

INDIANA STATE BOARD OF NURSING

**Met on
Thursday, October 17, 2013
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.

Dr. McIntosh, R.N., Ph.D, President of the Indiana State Board of Nursing, called the meeting to order at 8:30 a.m. and established a quorum in accordance with IC § 25-23-1-5(b).

Board Members Present:

Constance McIntosh, R.N., Ph.D., President
Marcia Laux, R.N., Vice-President
Jerry Burghduff, L.P.N.
Kim Cooper, R.N.
Lynda Narwold, R.N.
Natalie Hall, R.N.
Holly Presley, L.P.N.
Anne Ogle, Consumer Member

Board Members Absent:

Karen Dolk, R.N., Secretary

II. ADOPTION OF THE AGENDA

A motion was made and seconded to adopt the agenda as amended. Laux/Burghduff, 7-0-0, motion carries

III. ADOPTION OF THE MINUTES FROM THE SEPTEMBER 19 2013 MEETING OF THE BOARD

A motion was made and seconded to adopt the minutes from the August 2013 board meeting. Burghduff/Presley, 5-3-0, motion carries. A motion was made and seconded to adopt the minutes from the September 2013 board meeting. Cooper/McIntosh, 7-0-0, motion carries A motion was made and seconded to approve the ALJ minutes from September 2013. Hall/McIntosh, 7-0-0, motion carries A motion was made and seconded to approve the ALJ personal appearances from October 16, 2013. McIntosh/Burghduff, 7-0-0, motion carries

IV. INDIANA STATE NURSES ASSISTANCE PROGRAM

Mr. Lindquist reported the following:

- The third quarterly report for 2013 indicates that 76% of participants were fully compliant and 16% were only missing 1 report or UDS. Only 8% of participants are in significant non-compliance with contract extension, OTSC or file closure.
- ISNAP has revised their policy so that when they close files with nurses with active licenses they will allow nurses to be monitored before they come before the BON.
- ISNAP was recently awarded the Impaired Nursing contract for the next two years.

V. EDUCATION

A. FYI Only- Ivy Tech, Bloomington ASN and PN Programs will be moving from 200 Daniels Way, Bloomington, Indiana 47404 to 101 Daniels Way, Bloomington, Indiana 47404 effective Fall 2014.

This matter will require a site visit in the future.

B. J. Everett Light Career Center- Notice of closure of PN Program effective December 31, 2014 (Karen Strandjord/Shawn Wright-Browner)

Staff appeared from J. Everett Light Career Center. They have made a decision to close their program in relation to federal dollars. They are in compliance with all federal mandates and all ACEN requirements. They currently have 52 students enrolled. They are not planning to admit any additional students as of Fall 2013. The plan if they are unsuccessful with Boards is that students will go to Medtech for career pathways. **Board Action: A motion was made and seconded to accept their plan. McIntosh/Laux, 7-0-0, motion carries**

C. FYI Only- Update letter from V.R. Ashwood Training Institute

D. FYI Only- University of Indianapolis- Update regarding clinical course admission increases in BSN Program

E. FYI Only- MJS College has moved locations to 8401 Ohio Street Merrillville, Indiana 46410 effective 9/18/13
This matter will require a site visit in the future.

F. Ancilla College- Request for reinstatement to full accreditation and request for change in PN to RN Bridge Program curriculum (Ann Fitzgerald)

Staff appeared from Ancilla College regarding reinstatement to full accreditation. Their pass rate for 2012 was 93%. They were placed on conditional accreditation in April 2012. **Board Action: A motion was made and seconded to remove the conditional accreditation. Narwold/Laux, 7-0-0, motion carries**

Staff also indicated that their LPN to RN bridge program requires a change in curriculum to match the LPN to RN bridge program with their ASN curriculum. **Board Action: A motion was made and seconded to accept the curriculum change. McIntosh/Laux, 7-0-0, motion carries**

G. FYI Only- Ivy Tech Lafayette All Programs- Notification of retirement of Karen Dolk, Dean effective 5/31/14.

H. Purdue Calumet- BSN and ASN to BSN Programs- Request for exemption of concurrent clinical and didactic courses (Kathy Nix)

Kathy Nix appeared on behalf of Purdue University Calumet. The school is requesting an exemption for one course in their community health nursing class. The faculty attempted to rearrange the plan of study so that students were not overloaded. Faculty determined the best option would be to move the community health lecture to summer and proceed into clinical three weeks later. This change involves senior nursing students only with the same faculty through both the clinical and didactic courses. Ms. Laux asked whether students usually go to summer classes and Ms. Nix indicated that accelerated students attend school in the summer. This would not require an additional tuition payment. Presently, the course is in the same semester for both components. Ms. Hall asked how the grading is done if the course is bifurcated. Ms. Nix indicated there are two separate three hour courses with two separate grades. **Board Action: A motion was made and seconded to deny the request for exemption. McIntosh/Hall, 7-0-0, motion carries**

I. Kaplan College- Request for consolidation of campuses/site visit (Natalie Hall)

Staff appeared from Kaplan College. Ms. Hall presented the information for the site visit. The site visit was based on a request to consolidate from the northeast Indianapolis campus to southeast Indianapolis. Concerns were noted for the faculty turnover and the turnover in the faculty chair position. Students voiced concerns about confidentiality with faculty serving in dual roles as both instructor and clinical advisor. There is no student services department in existence. Faculty presented a response. **Board Action: A motion was made and seconded to allow for consolidation to the southeast Indianapolis campus. Laux/Narwold, 7-0-0, motion carries**

VI. DISCUSSION

A. LSA Document #13-284, Readoption of Rules

Readopts rules in anticipation of IC 4-22-2.5-2, providing that an administrative rule adopted under IC 4-22-2 expires January 1 of the seventh year after the year in which the rule takes effect unless the rule contains an earlier expiration date. Effective 30 days after filing with the Publisher.

