Board regarding their request for initial accreditation. The Board reviewed the recommendations from the site visit report conducted and prepared by Lynda Narwold. Following Board discussion, a motion was made and seconded to grant initial accreditation for the program with a follow up visit by the Board after one year.

NARWOLD/LAUX
Motion carried 7-0-0.

C. FYI: Western Governors University – Letter of Intent for new BSN program

D. MJS School of Nursing – new proposed ASN program

Representatives from the MJS School of Nursing appeared before the Board regarding their request for initial accreditation of their proposed new ASN program. MJS is modeled after a program that fast tracks nursing education following individuals having taken all required general education courses prior to admission. The Board reviewed the recommendations from the site visit report conducted and prepared by Lynda Narwold. Following Board discussion, a motion was made and seconded to grant initial accreditation for the program with a follow up visit after one year.

NARWOLD/MCINTOSH
Motion carried 7-0-1.

E. FYI: Brown Mackie – Indianapolis PN announcement: Betsy Baker, CNM, MSN has resigned and Luana Tenge, RN, MSN has been appointed as Interim Director

VI. DISCUSSION

A. LSA Document #10-406, Readoption of Rules: 848 IAC 5-1 Prescriptive Authority

A motion was made and seconded to readopt 848 IAC 5-1 without changes.

BURGHDUFF/MCINTOSH
Motion carried 8-0-0.

VII. BOARD DIRECTOR REPORT

Mr. Gorman reported that legislation is being drafted that will be proposed in the coming general assembly and which will require criminal background checks for new licensees. While renewal applicants will not likely be required to submit to criminal background checks as a routine condition of renewal, other options to check existing licensees are still being considered. Mr. Gorman reminded the Board that it has the authority to issue fines of up to \$1000 for a finding of renewal fraud, and that the suggestion was made that the Board consider increasing its historical \$250 sanction for renewal fraud to further encourage individuals renewing to honestly disclose situations regarding criminal background.

Mr. Gorman informed the Board that Mr. Johns plans to resume regular Board Meeting attendance and participation in Board activities following an absence due to personal issues.

VIII. PERSONAL APPEARANCES

8:45 a.m.

The following personal appearances, unless otherwise noted, were conducted by Ms. McIntosh and Ms. Laux. Following discussion of their recommendations, a motion was made and seconded to approve their recommendations as follows.

LAUX/VALENTINO
Motion carried 8-0-0.

A. Appearances by Applicants for Licensure

1. Kimberly Walters – Examination
Ms. Walters appeared before the Board regarding her application for licensure by examination. She reported a 2009 arrest for a DUI. Ms. McIntosh and Ms. Laux recommended that she be permitted to test and that she be licensed free and clear upon passing.
2. Amanda Burden – Examination
Ms. Burden appeared before the Board regarding her application for licensure by examination. She reported 2004 and 2006 arrests for OWI. Ms. McIntosh and Ms. Laux recommended that she contact

- ISNAP and sign an RMA if eligible for participation. She will be made eligible to test and be issued a probationary license for at least 6 months of compliance with an ISNAP RMA if eligible or AA attendance.
3. Jennifer Hisle – Examination
Ms. Hisle appeared before the Board regarding her application for licensure by examination. She reported 2 previous minor consumption convictions. Ms. McIntosh and Ms. Laux recommended that she be made eligible to test and that she be issued free and clear upon passing.
 4. Lisa Platfoot – Examination
Ms. Platfoot appeared before the board regarding her application for licensure by examination. She reported a 2009 OWI arrest. Ms. McIntosh and Ms. Laux recommended that she be made eligible to test, that she contact ISNAP and sign an RMA if eligible. She will be issued free and clear upon passing.
 5. John Perry – Examination
Mr. Perry appeared before the Board regarding his application for licensure by examination. He reported 1988 and 2006 arrests for OWI. Ms. McIntosh and Ms. Laux recommended that he be made eligible to test, that he contact ISNAP and sign an RMA if eligible. He will be issued free and clear upon passing.
 6. Julie Frazier – Examination
Ms. Frazier appeared before the Board regarding her application for licensure by examination. She reported 1999 OWI and a previous minor consumption conviction. Ms. McIntosh and Ms. Laux recommended that she be made eligible and that she be issued free and clear upon passing.
 7. Laura Bolen – Examination
Ms. Bolen appeared before the Board regarding her application for licensure by examination. She reported 3 OWI convictions, in 2004, 2006, and 2009. Ms. McIntosh and Ms. Laux recommended that her application for licensure be denied.
 8. Jamie Wilkins - Examination
Ms. Wilkins appeared before the Board regarding her application for licensure by examination. She reported 2001 and 2002 convictions for minor consumption and failed drug screens. She also disclosed passing controlled substances as an unlicensed individual. Ms. McIntosh and Ms. Laux recommended that her application be denied.
 9. Stephanie Buckner – Examination
Ms. Buckner appeared before the Board regarding her application for licensure by examination. She reported two 1997 convictions from shoplifting related incidents. Ms. Laux and Ms. McIntosh recommended that she be permitted to test and that she be issued upon passing.
 10. Anna Bennett – Examination
Ms. Bennett appeared before the Board regarding her application for licensure by examination. She reported DUI convictions in 2001 and 2006. Ms. Laux and Ms. McIntosh recommended that she contact ISNAP and sign an RMA if eligible. She will be made eligible to test and issued free and clear upon passing.
 11. Rachel Monroe – Examination
Ms. Monroe appeared before the Board regarding her application for licensure by examination. She reported a 96 Minor consumption and a 2001 OWI. Ms. Laux and Ms. McIntosh recommended that she be made eligible to test and that she be issued free and clear upon passing.
 12. Julie Webb – Examination
Ms. Webb appeared before the Board regarding her application for licensure by examination. She reported 2 minor consumptions previously. Ms. Laux and Ms. McIntosh recommended that she be made eligible to test and that she be issued free and clear upon passing.
 13. Maria Gui – Examination
Ms. Gui appeared before the Board regarding her application for licensure by examination. She reported 2 previous shoplifting convictions in 2007 and 2008. Ms. Laux and Ms. McIntosh recommended that she be made eligible and issued on a probationary license for at least one year of quarterly reports from a nursing supervisor, or supervisory reports if not employed.
 14. Jacquies Harrison – Examination
Ms. Harrison appeared before the Board regarding her application for licensure by examination. She reports that she already has an LPN license, but she did not disclose a pending criminal charge at the time. Ms. Laux and Ms. McIntosh recommended that she be made eligible and issued upon passing. The matter regarding her failure to disclose her pending criminal charges at the time of her initial LPN application will be referred to the AG's office.
 15. Jasmine Patterson – Examination