OVERVIEW: Rules to be readopted without changes are as follows:

848 IAC 1 REGISTERED NURSES AND PRACTICAL NURSES

848 IAC 2 STANDARDS FOR THE COMPETENT PRACTICE OF REGISTERED AND LICENSED PRACTICAL NURSING

848 IAC 3 NURSE-MIDWIVES

848 IAC 4 ADVANCED PRACTICE NURSING AND PRESCRIPTIVE AUTHORITY FOR
ADVANCED PRACTICE NURSING
848 IAC 5-2-1 Limitations of rules
848 IAC 5-3-1 Fees for prescriptive authority

Mr. White advised the Board regarding the readoption of rules under LSA # 13-284. An analysis of the rules was reviewed by the Board which indicates that there is one set for rules that impose a cost on small businesses under Indiana law which focus on education. All Board members reviewed this document and have no additions or changes to the document.

Board Action: A motion was made and seconded to readopt the rules included in LSA # 13-284 and incorporate the analysis for the education rule into the minutes. McIntosh/Burghduff, 7-0-0, motion carries

VIII. BOARD DIRECTOR REPORT

Ms. Kiefner Crawford reported the following:

- Thank you to the Board members who participated in the annual report review, that process is ongoing and the first batch of successful completion letters has been sent.
- Interviews have begun for the education consultant position with an update expected next month.
- Renewals for RN's, APN, nurse midwife and APN are well underway with an update expected next month.
- Thank you to the Board members who have recently participated in outreach with various schools of Nursing; and a reminder to those in the audience that the Board makes outreach services available for all Nursing programs.

VIII. PERSONAL APPEARANCES

8:45am

Board Action: A motion was made and seconded to accept the personal appearance recommendations made by Kim Cooper, RN on this date. Hall/Burghduff, 6-0-0, motion carries

A. Appearances by Applicants for Licensure

1. Becky Astalas LPN Endorsement CBC Hit/Positive Response

Ms. Astalas appeared for her personal appearance regarding her application for licensure. She received a DWI in January 2013. She had taken some prescription medication before leaving work and fell asleep while driving. She was arrested. She has not been convicted yet and nothing has been filed. She failed to disclose her Texas discipline on her application. She is allowed to endorse on probation until resolution of her criminal matter in Texas.

2. Saliu Oladokun RN Exam Failed 3 Times/Graduated 2010

Ms. Okadokun appeared for her personal appearance regarding her application for licensure. She graduated nursing school in 2010. She has taken the NCLEX 5 times. The last time she took the test was in April. She has taken a review course and did receive the 95% predictability for passing. She is allowed to test and her license is to be issued free and clear.

3. Michelle Murray RN Exam CBC Hit/Positive Response

Ms. Murray appeared for her personal appearance regarding her application for licensure. In 2011, she received a DWI. She was out with friends and was pulled over because a head light was out. She believes her blood alcohol level was .13 but she was not sure. She had a minor consumption charge when she was 16. She is allowed to test. Her license is to be issued on probation for 6 months of active nursing practice with quarterly reports.

4. Louisa Brown RN Endorsement Positive Response

Ms. Brown appeared for her personal appearance regarding her application for licensure. She has a Kentucky license that is active. She has been in the KARE program since 2011 and is in full compliance. She went to the KARE program for diverting from her place of employment. She is allowed to endorse free and clear.

5. Raquel Fletcher LPN Endorsement CBC Hit /Positive Response

Ms. Fletcher appeared for her personal appearance regarding her application for licensure. In 2004, she received a DUI. She had been out with her husband and drove home. In 2006, she was charged with resisting law enforcement. No alcohol was involved with this arrest. There was also a charge of criminal mischief but that was not her and was thrown out due to mistaken identity. She also had a charge of possession of a handgun. This charge was dismissed. The handgun belonged to her friend. She is allowed to endorse. Her license is to be issued on probation for 6 months active practice with quarterly reports. She needs to submit self reports if she is not employed.

6. Mark Stok LPN Exam CBC Hit/Positive Response

Mr. Stok appeared for his personal appearance regarding his application for licensure. He had 2 public intoxication charges as a minor. Three years ago he had 2 OWIs within 9 months of each other. He currently works at Community Hospital. He is allowed to test. His license is to be issued on probation for either the length of an RMA, if he meets criteria, or one year

of active practice within the healthcare profession, whichever is longer. He needs to submit quarterly reports while employed and self reports if not employed.

7. Maryanna Sinenko RN Exam Graduated 2009

Ms. Sinenko did not appear for her personal appearance regarding her application for licensure. This matter is to be rescheduled one time.

8. Destiney Nehring RN Exam Failed 4 times

Ms. Nehring appeared for her personal appearance regarding her application for licensure. She completed an ATI review after she tested in August. She completed Kaplan after graduation. She is now seeing a therapist. She needs to keep working with her therapist on the anxiety then come back. Her request is denied at this time.

9. Ryan Hollis APN/CSR Did Not Disclose

Mr. Hollis appeared for his personal appearance regarding his application for licensure. In 2009, he received an OWI after leaving a party. His blood alcohol level was .11. He did not disclose this on his initial application or his 2011 RN renewal. He stated he didn't think it was on his record and thought it was taken care of through the court. His application for APN/CSR is granted. He will have to have another PA for his RN renewal.

10. Ashante Hernandez RN Exam CBC Hit/ Positive Response

Ms. Hernandez did not appear for her personal appearance. This matter is to be rescheduled one time.

11. Lindsay Wefel RN Exam CBC Hit/ Positive Response

In 2012, she was pulled over for speeding. Her license was suspended due to no insurance. In November 2012, she was arrested for check fraud on a check she had written in 2011. She has completed her probation and her driver's license is current. She is allowed to test and license to be issued free and clear.

B. Appearances by Applicants for Renewal

1. Heather Hazen RN Renewal Positive Response CONTINUED

2. Jeremy Hagen RN Renewal Positive Response

Mr. Hagen appeared for his personal appearance regarding his application for renewal. In June 2013, he received an OWI. His blood alcohol level was .15. He pled guilty and is currently on criminal probation. He is working with ISNAP and has entered into an 18 month RMA. His license is to be renewed on probation for the length of his criminal probation.