Ms. Patterson appeared before the Board regarding her application for licensure by examination. She reports that she had two previous convictions for misdemeanor theft in 2003 and 2004 and an arrest for receiving stolen property in 2005. Ms. Laux and Ms. McIntosh recommended that her application be denied.

16. Michelle Hall – Examination

Ms. Hall appeared before the Board regarding her application for licensure by examination. She reports that she had 3 previous convictions for marijuana possession in 1999, 2001, and 2004. Ms. Laux and Ms. McIntosh recommended that she be made eligible to test, that she contact ISNAP and sign an RMA if eligible. She will be issued free and clear upon passing.

17. Tabitha Miller – Examination

Ms. Miller appeared before the Board regarding her application for licensure by examination. She reported a 1996 Minor consumption, a 1999 DUI, and a 1999 conviction for reckless possession of paraphernalia. Ms. Laux and Ms. McIntosh recommended that she be made eligible to test, that she contact ISNAP and sign RMA if eligible. She will be issued free and clear upon passing.

18. Karen Ziperman – Examination

Ms. Ziperman appeared before the Board regarding her application for licensure by examination. She reported previous treatment for substance addiction. She reports sobriety since 2008. Ms. McIntosh recommended that she be made eligible to test, that she contact ISNAP and sign an RMA if eligible, and upon passing she will be issued on probation for at least one year or for the duration of her ISNAP RMA, whichever is longer.

19. Timothy Weiler – Endorsement – rescheduled from Aug.

Mr. Weiler did not appear before the Board regarding his application for licensure by examination. Ms. Laux and Ms. McIntosh recommended that his license application be denied.

20. Molly Brammer – Examination

Ms. Brammer appeared before the Board regarding her application for licensure by examination. She reported a 2007 OWI and resisting arrest conviction. Ms. McIntosh recommended that she be made eligible to test, that she be issued on probation upon passing for at least 3 quarterly reports from a nursing supervisor.

21. Lucretia Harrington – Endorsement – rescheduled from Aug.

Ms. Harrington did not appear before the Board as scheduled. Ms. McIntosh and Ms. Laux recommended that her license application be denied.

22. Vanessa Zolmer – Examination

Ms. Zolmer appeared before the Board regarding her application for licensure by examination. She reported OWI convictions in 2004 and 2007. She has tested 4 times previously. She did not previously disclose her 2007 conviction on her 2008 application. Ms. McIntosh and Ms. Laux recommended that her application be denied.

23. Harold Davis – Examination

Mr. Davis did not appear, but his license application has already been denied procedurally.

24. Norman Utsey – Endorsement

Mr. Utsey appeared before the Board regarding his application for licensure. He disclosed a termination for documentation and medication errors. Ms. McIntosh and Ms. Laux recommended that he be issued free and clear.

25. Precious Booker – Examination

Ms. Booker appeared before the Board regarding her application for licensure. She disclosed a 1991 arrest for a shoplifting charge for which she was not formally charged. She reported a 1997 arrest for disorderly conduct resulting from a domestic disturbance. She also reported a 2003 conviction for battery against her children. Ms. Laux and Ms. McIntosh recommended that her license application be denied.

26. Sarah Bodenheimer – Examination

Ms. Bodenheimer appeared before the Board regarding her application for licensure. She disclosed 2 situations in 2002 and in 2004 and 2005. She has been with the employer since 2005, but she has been disciplined several times by that current employer. Ms. Laux and Ms. McIntosh recommended that she be issued free and clear upon passing.

27. Kristy Imbimbo – Examination

Ms. Imbimbo appeared before the Board regarding her application for licensure. She disclosed a 2008 conviction for OWI. Ms. McIntosh and Ms. Laux recommended that she be made eligible to test and issued free and clear upon passing.

B. Appearances by Applicants for Renewal

1. Teresa Deisher License Number: 28138785A

Ms. Deisher appeared before the Board re: felony conviction for arson. Is on criminal probation until 10/11. Board voted to renew lic. on probation for length of criminal probation then she may petition for the probation to be lifted from her lic.

BURGHDUFF/NARWOLD
Motion Carried 6-0-0.

2. Kathryn Knisely License Number: 27063233A
Ms. Knisely appeared before the board re: report of underage drinking she did not report on her application 3 years ago because she thought it was nonreportable due to charges dropped. Board approved renewal

BURGHDUFF/OGLE
Motion Carried 6-0-0.

3. Tina Klinedinst License Number: 28133813A
Ms. Klinedinst appeared before the Board to renew her lic. and reported prescription fraud, termination from employment and non-compliance with ISNAP. Board voted to renew license on probation with ISNAP RMA compliance for 6 months before prob. can be requested to be lifted.

BURGHDUFF/NARWOLD
Motion Carried 6-0-0.

4. Linda Lee Smith License Number: 27009602A
Ms. Smith appeared before the Board re: working on an expired license since Oct. 2006. The Board voted to deny the renewal and refer the matter to the AG's office.

BURGHDUFF/NARWOLD
Motion Carried 6-0-0.

5. Cassandra Brewer License Number 28180144A positive response after renewal in 10./09
Ms. Brewer appeared before the Board to report DUI arrest in 5/10 and is on 1 yr. probation since 2009 renewal. Board voted to refer her to ISNAP for an evaluation.

BURGHDUFF/OGLE
Motion Carried 6-0-0.

6. Amanda Overmyer License Number: 27055152A continued to Oct. 7 ALJ agenda

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

1. Toyra Pettaway License Number: 27057199A; expired 10/31/2006
Ms. Pettaway did not appear before the Board regarding her license renewal. She is to be rescheduled for Oct.
2. Anita Karst License Number: 28087527A; expired 10/31/2003 **RENEWED**

VIII. ADMINISTRATIVE HEARINGS

The following hearings are scheduled to begin at 9:00 a.m. Cases will be heard on order of arrival, with the exception of agreements, which will be heard first. A sign-up sheet will be available at 8:00 a.m.

A. In the Matter of the License of: Janine Reynolds, R.N., License No. 28171126A

Administrative Cause No. 2010 NB 126
Re: Disciplinary Hearing

Parties and Counsel Present:

Respondent was not present.
Darren Covington, Deputy Attorney General on behalf of the State of Indiana.

Participating Board Members:

Mr. Burghduff (Hearing Officer)
Ms. Narwold
Ms. Henderson
Ms. Haight
Ms. Ogle
Ms. Valentino
Ms. McIntosh
Ms. Laux

Case Summary and Board Action: The State of Indiana filed a Complaint with the Board on June 14, 2010. A motion was made and seconded to issue a Notice of Proposed Default to Respondent for her failure to appear.

BURGHDUFF/VALENTINO
Motion Carried 8-0-0

- B. In the Matter of the License of: Shelly Beth Wilson, L.P.N., License No. 27061055A**
Administrative Cause No. 2010 NB 112
Re: Disciplinary Hearing

Parties and Counsel Present:

Respondent was present.
Darren Covington, Deputy Attorney General on behalf of the State of Indiana.
Chuck Lindquist, Witness for the State.

Participating Board Members:

Mr. Burghduff (Hearing Officer)
Ms. Narwold
Ms. Henderson
Ms. Haight
Ms. Ogle
Ms. Valentino

Case Summary and Board Action: The State of Indiana filed a Complaint with the Board on June 8, 2010. A motion was made and seconded to place the Respondent's license on indefinite suspension for at least 6 months of compliance with an ISNAP RMA.

BURGHDUFF/VALENTINO
Motion Carried 5-1-0

- C. In the Matter of the License of: Judith Wright, L.P.N., License No. 27043010A**
Administrative Cause No. 2010 NB 113
Re: Disciplinary Hearing

Parties and Counsel Present:

Respondent was not present.
Darren Covington, Deputy Attorney General on behalf of the State of Indiana.