3. Melissa Chamberlin RN Renewal Positive Response

Ms. Chamberlin appeared for her personal appearance regarding her application for renewal. She had 3 separate discipline issues at work within a year. The 1st discipline was due to too much overtime. The 2nd one was due to not carrying out orders with the required amount of time per hospital policy. She also had started a medication and asked someone else to finish it. The third was due to shutting off the wrong medication pump while dealing with a hostile family member. She needs to do 18 hours of Continuing Education, 6 each in the following areas: medication administration; professionalism; and patient safety. Once these are received, her license can be renewed free and clear.

4. Norma Winger RN Renewal Positive Response

Ms. Winger appeared for her personal appearance regarding her application for renewal. She received discipline at work twice last year for not completing duties. Once she passed on information for night shift to complete report. The second time a patient had a sore. She placed this on skin condition report and was told she should have called for treatment. This year she was disciplined for forgetting to administer medication with applesauce and not completing duties. She has been employed in the same setting for 13 years. She was terminated in 2009 but returned to the same employer. She needs to complete 18 hours of continuing education, 6 hours in each of the following areas: assessment; professionalism; and documentation. Once these are completed, the license can be renewed free and clear.

5. Stephanie Collins RN Renewal Positive Response

Ms. Collins appeared for her personal appearance regarding her application for licensure. On October 31, 2012, she was arrested for family violence. There had been some family transition issues and discipline issues with her 11 year old son. She arrived home from work five to ten minutes before police showed up. She drew her hands to hit her son and the police officer grabbed her and she was arrested. She had to complete parenting classes. She started the steps of having her son go to juvenile but stopped. The case is in Georgia. She answered question number 6 in error. She needs to send in a statement regarding that. Once the statement is received, her license can be renewed free and clear.

6. Luke McKinney RN Renewal Positive Response

Mr. McKinney appeared for his personal appearance regarding his application for renewal. He was placed on 90 days probation by employer. He had been sick but not bad enough to call in. He felt dehydrated and gave himself a bag of saline through an IV. He did go to the doctor and was placed on probation. A few days later he did inform his manger what he did. He has fulfilled that probation and was not terminated. He indicates that someone else started the IV for him. A motion was made and seconded to renew the license free and clear after he has completed CEUs in the following areas: 12in medication administration and 12 hours in ethics. Burghduff/Narwold, 5-0-1, motion carries

7. Beverly Mauger RN/APN Renewal Failure to Renew Herself

Ms. Mauger appeared for her personal appearance regarding her application for renewal. Her renewal was completed by someone else. That person transmitted information backwards from what the licensee had given her. The matter is to be referred to the Attorney General's office. Her license status is to be Valid to Practice While Being Reviewed pending the outcome of the OAG investigation for renewal fraud.

8. Tina Galley RN Renewal Positive Response

Ms. Galley appeared for her personal appearance regarding her application for renewal. She was terminated from employment. She was doing rounds every two hours. She had checked on patient and everything was ok. At 9:30 when she checked on the patient, the patient was deceased. She had worked at the facility since July 2008. She has not had any prior issues. She is allowed to renew free and clear.

9. Sara Ramsey-Gunter RN Renewal Positive Response

Ms. Ramsey-Gunter appeared for her personal appearance regarding her application for renewal. In July 2012, she was attending a reception of a co-worker. She had been drinking and was pulled over. Her blood alcohol level was .18. This was her first arrest. She completed criminal probation. She is already in ISNAP and in full compliance. She is allowed to renew on probation for the duration of her RMA.

10. Brittany Haynes RN Renewal Positive Response

Ms. Haynes appeared for her personal appearance regarding her application for renewal. She was terminated from Riley after six and a half years. She received a heart transplant patient. This type of patient care was not common for her department. She tried to give care as instructed but couldn't follow through. She was trying to draw methadone from syringe but it dripped everywhere. She needs to complete 6 hours of continuing education in medication administration and 3 hours in infection control. She can be renewed free and clear once these are received.

11. Rhonda King RN Renewal Positive Response

Ms. King appeared for her personal appearance regarding her application for renewal. She was terminated from her employment. A staff member said she wasn't happy that a patient was sleeping; made medication errors; and didn't give treatment when she was told to. She needs to complete 18 hours of continuing education, 6 hours each in the following areas: assessment; professionalism; and medication administration. Once these are received, the license can be renewed free and clear.

12. Maria Held RN Renewal Positive Response

Ms. Held appeared for her personal appearance regarding her application for renewal. She was arrested in August 2012 for an OWI and battery by bodily waste. She was out with friends drinking. She was driving and had an accident. Her blood alcohol level was .20. She only had a medium margarita and believes she blacked out. She is on 2 years criminal probation. She completed the KARE program, paid fines, and counseling. She is to be renewed on probation. She needs to contact ISNAP, complete the terms of her criminal probation, send quarterly reports, and complete 12 hours of continuing education in professionalism/ethics and 6 in impaired nursing.

13. Erin Walters RN Renewal Positive Response

Ms. Walters appeared for her personal appearance regarding her application for renewal. She received discipline at work. Hospital policy was to take a computer into rooms when giving medications. There were not any computers available so she went ahead and gave the medication. She ended up giving the wrong dose. She was disciplined for not taking the computer into the room. She has been with the employer for 13 years. She has had prior disciplines for tardiness. She needs to complete 12 hours of continuing education in professionalism/ethics and 6 in medication administration. Once these are received, her license can be renewed free and clear.

14. Danielle Jackson RN Renewal Positive Response

Ms. Jackson appeared for her personal appearance regarding her application for renewal. In December 2011 she was pulled over for speeding. She had been drinking. She has no priors. She is allowed to renew free and clear.