Participating Board Members:

Mr. Burghduff (Hearing Officer)
Ms. Narwold
Ms. Henderson
Ms. Haight
Ms. Ogle
Ms. Valentino
Ms. McIntosh
Ms. Laux

Case Summary and Board Action: The State of Indiana filed a Complaint with the Board on June 8, 2010. A motion was made and seconded to issue a Notice of Proposed Default to Respondent for her failure to appear.

BURGHDUFF/VALENTINO
Motion Carried 8-0-0

- D. In the Matter of the License of: Amber Whiteman, R.N., License No. 28138533A**
Administrative Cause No. 2010 NB 127
Re: Disciplinary Hearing

CONTINUED

- E. In the Matter of the License of: Timothy Elsworth, R.N., License No. 28116874A**
Administrative Cause No. 2010 NB 158
Re: Disciplinary Hearing

This matter has been continued to the full October Board Meeting.

- F. In the Matter of the License of: Julie Chaney, L.P.N., License No. 27013295A**
Administrative Cause No. 2010 NB 184
Re: Disciplinary Hearing

Parties and Counsel Present:

Respondent was not present.
Laura Wilford, Deputy Attorney General on behalf of the State of Indiana.

Participating Board Members:

Mr. Burghduff (Hearing Officer)
Ms. Narwold
Ms. Henderson
Ms. Haight
Ms. Ogle
Ms. Valentino
Ms. McIntosh
Ms. Laux

Case Summary and Board Action: The State of Indiana filed a Complaint with the Board on August 16, 2010. A motion was made and seconded to issue a Notice of Proposed Default to Respondent for her failure to appear.

BURGHDUFF/VALENTINO
Motion Carried 8-0-0

G In the Matter of the License of: Amy Nowling, L.P.N., License No. 27047903A
Administrative Cause No. 2010 NB 181
Re: Proposed Settlement Agreement

Parties and Counsel Present:

Respondent was not present.
Laura Wilford, Deputy Attorney General on behalf of the State of Indiana.

Participating Board Members:

Mr. Burghduff (Hearing Officer)
Ms. Narwold
Ms. Henderson
Ms. Haight
Ms. Ogle
Ms. Valentino
Ms. McIntosh
Ms. Laux

Case Summary and Board Action: The parties filed a proposed settlement agreement on September 9, 2010. The agreement requires the Respondent to pay a \$250 fine and complete at least 6 contact hours of continuing education for nurses within 90 days. A motion was made and seconded to adopt the proposed settlement agreement as final disposition of the matter.

BURGHDUFF/VALENTINO
Motion Carried 8-0-0

I. In the Matter of the License of: Christie Christmas, R.N., License No. 28158324A
Administrative Cause No. 2010 NB 188
Re: Disciplinary Hearing

Parties and Counsel Present:

Respondent was not present.
Laura Wilford, Deputy Attorney General on behalf of the State of Indiana.

Participating Board Members:

Mr. Burghduff (Hearing Officer)
Ms. Narwold
Ms. Henderson
Ms. Haight
Ms. Ogle
Ms. Valentino
Ms. McIntosh
Ms. Laux

Case Summary and Board Action: The State of Indiana filed a Complaint with the Board on August 20, 2010. A motion was made and seconded to issue a Notice of Proposed Default to Respondent for her failure to appear.

LAUX/BURGHDUFF
Motion Carried 8-0-0

- J. In the Matter of the License of: Janice L. Dean, L.P.N., License No. 27035468A**
Administrative Cause No. 2010 NB 195
Re: Proposed Settlement Agreement

Parties and Counsel Present:

Respondent was not present.
Laura Wilford, Deputy Attorney General on behalf of the State of Indiana.

Participating Board Members:

Mr. Burghduff (Hearing Officer)
Ms. Narwold
Ms. Henderson
Ms. Haight
Ms. Ogle
Ms. Valentino
Ms. McIntosh
Ms. Laux

Case Summary and Board Action: The State of Indiana filed a Complaint with the Board on August 24, 2010. A proposed settlement agreement was filed by the parties on September 15, 2010. The agreement places the Respondent's license on indefinite probation for at least 6 months of active nursing practice and requires the Respondent to pay \$1000 in fines, complete at least 72 contact hours in continuing education for nurses, and monthly employer reports to the Board. A motion was made and seconded to adopt the proposed settlement agreement as final disposition of the matter.

BURGHDUFF/VALENTINO
Motion Carried 8-0-0

- K. In the Matter of the License of: Laura Vancleave, L.P.N., License No. 27044315A**
Administrative Cause No. 2010 NB 194
Re: Disciplinary Hearing

Parties and Counsel Present:

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

Participating Board Members:

Mr. Burghduff (Hearing Officer)
Ms. Narwold
Ms. Henderson
Ms. Haight
Ms. Ogle
Ms. Valentino

Case Summary and Board Action: The State of Indiana filed a Complaint with the Board on August 24, 2010. A motion was made and seconded to place Respondent's license on indefinite suspension for at least 50 years.