15. Erin Burkeybyle RN Renewal Positive Response

Ms. Burkeybyle appeared with her counsel regarding her positive response. She reports a disciplinary issue for tardies at work. She had seven incidents in 2012. The second incident she was summonsed to report to court for felony battery count against a minor resulting in bodily injury. There was an incident between herself and her minor son and she hit him with a belt. The minor son hit his head on a door casing during the incident. The next day the minor son had a stomachache and was vomiting and was kept home from school. The minor son indicated that the belt buckle hit him in the head. The minor son is in counseling. She has criminal charges pending at this time. There is another pre-trial conference scheduled in the near future. The licensee has also started personal counseling at this time for personal issues and anger management. **Board Action: A motion was made and seconded to refer the matter to the Office of the Attorney General and keep the license as valid to practice pending review. Burghduff/McIntosh, 4-2-0, motion fails Ogle/Laux against A motion was then made and seconded to refer the matter to the Office of the Attorney General and keep the license as valid to practice pending review. McIntosh/Burghduff, 5-1-0, Ogle against**

16. Michael Frasher RN Renewal Failure to Disclose FULL BOARD

Mr. Frasher appeared for his personal appearance regarding his application for renewal. He may have actions taking against his license. He was enrolled in ISNAP. He had surgery and was not in compliance with his RMA. He was closed out of ISNAP. His license was placed on ES for 90 days. He has been in contact with ISNAP. His license is to be renewed on probation the length of his ISNAP RMA.

17. Michael Allen Burrows RN Renewal Positive Response*

Mr. Burrows appeared for his personal appearance regarding his application for licensure. He made racial slurs to a patient. Another nurse overheard him and reported him. He was placed on probation with his employer for three years. His license is to be renewed on probation for 6 months active practice with employer reports, 12 hours of continuing education in ethics/professionalism; 18 hours in cultural sensitivity; and 6 hours in racism.

IX. ADMINISTRATIVE HEARINGS

The court reporter for all hearings on this date was Sherri Rutledge from Rutledge Independent Reporting.

1. In the Matter of the License of: Connie Sue Rollins, L.P.N., License No. 27047708A

Administrative Cause No. 2013 NB 239

Re: Final Disciplinary Hearing

Deputy Attorney General Mark Mader appeared on behalf of the State of Indiana. Respondent failed to appear in person or by counsel. A Notice of Proposed Default was requested and granted. Burghduff/Laux, 6-0-0, motion carries. A request was made to extend the summary suspension in this matter and granted. Burghduff/Laux, 6-0-0, motion carries

2. In the Matter of the License of: Deoanna N. Gorrell, R.N., L.P.N., License No. 28198660A, 27064459A*

Administrative Cause No. 2013 NB 193

Re: Final Disciplinary Hearing/Motion for Summary Judgment

Deputy Attorney General Patricia Gibson appeared on behalf of the State of Indiana. The licensee appeared in person and waived the right to counsel. A motion was made and seconded to deny the motion for summary judgment. McIntosh/Burghduff, 6-0-0, motion carries. After a hearing, a motion was made and seconded to place Respondent's license on probation for one year with quarterly reports, 48 hours of continuing education, 12 hours in each of the following areas- documentation; assessment; pharmacology/medication administration; and professionalism/ethics. Burghduff/Laux, 5-1-0, motion carries (Narwold abstains)

3. In the Matter of the License of: Christine Hollenbach, L.P.N., License No. 27061638A

Administrative Cause No. 2013 NB 500

Re: Final Disciplinary Hearing

Deputy Attorney General David Fleischhacker appeared on behalf of the State of Indiana. Respondent failed to appear in person or by counsel. A Notice of Proposed Default was requested and granted. Burghduff/Laux, 6-0-0, motion carries

4. In the Matter of the License of: John Williams, L.P.N., License No. 27044410A

Administrative Cause No. 2013 NB 042

Re: Order to Show Cause

Deputy Attorney General Joshua Timmons appeared on behalf of the State of Indiana. Respondent failed to appear in person or by counsel. A Notice of Proposed Default was requested and granted. Burghduff/Laux, 6-0-0, motion carries

5. In the Matter of the License of: Kristi M. Shaw, R.N., License No. 28124912A

Administrative Cause No. 2012 NB 330

Re: Order to Show Cause

Deputy Attorney General Mark Mader appeared on behalf of the State of Indiana. Respondent appeared in person and waived the right to counsel. After a hearing, a motion was made and seconded to place the Respondent's license on indefinite suspension for one year of compliance in an ISNAP RMA with full compliance, \$250 fine and costs. Burghduff/McIntosh, 7-0-0, motion carries