HAIGHT/BURGHDUFF
Motion Carried 5-1-0

- L. In the Matter of the License of: Rebecca Honzik, R.N., License No. 28151465A**
Administrative Cause No. 2010 NB 193
Re: Settlement/-Pre-Hearing Conference

CONTINUED

- M. In the Matter of the License of: Lori Gough, R.N., License No. 28107046A**
Administrative Cause No. 2010 NB 005
Re: Extension of Emergency Suspension, Order to Show Cause Proposed Settlement Agreement

Parties and Counsel Present:

Respondent was present.
Barclay Wong, Respondent's counsel.
Laura Wilford, Deputy Attorney General on behalf of the State of Indiana.

Participating Board Members:

Mr. Burghduff (Hearing Officer)
Ms. Narwold
Ms. Henderson
Ms. Haight

Ms. Ogle
Ms. Valentino
Ms. McIntosh
Ms. Laux

Case Summary and Board Action: The Respondent's license was placed on indefinite probation in the Board's order issued January 12, 2010. The Board filed an order to show cause to Respondent on September 2, 2010. The State and the Respondent presented a proposed settlement agreement that would maintain Respondent's probationary status with requirements of monthly reports from Respondent's employer to the Board and cause the Respondent to pay a \$500 fine and complete at least 24 contact hours of continuing education for nurses. A motion was made and seconded to adopt the proposed settlement agreement as final disposition of the matter.

BURGHDUFF/NARWOLD
Motion Carried 4-2-0

N. In the Matter of the License of: Jennifer Peach, L.P.N., License No. 27063053A

Administrative Cause No. 2009 NB 017

Re: Order to Show Cause

Parties and Counsel Present:

Respondent was present.
David Fleishhacker, Deputy Attorney General on behalf of the State of Indiana.
Chuck Lindquist, Witness for the State.

Participating Board Members:

Mr. Burghduff (Hearing Officer)
Ms. Narwold
Ms. Henderson
Ms. Haight
Ms. Ogle
Ms. Valentino

Case Summary and Board Action: The Respondent's license was placed on indefinite probation in its order issued February 11, 2009. The Board filed an Order to Show Cause in the matter on September 1, 2010. A motion was made and seconded to place Respondent's license on indefinite suspension for at least 6 months of compliance with an ISNAP RMA and require the payment of \$250 in fines and costs.

BURGHDUFF/VALENTINO
Motion Carried 6-0-0

O. State of Indiana v. William W. Hunter, R.N., License No. 28162600A

Administrative Cause No. 2007 NB 059

Re: Order to Show Cause

Parties and Counsel Present:

Respondent was present.
David Fleishhacker, Deputy Attorney General on behalf of the State of Indiana.
Chuck Lindquist, Witness for the State.

Participating Board Members:

Mr. Burghduff (Hearing Officer)
Ms. Narwold
Ms. Henderson
Ms. Haight
Ms. Ogle
Ms. Valentino

Case Summary and Board Action: The Respondent's license was placed on indefinite probation pursuant to Board vote on May 16, 2007. The Board filed an Order to Show Cause in the matter on September 1, 2010. A motion was made and seconded to place Respondent's license on indefinite suspension for at least 6 months of compliance with an ISNAP RMA and require the payment of \$500 in fines.

NARWOLD/BURGHDUFF
Motion carried 4-0-2.

The following hearings are scheduled to begin at 1:30 pm. Cases will be heard on order of arrival, with the exception of agreements, which will be heard first.

P. In the Matter of the License of: Keliin J. Parsons, R.N., License No. 28159768A

Administrative Cause No. 2010 NB 086

Re: Proposed Settlement Agreement

Parties and Counsel Present:

Respondent was not present.

Darren Covington, Deputy Attorney General on behalf of the State of Indiana.

Participating Board Members:

Mr. Burghduff (Hearing Officer)

Ms. Narwold

Ms. Henderson

Ms. Haight

Ms. Ogle

Ms. Valentino

Ms. McIntosh

Ms. Laux

Case Summary and Board Action: A proposed settlement agreement was filed by the parties on September 13, 2010. The agreement places the Respondent's license on indefinite suspension for at least one year of full compliance with an ISNAP RMA and requires the Respondent to pay a \$250 fine and complete at least 48 contact hours of continuing education for nurses. A motion was made and seconded to adopt the proposed settlement agreement as final disposition of the matter.

BURGHDUFF/VALENTINO

Motion Carried 8-0-0

Q. In the Matter of the License of: Anthony V. Muniz, L.P.N., License No. 27042269A

Administrative Cause No. 2010 NB 179

Re: Disciplinary Hearing

Parties and Counsel Present:

Respondent was present.