6. In the Matter of the License of: Nicole Anne Williams, L.P.N., License No. 27046857A* CONTINUED

Administrative Cause No. 2013 NB 254

Re: Final Disciplinary Hearing

- 7. In the Matter of the License of: Lunese Deshell Wilder, L.P.N., License No. 27068716A***
 Administrative Cause No. 2013 NB 276
 Re: Final Disciplinary Hearing
 Deputy Attorney General Patricia Gibson appeared on behalf of the State of Indiana. Respondent appeared in person and waived the right to counsel. After a hearing, a motion was made and seconded to place the Respondent's license on suspension until her Illinois license is free a clear, a fine of \$500.00, costs to both agencies, and a referral to ISNAP. Burghduff/Laux, 6-0-0, motion carries
- 8. In the Matter of the License of: Whitney Archer, L.P.N., License No. 27067397A**
 Administrative Cause No. 2013 NB 0090
 Re: Order to Show Cause
 Leif Johnson appeared on behalf of the State of Indiana. Respondent failed to appear in person or by counsel. A Notice of Proposed Default was requested and granted. Burghduff/Laux, 6-0-0, motion carries
- 9. In the Matter of the License of: Darla Springer-Chalfant, L.P.N., License No. 27052350A**
 Administrative Cause No. 2010 NB 250
 Re: Order to Show Cause
 Deputy Attorney General Jason Gross appeared on behalf of the State of Indiana. Respondent failed to appear in person or by counsel. A Notice of Proposed Default was requested and granted. Burghduff/Laux, 6-0-0, motion carries
- 10. In the Matter of the License of: Michael S. Frasher, R.N., License No. 28194579A** CONTINUED
 Administrative Cause No. 2012 NB 458
 Re: Final Disciplinary Hearing
- 11. In the Matter of the License of: Tamera R. Gonzales, R.N., License No. 28177462A** CONTINUED
 Administrative Cause No. 2013 NB 277
 Re: Final Disciplinary Hearing
- 12. In the Matter of the License of: Randy Allen Rogers, R.N., License No. 28116325A**
 Administrative Cause No. 2012 NB 548
 Re: Final Disciplinary Hearing
 Deputy Attorney General Joshua Timmons appeared on behalf of the State of Indiana. Respondent failed to appear in person or by counsel. A Notice of Proposed Default was requested and granted. Burghduff/Ogle, 6-0-0, motion carries
- 13. In the Matter of the License of: Lynnette Marie Matteson, R.N., License No. 28129886A**
 Administrative Cause No. 2013 NB 296
 Re: Voluntary Dismissal of Complaint
 Deputy Attorney General Patricia Gibson appeared on behalf of the State of Indiana. Respondent did not appear. A motion was made and seconded to accept the voluntary dismissal of the complaint in this matter. Burghduff/Ogle, 6-0-0, motion carries
- 14. In the Matter of the License of: Sarah Elizabeth Hawes, R.N., License No. 28175405A***
 Administrative Cause No. 2013 NB 238
 Re: Final Disciplinary Hearing
 Deputy Attorney General Mark Mader appeared on behalf of the State of Indiana. Respondent appeared and waived her right to counsel. After a hearing, a motion was made and seconded to place Respondent's license on suspension for one year, must demonstrate full compliance in an ISNAP RMA for one year, \$250 fine, continuing education and submission of an MMPI-2 ninety days prior to a request for reinstatement. Burghduff/Ogle, 6-0-0, motion carries
- 15. In the Matter of the License of: Tiffany Marie McCloud, L.P.N., License No. 27050168*** CONTINUED
 Administrative Cause No. 2013 NB 291
 Re: Final Disciplinary Hearing

16. **In the Matter of the License of: Susan Jane Baker, R.N., License No. 28050849A**
Administrative Cause No. 2013 NB 291
Re: Petition for Extension of Summary Suspension
Deputy Attorney General Patricia Gibson appeared on behalf of the State of Indiana. Respondent failed to appear in person or by counsel. After a hearing, a motion was made and seconded to issue an extension of summary suspension in the matter. Burghduff/Narwold, 6-0-0, motion carries
17. **In the Matter of the License of: Richard Lewis McDole, R.N., License No. 28191207A**
Administrative Cause No. 2013 NB 286
Re: Petition for Extension of Summary Suspension
Deputy Attorney General Patricia Gibson appeared on behalf of the State of Indiana. Respondent failed to appear in person or by counsel. After a hearing, a motion was made and seconded to issue an extension of summary suspension in the matter. Burghduff/Ogle, 6-0-0, motion carries
18. **In the Matter of the License of: Leigh Brothers, R.N., License No. 28186464A**
Administrative Cause No. 2013 NB 403
Re: Petition for Summary Suspension
Deputy Attorney General Patricia Gibson appeared on behalf of the State of Indiana. Respondent failed to appear in person or by counsel. After a hearing, a motion was made and seconded to issue a summary suspension in the matter. Burghduff/Narwold, 6-0-2, motion carries (McIntosh and Cooper abstain)
19. **In the Matter of the License of: Valerie Roll, R.N., License No. 28181262A**
Administrative Cause No. 2013 NB 119
Re: Petition for Summary Suspension
Deputy Attorney General David Fleischhacker appeared on behalf of the State of Indiana. Respondent failed to appear in person or by counsel. After a hearing, a motion was made and seconded to issue a summary suspension in the matter. Burghduff/Narwold, 6-0-0, motion carries
20. **In the Matter of the License of: Peggy Lynn Anderson, R.N., License No. 28131868A**
Administrative Cause No. 2013 NB 408
Re: Petition for Summary Suspension
Deputy Attorney General Joshua Timmons appeared on behalf of the State of Indiana. Respondent failed to appear in person or by counsel. After a hearing, a motion was made and seconded to issue a summary suspension in the matter. Burghduff/Narwold, 8-0-0, motion carries

X. DEFAULTS

1. **In the Matter of the License of: Julie S. Davis, L.P.N., License No. 27025149A**
Administrative Cause No. 2013 NB 225
Re: Notice of Proposed Default
Deputy Attorney General Patricia Gibson appeared on behalf of the State of Indiana. A motion was made and seconded to issue a default in this matter. Burghduff/Narwold 8-0-0, motion carries After a hearing, a motion was made and seconded to place the license on indefinite suspension for no less than one year, \$250 fine and costs. All terms of the previous probation remain in place and must be carried out as well. Narwold/Ogle, 8-0-0, motion carries
2. **In the Matter of the License of: Ashley Tapp Roberts, R.N., License No. 28192548A**
Administrative Cause No. 2012 NB 180
Re: Notice of Proposed Default
RESPONSE RECEIVED
Deputy Attorney General Mark Mader appeared on behalf of the State of Indiana. A timely written response was received and considered by the Board. A motion was made and seconded to reschedule the matter for hearing. Burghduff/Ogle, 6-0-0, motion carries

3. **In the Matter of the License of: Justin K. Elkins, L.P.N., License No. 27065130A**
Administrative Cause No. 2013 NB 289
Re: Notice of Proposed Default
Deputy Attorney General Patricia Gibson appeared on behalf of the State of Indiana. A motion was made and seconded to issue a default in this matter. Burghduff/Laux 8-0-0, motion carries After a hearing, a motion was made and seconded to place the license on indefinite suspension for no less than three years, must demonstrate six months of compliance in an ISNAP RMA, continuing education and costs. Burghduff/Ogle, 8-0-0, motion carries
4. **In the Matter of the License of: Lisa C. Keown, L.P.N., License No. 27043236A**
Administrative Cause No. 2013 NB 280
Re: Notice of Proposed Default
Deputy Attorney General Mark Mader appeared on behalf of the State of Indiana. A motion was made and seconded to issue a default in this matter. Burghduff/Laux 6-0-0, motion carries After a hearing, a motion was made and seconded to place the license on indefinite suspension for no less than one year, must have complete compliance in an ISNAP RMA, \$250 fine, continuing education and costs. Hall/Laux, 6-0-0, motion carries
5. **In the Matter of the License of: Jennifer Jo Howard, L.P.N., License No. 27051925A**
Administrative Cause No. 2013 NB 282
Re: Notice of Proposed Default
Deputy Attorney General Mark Mader appeared on behalf of the State of Indiana. A motion was made and seconded to issue a default in this matter. Burghduff/Ogle 6-0-0, motion carries After a hearing, a motion was made and seconded to place the license on indefinite suspension for no less than six months, must enroll in ISNAP, \$250 fine and costs. Burghduff/Laux, 6-0-0, motion carries
6. **In the Matter of the License of: Teresa Marie Rowe, L.P.N., License No. 27035389A**
Administrative Cause No. 2013 NB 281
Re: Notice of Proposed Default
Deputy Attorney General Mark Mader appeared on behalf of the State of Indiana. A motion was made and seconded to issue a default in this matter. Burghduff/Laux 6-0-0, motion carries After a hearing, a motion was made and seconded to place the license on indefinite suspension for no less than one year, must comply with ISNAP, \$250 fine, continuing education and costs. Burghduff/Laux, 6-0-0, motion carries
7. **In the Matter of the License of: Leisa R. Fluke, L.P.N., License No. 27060496A**
Administrative Cause No. 2013 NB 308
Re: Notice of Proposed Default
Deputy Attorney General Joshua Timmons appeared on behalf of the State of Indiana. A motion was made and seconded to issue a default in this matter. Burghduff/Laux, 6-0-0, motion carries After a hearing, a motion was made and seconded to revoke the license. Burghduff/Laux, 6-0-0, motion carries
8. **In the Matter of the License of: Frederica Antoinette White, L.P.N., License No. 27057089A**
Administrative Cause No. 2013 NB 304
Re: Notice of Proposed Default
RESPONSE RECEIVED
Deputy Attorney General Joshua Timmons appeared on behalf of the State of Indiana. A motion was made and seconded to issue a default in this matter. Burghduff/Laux, 8-0-0, motion carries After a hearing, a motion was made and seconded to place the license on indefinite suspension for no less than one year, must successfully complete criminal probation and demonstrate 6 months compliance in an ISNAP RMA, \$750 fine, continuing education and costs. Burghduff/Laux, 6-0-0, motion carries
9. **In the Matter of the License of: Jennifer L. Johnson, R.N., License No. 28172351A**
Administrative Cause No. 2013 NB 312
Re: Notice of Proposed Default
Deputy Attorney General David Fleischhacker appeared on behalf of the State of Indiana. A motion was made and seconded to issue a default in this matter. Burghduff/Laux, 6-0-0, motion carries After a hearing, a motion was made and seconded to place the license on indefinite probation until completion of the ISNAP RMA, continuing education, quarterly reports and costs. Burghduff/Laux, 6-0-1, motion carries (McIntosh abstains)

10. **In the Matter of the License of: Jamia Romero, R.N., License No. 28173344A**
 Administrative Cause No. 2013 NB 285
 Re: Notice of Proposed Default
 Deputy Attorney General Patricia Gibson appeared on behalf of the State of Indiana. A motion was made and seconded to issue a default in this matter. Burghduff/McIntosh, 8-0-0, motion carries After a hearing, a motion was made and seconded to place the license on indefinite suspension for no less than six months compliance in an ISNAP RMA, continuing education and costs. Burghduff/McIntosh, 8-0-0, motion carries
11. **In the Matter of the License of: Nancy Bailey, L.P.N., License No. 27018587A**
 Administrative Cause No. 2013 NB 216
 Re: Notice of Proposed Default
 RESPONSE RECEIVED
 Deputy Attorney General Joshua Timmons appeared on behalf of the State of Indiana. A motion was made and seconded to issue a default in this matter. Burghduff/Laux, 7-0-0, motion carries After a hearing, a motion was made and seconded to place the license on indefinite suspension for no less than six months compliance in an ISNAP RMA, \$250 fine and costs. Burghduff/Laux, 7-0-0, motion carries

XI. PRE-HEARING SETTLEMENT CONFERENCES

1. **In the Matter of the License of: William Bradley Akin, L.P.N., License No. 27064505A**
 Administrative Cause No. 2013 NB 293
 Re: Prehearing Settlement Conference
2. **In the Matter of the License of: Megan Marie Lively, R.N., License No. 28154303A**
 Administrative Cause No. 2013 NB 344
 Re: Prehearing Settlement Conference
 Deputy Attorney General Patricia Gibson appeared on behalf of the State of Indiana and requested a notice of proposed default in this matter. Respondent failed to appear in person or by counsel. A motion was made and seconded to issue a notice of proposed default. Burghduff/Narwold, 8-0-0, motion carries
3. **In the Matter of the License of: Traci Lynn Gibson, R.N., License No. 28113350A CONTINUED**
 Administrative Cause No. 2013 NB 303
 Re: Prehearing Settlement Conference
 The licensee received counsel on this date and requested a continuance.
4. **In the Matter of the License of: Cheryl Burley, R.N., A.P.N., License No. 28187069A, 71003045A & B CONTINUED**
 Administrative Cause No. 2013 NB 353
 Re: Prehearing Settlement Conference
5. **In the Matter of the License of: Irene Marie Thrasher, R.N., License No. 28097233A**
 Administrative Cause No. 2013 NB 366
 Re: Prehearing Settlement Conference
6. **In the Matter of the License of: Eric G. Huston, R.N., License No. 28132766A CONTINUED**
 Administrative Cause No. 2013 NB 367
 Re: Prehearing Settlement Conference
7. **In the Matter of the License of: Susan Carole Lackey, R.N., License No. 28159913A**
 Administrative Cause No. 2013 NB 365
 Re: Prehearing Settlement Conference

8. **In the Matter of the License of: Angela D. Welton, R.N., License No. 28185979A**
Administrative Cause No. 2013 NB 363
Re: Prehearing Settlement Conference
9. **In the Matter of the License of: Donald W. Nelson, R.N., License No. 28193753A**
Administrative Cause No. 2013 NB 368
Re: Prehearing Settlement Conference
Deputy Attorney General Patricia Gibson appeared on behalf of the State of Indiana and requested a notice of proposed default in this matter. Respondent failed to appear in person or by counsel. A motion was made and seconded to issue a notice of proposed default. Burghduff/Cooper, 8-0-0, motion carries
10. **In the Matter of the License of: Tina Marie Wright, R.N., License No. 28115980A, 7100100A & B**
Administrative Cause No. 2013 NB 374
Re: Prehearing Settlement Conference

XII. SETTLEMENT AGREEMENTS (TO BE APPROVED)

Board Action: A motion was made and seconded to approve all settlement agreements reviewed on this date. Burghduff/Narwold, 6-0-0, motion carries

1. **In the Matter of the License of: Cheryn Denise Bullock, L.P.N., License No. 27066693A**
Administrative Cause No. 2013 NB 300
Re: Proposed Settlement Agreement
2. **In the Matter of the License of: Karen Lynn Ferrara, R.N., License No. 28057687A**
Administrative Cause No. 2013 NB 283
Re: Proposed Settlement Agreement
3. **In the Matter of the License of: Laurie Ann Bogan, R.N., License No. 28028290A**
Administrative Cause No. 2013 NB 182
Re: Proposed Settlement Agreement
4. **In the Matter of the License of: Cindy L. Elkins, R.N., License No. 28152448A**
Administrative Cause No. 2013 NB 288
Re: Proposed Settlement Agreement
5. **In the Matter of the License of: Dana Joy Gates, R.N., License No. 28110481A**
Administrative Cause No. 2013 NB 299
Re: Proposed Settlement Agreement
6. **In the Matter of the License of: Brittany Rae Stofel, L.P.N., License No. 27062499A**
Administrative Cause No. 2013 NB 298
Re: Proposed Settlement Agreement
7. **In the Matter of the License of: Dorothy Garrett, L.P.N., License No. 27049501A**
Administrative Cause No. 2013 NB 302
Re: Proposed Settlement Agreement
8. **In the Matter of the License of: Carole M. Mitchell, R.N., License No. 28149775A**
Administrative Cause No. 2013 NB 317
Re: Proposed Settlement Agreement
9. **In the Matter of the License of: Justin Livingston Sirinek, R.N., License No. 28206228A**
Administrative Cause No. 2013 NB 167
Re: Proposed Agreed Indefinite Summary Suspension

10. **In the Matter of the License of: Amber Lin Roach, L.P.N., License No. 27058055A**
Administrative Cause No. 2013 NB 209
Re: Proposed Settlement Agreement
11. **In the Matter of the License of: Jessica Scruton, R.N., License No. 28198943A**
Administrative Cause No. 2013 NB 212
Re: Proposed Settlement Agreement
12. **In the Matter of the License of: Paul Joseph Schroeder, R.N., License No. 28192343A**
Administrative Cause No. 2013 NB 210
Re: Proposed Settlement Agreement
13. **In the Matter of the License of: Katrina Leigh Lindsey, L.P.N., License No. 27031978A**
Administrative Cause No. 2013 NB 307
Re: Proposed Settlement Agreement
14. **In the Matter of the License of: Melinda R. Rudolph, L.P.N., License No. 27055611A**
Administrative Cause No. 2013 NB 314
Re: Proposed Settlement Agreement
15. **In the Matter of the License of: Howard R. Hudson, L.P.N., License No. 27059400A**
Administrative Cause No. 2013 NB 309
Re: Proposed Settlement Agreement
16. **In the Matter of the License of: Chrystal Lenell Carpenter, L.P.N., License No. 27046379A***
Administrative Cause No. 2013 NB 237
Re: Proposed Settlement Agreement
17. **In the Matter of the License of: Melissa Page, L.P.N., License No. 27066630A**
Administrative Cause No. 2013 NB 290
Re: Prehearing Settlement Conference/Proposed Settlement Agreement

IX. ADMINISTRATIVE LAW JUDGE RECCOMENDATIONS (TO BE APPROVED):

The following hearings took place on September 5, 2013 before ALJ Jerry Burghduff:

1. **In the Matter of the License of: Kelly Jane Buckley, R.N., License No. 28129222A**
Administrative Cause No. 2011 NB 337
Re: Request to Reinstate
Leif Johnson appeared on behalf of the State of Indiana. Respondent appeared in person and waived the right to counsel. After a hearing, ALJ Burghduff recommended that the license be reinstated on indefinite probation for the length of the RMA.
2. **In the Matter of the License of: William Bugg, R.N., License No. 28199909A**
Administrative Cause No. 2011 NB 301
Re: Request to Withdraw Probation
Leif Johnson appeared on behalf of the State of Indiana. Respondent appeared in person and waived the right to counsel. After a hearing, ALJ Burghduff recommended that the probation on the license be withdrawn.
3. **In the Matter of the License of: Amanda Cain, L.P.N., License No. 27055062A**
Administrative Cause No. 2011 NB 544
Re: Request to Withdraw Probation
Leif Johnson appeared on behalf of the State of Indiana. Respondent appeared in person and waived the right to counsel. After a hearing, ALJ Burghduff recommended that the probation on the license be withdrawn.

4. **In the Matter of the License of: Rose Marie Cox-Stephens, R.N., License No. 28128186A**
Administrative Cause No. 2011 NB 578
Re: Request to Withdraw Probation
Leif Johnson appeared on behalf of the State of Indiana. Respondent appeared in person and waived the right to counsel. After a hearing, ALJ Burghduff recommended that the probation on the license be withdrawn.
5. **In the Matter of the License of: Ari Carl Davis, L.P.N., License No. 27047719A**
Administrative Cause No. 2009 NB 055
Re: Request to Withdraw Probation
Deputy Attorney General Joshua Timmons appeared on behalf of the State of Indiana. Respondent appeared in person and waived the right to counsel. After a hearing, ALJ Burghduff recommended that the request be denied and the probation be modified to order back into ISNAP with six (6) months of total compliance in an RMA.
6. **In the Matter of the License of: Deana Faris, R.N., License No. 28204598A**
Administrative Cause No. 2012 NB 303
Re: Request to Withdraw Probation
Leif Johnson appeared on behalf of the State of Indiana. Respondent appeared in person and waived the right to counsel. After a hearing, ALJ Burghduff recommended that the probation on the license be withdrawn.
7. **In the Matter of the License of: Clifford Allen Lee, R.N., License No. 28184556A**
Administrative Cause No. 2009 NB 099
Re: Request to Withdraw Probation
Deputy Attorney General Jason Gross appeared on behalf of the State of Indiana. Respondent appeared in person and waived the right to counsel. After a hearing, ALJ Burghduff recommended that the probation on the license be withdrawn.
8. **In the Matter of the License of: Delisa McCloud, L.P.N., License No. 27065411A***
Administrative Cause No. 2012 NB 604
Re: Request to Withdraw Probation
Deputy Attorney General Joshua Timmons appeared on behalf of the State of Indiana. Respondent appeared in person and waived the right to counsel. After a hearing, ALJ Burghduff recommended that the probation on the license be withdrawn.
9. **In the Matter of the License of: Michelle R. Oswald, R.N., License No. 28166177A**
Administrative Cause No. 2007 NB 0178
Re: Request to Withdraw Probation
Deputy Attorney General Patricia Gibson appeared on behalf of the State of Indiana. Respondent appeared in person and waived the right to counsel. After a hearing, ALJ Burghduff recommended that the probation on the license be withdrawn.
10. **In the Matter of the License of: Ny yokki Powers, L.P.N., License No. 27061034A**
Administrative Cause No. 2010 NB 264
Re: Request to Withdraw Probation
Deputy Attorney General David Fleischhacker appeared on behalf of the State of Indiana. Respondent appeared in person and waived the right to counsel. After a hearing, ALJ Burghduff recommended that the request be denied and the probation on the license be modified to reorder the licensee into ISNAP for a period of one (1) year of total compliance in an RMA.
11. **In the Matter of the License of: Sarah Ray, R.N., License No. 28207188A**
Administrative Cause No. 2012 NB 520
Re: Request to Withdraw Probation
Leif Johnson appeared on behalf of the State of Indiana. Respondent appeared in person and by Counsel Mary Feldhake. After a hearing, ALJ Burghduff recommended that the probation on the license be withdrawn.

12. In the Matter of the License of: David Roggy, R.N., License No. 28130490A

Administrative Cause No. 2011 NB 500

Re: Request to Withdraw Probation

Deputy Attorney General Joshua Timmons appeared on behalf of the State of Indiana. Respondent appeared in person and waived the right to counsel. After a hearing, ALJ Burghduff recommended that the probation on the license be withdrawn.

13. In the Matter of the License of: Christy Lee Schmoyer, L.P.N., License No. 27050085A

Administrative Cause No. 2012 NB 315

Re: Request to Reinstate

Leif Johnson appeared on behalf of the State of Indiana. Respondent appeared in person and waived the right to counsel. After a hearing, ALJ Burghduff recommended that the license be reinstated on probation for the length of the ISNAP RMA. Licensee may apply for withdrawal after successful completion of the RMA.

14. In the Matter of the License of: Tracie Scrogam, R.N., License No. 28163537A*

Administrative Cause No. 2011 NB 115

Re: Request to Withdraw Probation

Deputy Attorney General Mark Mader appeared on behalf of the State of Indiana. Respondent appeared in person and waived the right to counsel. After a hearing, ALJ Burghduff recommended that the probation on the license be withdrawn.

15. In the Matter of the License of: Cheryl Shepherd, R.N., License No. 28132892A

Administrative Cause No. 2009 NB 146

Re: Request to Reinstate

Deputy Attorney General Patricia Gibson appeared on behalf of the State of Indiana. Respondent appeared in person and waived the right to counsel. After a hearing, ALJ Burghduff recommended that the license be reinstated on indefinite probation for one (1) calendar year, quarterly employer reports and 24 hours of continuing education prior to withdrawal.

The following personal appearances took place on October 16, 2013 before ALJ's Natalie Hall, RN and Lynda Narwold, RN:

1. John Roberts LPN Exam Graduated 2007

The applicant appeared regarding his application for licensure by examination. He graduated from nursing school in 2007 and took the NCLEX unsuccessfully several times. He reports an arrest in 2004 involving a domestic altercation. No charges were filed. ALJ Hall recommends that he be allowed to test, but upon successful completion he must take a refresher course with a didactic and clinical component prior to being allowed to work.

2. Amanda Johnson RN Exam Graduated 2002

The applicant appeared regarding her application for licensure by examination. She graduated nursing school in 2002 and has never taken the NCLEX. She has worked the entire time as an LPN in Illinois. She took an online review course in July 2013. ALJ Hall's recommended is to allow the applicant to test, and upon successful completion, issue the license free and clear.

3. Mirlene Etienne-Jacques RN Exam Failed 5 Times/Graduated 2009

The applicant appeared regarding her application for licensure by examination. She reports that she graduated from nursing school in 2009 but has failed the NCLEX five times. ALJ Hall recommended that she take a review course and she must personally obtain a 95% probability of passing the NCLEX prior to being allowed to test. Upon successful completion, the license may be issued free and clear.

4. La'Shina Corley LPN Exam CBC Hit/Positive Response

The applicant appeared regarding her request for licensure by examination. She reports a 2012 battery charge which was subsequently dismissed. She was in a physical altercation with a former acquaintance who was involved with her ex-husband. She also reports a battery charge in 1996 related to a fight when she was 18 years old. ALJ Hall's recommendation is to allow to test, license to be issued probation for six months of active nursing practice. She must have quarterly employer reports.