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

Participating Board Members:

Mr. Burghduff (Hearing Officer)

Ms. Narwold

Ms. Henderson

Ms. Haight

Ms. Ogle

Ms. Valentino

Ms. McIntosh

Ms. Laux

Case Summary and Board Action: The State of Indiana filed a Complaint with the Board on August 9, 2010. A motion was made to place Respondent's license on indefinite suspension for at least one year. Respondent must also enter into an ISNAP RMA if eligible and submit to a psychiatric evaluation.

BURGHDUFF/VALENTINO

Motion Carried 8-0-0

R. In the Matter of the License of: Charles Vincent Woodson, R.N., License No. 28126400A

Administrative Cause No. 2009 NB 059

Re: Request to Withdraw Probation

Parties and Counsel Present:

Respondent was present.

Darren Covington, Deputy Attorney General on behalf of the State of Indiana.

Participating Board Members:

Mr. Burghduff (Hearing Officer)

Ms. Narwold

Ms. Henderson

Ms. Haight

Ms. Ogle

Ms. Valentino

Ms. McIntosh

Ms. Laux

Case Summary and Board Action: The Board placed Respondent's license on indefinite probation pursuant to the Board's vote on August 20, 2009. A motion was made and seconded to deny the Respondent's request to withdraw the probation from his license and to require the Respondent to submit employer reports.

BURGHDUFF/VALENTINO
Motion Carried 6-0-2

S. In the Matter of the License of: Caroline Hale, R.N., License No. 28083803A
Administrative Cause No. 2010 NB 167
Re: Proposed Settlement Agreement

Parties and Counsel Present:
Respondent was not present.
Darren Covington, Deputy Attorney General on behalf of the State of Indiana.

Participating Board Members:
Mr. Burghduff (Hearing Officer)
Ms. Narwold
Ms. Henderson
Ms. Haight
Ms. Ogle
Ms. Valentino
Ms. McIntosh
Ms. Laux

Case Summary and Board Action: A proposed settlement agreement was filed by the parties on August 23, 2010. The agreement requires the Respondent to pay \$500 in fines within 90 days and to complete at least 24 contact hours in continuing education for nurses. A motion was made and seconded to adopt the proposed settlement agreement as final disposition of the matter.

BURGHDUFF/LAUX
Motion Carried 8-0-0

T. State of Indiana v Evelyn Ruth Barr, L.P.N., License No. 27016747A
Administrative Cause No. 2003 NB 0121
Re: Order to Show Cause

Parties and Counsel Present:
Respondent was not present.
Darren Covington, Deputy Attorney General on behalf of the State of Indiana.

Participating Board Members:
Mr. Burghduff (Hearing Officer)
Ms. Narwold
Ms. Henderson
Ms. Haight
Ms. Ogle
Ms. Valentino
Ms. McIntosh
Ms. Laux

Case Summary and Board Action: The Respondent's license was placed on indefinite probation in its order issued May 27, 2009. The Board filed the order to show cause to Respondent on August 26, 2010. A motion was made and seconded to issue a notice of proposed default to the Respondent for her failure to appear as scheduled.

LAUX/VALENTINO
Motion Carried 8-0-0

A motion was made and seconded to place Respondent's license on a summary suspension status for up to 90 days.

BURGHDUFF/LAUX
Motion carried 8-0-0.

U. In the Matter of the License of: Jackie Sue Volk, L.P.N., License No. 27033429A
Administrative Cause No. 2010 NB 202
Re: Disciplinary Hearing

Parties and Counsel Present:

Respondent was not present.
David Fleishhacker, Deputy Attorney General on behalf of the State of Indiana.

Participating Board Members:

Mr. Burghduff (Hearing Officer)
Ms. Narwold
Ms. Henderson
Ms. Haight
Ms. Ogle
Ms. Valentino
Ms. McIntosh
Ms. Laux

Case Summary and Board Action: The State of Indiana filed a Complaint with the Board on September 1, 2010. A motion was made and seconded to issue a notice of proposed default to Respondent for her failure to appear as scheduled.

NARWOLD/BURGHDUFF
Motion Carried 8-0-0

V. In the Matter of the License of: John McCormick, R.N., License No. 28130744A

Administrative Cause No. 2010 NB 182
Re: Settlement/Pre-Hearing Conference

Parties and Counsel Present:

Respondent was not present.
Laura Wilford, Deputy Attorney General on behalf of the State of Indiana.

Participating Board Members:

Mr. Burghduff (Hearing Officer)
Ms. Narwold
Ms. Henderson
Ms. Haight
Ms. Ogle
Ms. Valentino
Ms. McIntosh
Ms. Laux

Case Summary and Board Action: The Board issued a pre-hearing settlement conference to the parties on September 1, 2010. A motion was made and seconded to issue a notice of proposed default to Respondent for his failure to appear as scheduled.

BURGHDUFF/VALENTINO
Motion Carried 8-0-0

W. In the Matter of the Application to Renew the License of: Melissa O'Haver, R.N, License No. 28177608A

Administrative Cause No. 2010 NB 203
Re: Request to Review Board Decision on Licensure Renewal Denial

Parties and Counsel Present:

Respondent was present.
Stephen Johnsonbaugh, counsel for Respondent.

Participating Board Members:

Mr. Burghduff (Hearing Officer)
Ms. Narwold
Ms. Henderson
Ms. Haight
Ms. Ogle
Ms. Valentino
Ms. McIntosh
Ms. Laux

Case Summary and Board Action: The Board denied Petitioner's application for renewal of licensure in its letter sent August 2, 2010. Petitioner requested the Board's review of its decision. A motion was made and seconded to reconsider the previous decision and to renew Petitioner's license free and clear.

VALENTINO/NARWOLD

X. In the Matter of the License of: Jeanne Stubel, R.N., License No. 28117816A
Administrative Cause No. 2010 NB 183
Re: Proposed Settlement Agreement

Parties and Counsel Present:

Respondent was not present.
Laura Wilford, Deputy Attorney General on behalf of the State of Indiana.

Participating Board Members:

Mr. Burghduff (Hearing Officer)
Ms. Narwold
Ms. Henderson
Ms. Haight
Ms. Ogle
Ms. Valentino
Ms. McIntosh
Ms. Laux

Case Summary and Board Action: A proposed settlement agreement was filed by the parties on September 10, 2010. The agreement would place the Respondent's license on indefinite suspension and requires the Respondent to pay \$500 in fines and to complete at least 60 contact hours in continuing education for nurses prior to eligibility for reinstatement of licensure. A motion was made and seconded to adopt the proposed settlement agreement as final disposition of the matter.

BURGHDUFF/VALENTINO
Motion Carried 8-0-0

Y. In the Matter of the License of: Marsha Kay Resiert, L.P.N., License No. 27049446A
Administrative Cause No. 2010 NB 161
Re: Proposed Settlement Agreement

Parties and Counsel Present:

Respondent was not present.
Darren Covington, Deputy Attorney General on behalf of the State of Indiana.

Participating Board Members:

Mr. Burghduff (Hearing Officer)
Ms. Narwold
Ms. Henderson
Ms. Haight
Ms. Ogle
Ms. Valentino
Ms. McIntosh
Ms. Laux

Case Summary and Board Action: A proposed settlement agreement was filed by the parties on September 10, 2010. The agreement requires the Respondent to pay \$500. A motion was made and seconded to adopt the proposed settlement agreement as final disposition of the matter.

VALENTINO/LAUX
Motion Carried 8-0-0

Z. In the Matter of the License of: Rebekah Leah Grandi, R.N., License No. 28186191A
Administrative Cause No. 2010 NB 209
Re: Petition for Summary Suspension

Parties and Counsel Present:

Respondent was not present.
Darren Covington, Deputy Attorney General on behalf of the State of Indiana.

Participating Board Members:

Mr. Burghduff (Hearing Officer)
Ms. Narwold
Ms. Henderson
Ms. Haight
Ms. Ogle

Ms. Valentino

Case Summary and Board Action: A proposed settlement agreement was filed by the parties on September 13, 2010 places Respondent's license on an agreed upon summary suspension status. A motion was made and seconded to adopt the agreement.

BURGHDUFF/VALENTINO
Motion Carried 4-0-2

AA. In the Matter of the License of: Sue D. Cardwell, R.N., License No. 28068702A
Administrative Cause No. 2010 NB 210
Re: Petition for Summary Suspension

Parties and Counsel Present:

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

Participating Board Members:

Mr. Burghduff (Hearing Officer)
Ms. Narwold
Ms. Henderson
Ms. Haight
Ms. Ogle
Ms. Valentino
Ms. McIntosh
Ms. Laux

Case Summary and Board Action: The State of Indiana filed a petition for summary suspension on September 13, 2010. A motion was made and seconded to place the Respondent's license on summary suspension for a period of up to 90 days.

NARWOLD/VALENTINO
Motion Carried 7-0-1

BB. In the Matter of the License of: Jeanne Clark, R.N., License Nos. 28130497A, 71001402A, 71001420B
Administrative Cause No. 2010 NB 214
Re: Petition for Summary Suspension

Parties and Counsel Present:

Respondent was present.
Darren Covington, Deputy Attorney General on behalf of the State of Indiana.

Participating Board Members:

Mr. Burghduff (Hearing Officer)
Ms. Narwold
Ms. Henderson
Ms. Haight
Ms. Ogle
Ms. Valentino
Ms. McIntosh
Ms. Laux

Case Summary and Board Action: The State of Indiana filed a petition for summary suspension on September 14, 2010. A motion was made and seconded to place the Respondent's license on summary suspension for a period of up to 90 days.

BURGHDUFF/NARWOLD
Motion Carried 7-0-1

CC. In the Matter of the License of: Shelly Riggs, L.P.N., License No. 27031843A
Administrative Cause No. 2010 NB 173
Re: Proposed Settlement Agreement

Parties and Counsel Present:

Respondent was not present.
Mark Mader, Deputy Attorney General on behalf of the State of Indiana.

Participating Board Members:

Mr. Burghduff (Hearing Officer)

Ms. Narwold
Ms. Henderson
Ms. Haight
Ms. Ogle
Ms. Valentino
Ms. McIntosh
Ms. Laux

Case Summary and Board Action: A proposed settlement agreement was filed by the parties on September 15, 2010. The agreement would place the Respondent's license on indefinite suspension for at least one year of compliance with an ISNAP RMA, requires the Respondent to pay a \$250 fine and complete at least 18 contact hours of continuing education for nurses. A motion was made and seconded to adopt the proposed settlement agreement as final disposition of the matter.

VALENTINO/LAUX
Motion Carried 7-0-1.

DD. In the Matter of the License of: Erin Bright, L.P.N., License No. 27054534A
Administrative Cause No. 2010 NB 137
Re: Proposed Settlement Agreement

Parties and Counsel Present:

Respondent was not present.
Mark Mader, Deputy Attorney General on behalf of the State of Indiana.

Participating Board Members:

Mr. Burghduff (Hearing Officer)
Ms. Narwold
Ms. Henderson
Ms. Haight
Ms. Ogle
Ms. Valentino
Ms. McIntosh
Ms. Laux

Case Summary and Board Action: A proposed settlement agreement was filed by the parties on September 15, 2010. The agreement would place the Respondent's license on indefinite probation and requires the Respondent to pay a \$500 fine and submit monthly employer reports prior to eligibility for withdrawal of probation. A motion was made and seconded to adopt the proposed settlement agreement as final disposition of the matter.

VALENTINO/NARWOLD
Motion Carried 6-1-1

EE. In the Matter of the License of: Gary A. Goodwin, R.N., License No. 28125814A
Administrative Cause No. 2010 NB 186
Re: Proposed Settlement Agreement

Parties and Counsel Present:

Respondent was not present.
Laura Wilford, Deputy Attorney General on behalf of the State of Indiana.

Participating Board Members:

Mr. Burghduff (Hearing Officer)
Ms. Narwold
Ms. Henderson
Ms. Haight
Ms. Ogle
Ms. Valentino
Ms. McIntosh
Ms. Laux

Case Summary and Board Action: A proposed settlement agreement was filed by the parties on September 10, 2010. The agreement would place Respondent's license on indefinite probationary status with terms and conditions. A motion was made and seconded to adopt the proposed settlement agreement as final disposition of the matter.

LAUX/VALENTINO
Motion Carried 6-1-0

FF. In the Matter of the License of: Kelli Whitmire, R.N., License No. 28146329A

Administrative Cause No. 2010 NB 156

Re: Proposed Settlement Agreement

Parties and Counsel Present:

Respondent was not present.

Darren Covington, Deputy Attorney General on behalf of the State of Indiana.

Participating Board Members:

Mr. Burghduff (Hearing Officer)

Ms. Narwold

Ms. Henderson

Ms. Haight

Ms. Ogle

Ms. Valentino

Ms. McIntosh

Ms. Laux

Case Summary and Board Action: A proposed settlement agreement was filed by the parties on September 15, 2010. The agreement would place Respondent's license on indefinite probation and requires the Respondent to pay a \$750 fine and complete at least 48 contact hours of continuing education for nurses. A motion was made and seconded to reject the proposed settlement agreement.

BURGHDUFF/VALENTINO

Motion Carried 7-0-1

IX. DEFAULT HEARINGS

A. In the Matter of the License of: Amanda Fletcher, L.P.N., License No. 27023442A

Administrative Cause No. 2010 NB 131

Re: Notice of Proposed Default

Parties and Counsel Present:

Respondent was not present.

Darren Covington, Deputy Attorney General on behalf of the State of Indiana.

Participating Board Members:

Mr. Burghduff (Hearing Officer)

Ms. Narwold

Ms. Henderson

Ms. Haight

Ms. Ogle

Ms. Valentino

Ms. McIntosh

Ms. Laux

Case Summary and Board Action: The Board issued a notice of proposed default on August 24, 2010 to Respondent for her failure to appear at the scheduled and noticed August 19, 2010 hearing. A motion was made and seconded to hold the Respondent in default.

VALENTINO/LAUX

Motion Carried 8-0-0

A motion was made and seconded to place Respondent's license on indefinite suspension for at least one year of compliance with an ISNAP RMA and require the Respondent to pay a \$250 fine and attend anger management counseling prior to eligibility for reinstatement of licensure.

BURGHDUFF/VALENTINO

Motion carried 8-0-0.

B. In the Matter of the License of: Yolanda Puente, L.P.N., License No. 27042865A

Administrative Cause No. 2010 NB 054

Re: Notice of Proposed Default

Parties and Counsel Present:

Respondent was not present.

Darren Covington, Deputy Attorney General on behalf of the State of Indiana.

Participating Board Members: