

Arizona State Board of Nursing

Janice K. Brewer
Governor

Joey Ridenour
Executive Director



Board Meeting Minutes

The regular meeting of the Arizona State Board of Nursing convened at 8:02 a.m., Monday, March 19, 2012, in the Board of Nursing Board Room, Suite 200, 4747 N. 7th Street, Phoenix, Arizona, with Randy C. Quinn, CRNA, President, presiding.

BOARD MEMBERS PRESENT:

Randy C. Quinn, CRNA, President
Kathy Malloch, PhD, MBA, RN, FAAN, Vice President
Theresa (Terri) Berrigan, LPN, C-AL, Secretary
Kathryn L. Busby, JD, Member
Joel S. Feldman, JD, Member
Lori Gutierrez, BS, RN-C, Member
M. Shawn Harrell, RN, MSN, Member
Patricia Johnson, LPN, Member
Carolyn Jo McCormies, RN, MS, FNP-BC, Member
Charleen L. Snider, BSN, RN, Member

BOARD MEMBERS ABSENT:

Leslie Dalton, MSN, RN, Member

LEGAL COUNSEL:

Elizabeth Campbell, Assistant Attorney General
Emma Mamaluy, Assistant Attorney General
Keely Versteegen, Assistant Attorney General
Kim Zack, Assistant Attorney General

STAFF DIRECTORS:

Joey Ridenour, RN, MN, FAAN, Executive Director
Judy Bontrager, RN, MN, Associate Director of Operations
Pamela Randolph, RN, MSN, Associate Director of Education and Evidence Based Regulation
Valerie Smith, RN, MS, Associate Director of Investigations

STAFF:

Nikki Austin, RN, Nurse Practice Consultant
Susan Barber, RN, MSN, Nurse Practice Consultant/Hearings
Tammi Burns, RN, MSN, Nurse Practice
Consultant/Monitoring
Janeen Dahn, MSN, FNP, Nurse Practice Consultant/AP
Esther Garcia, Legal Assistant/Monitoring
Karen Grady, RN, MS, FNP, Nurse Practice Consultant/AP
Teddylen Guffey, MHSA, RN, LNCC, Nurse Practice
Consultant
Lynda Hemann, PhD, MPH, LISAC, Senior Investigator
Dolores Hurtado, Senior Investigator
Ron Lester, Senior Investigator
Debra McGinty RN, PhD, Administrator/Nursing Programs

Patricia Midkiff, RN, MN, Nurse Practice Consultant
Linda Monas, Senior Investigator
Kirk Olson, Senior Investigator
Doug Parlin, Senior Investigator
Susan Perkins RN, MSN, Nurse Practice Consultant
Judy Pendergast, RN, Nurse Practice Consultant/CANDO
Mary Rappoport, RN, MN, Nurse Practice Consultant
Deborah Richards, Senior Investigator
Bonnie Richter, MSW, Senior Investigator
Jeanine Sage, RN, MSN, Nursing Assistant Consultant
Sister Rachel Torrez, RN, MS, Nurse Practice Consultant
Dirk VandenBerg, Sr., Senior Investigator
Barbara Melberg, Legal Secretary

I. Call to Order

The meeting was called to order at 8:02 a.m., Monday, March 19, 2012.

The following Board members were present: Quinn, Malloch, Berrigan, McCormies, Harrell, Johnson, Feldman, Gutierrez, Snider and Busby.

Quinn presided.

Quinn welcomed members of the audience, explained the procedure for addressing the Board, and stated the mission of the Board.

VI. RN/LPN/CNA Investigative Reports

VI.E.1. Haakon J. Graafell RN132534 (Guffey)

Complainant Cindy Long was present and addressed the Board. Guffey addressed the Board with additional information. Attorney Rob Chelle was present and addressed the Board on behalf of Graafell. Busby moved, McCormies seconded, and after discussion, it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, to offer a Consent Agreement for 24 months probation including the attached stipulations. If not signed within 30 days, issue Notice of Charges. This probation with stipulations may be completed in another state, contingent upon full compliance and written authorization from the State Board of Nursing in the state in which the Respondent resides, and direct staff to send a letter to the Arizona Medical Board re: Dr. Han's falsification of the record.

	VOTE	<u>Dalton</u> Member	<u>McCormies</u> Member	<u>Harrell</u> Member	<u>Johnson</u> Member	<u>Berrigan</u> Secretary	<u>Quinn</u> President	<u>Malloch</u> V. Pres.	<u>Feldman</u> Member	<u>Gutierrez</u> Member	<u>Snider</u> Member	<u>Busby</u> Member
YES	10		X	X	X	X	X	X	X	X	X	X
NO	0											
ABSTAIN	0											
ABSENT	1	X										

VI.E.2. Susan A. Coppola RN092845; CNA201664641 (Guffey)

Attorney Elizabeth Peterson was present and available for questions. Coppola was present and addressed the Board. Malloch moved, Busby seconded, to issue a Letter of Concern for failing to act as the patient's advocate on November 18, 2008, to ensure patient S.L. received quality care by following the hospital's policies/procedures, while employed at Banner Thunderbird Medical Center. After discussion the motion carried with nine in favor and one opposed.

VI.J.3. Sovannary Ou RN Exam (Olson)

Olson addressed the Board and confirmed the receipt of additional information. Attorney Amy Cotton was present and available for questions. Ou was present and addressed the Board. Busby moved, Gutierrez seconded, and it was unanimously carried to grant licensure upon meeting all requirements, and issue a Letter of Concern for the January 30, 2004, citation by the Tempe Police Department being under age 21 with alcohol in her system, and for her November 7, 2009, arrest and booking by the Tempe Police Department, which to date, has not resulted in criminal charges being filed.

V.C. Non-Compliance/Compliance with Board Orders

V.C.4. Mary Bartlett Stanford RN076792; LP024798 (Rappoport/Burns)

Stanford was present and available for questions. Attorney Teresa Sanzio was present and addressed the Board. Busby moved, Gutierrez seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, to offer a Consent Agreement for a minimum 24 months stayed revocation including the attached stipulations. During the stay of revocation, the license will be placed on probation including the attached stipulations and an evaluation

by a Board approved addictionologist. If the findings from the evaluation identify Respondent has a substance use disorder and/or relapsed and/or in need of substance abuse treatment, the length of the Consent Agreement will be a minimum of 36 months. If not signed within 15 days, issue Notice of Charges.

	VOTE	<u>Dalton</u> Member	<u>McCormies</u> Member	<u>Harrell</u> Member	<u>Johnson</u> Member	<u>Berrigan</u> Secretary	<u>Quinn</u> President	<u>Malloch</u> V. Pres.	<u>Feldman</u> Member	<u>Gutierrez</u> Member	<u>Snider</u> Member	<u>Busby</u> Member
YES	10		X	X	X	X	X	X	X	X	X	X
NO	0											
ABSTAIN	0											
ABSENT	1	X										

V.C.5. Kelly Lee Tate RN136595 (Rappoport/Burns)

Burns addressed the Board with additional information. Busby moved, Johnson seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, to issue Complaint and Notice of Hearing.

	VOTE	<u>Dalton</u> Member	<u>McCormies</u> Member	<u>Harrell</u> Member	<u>Johnson</u> Member	<u>Berrigan</u> Secretary	<u>Quinn</u> President	<u>Malloch</u> V. Pres.	<u>Feldman</u> Member	<u>Gutierrez</u> Member	<u>Snider</u> Member	<u>Busby</u> Member
YES	10		X	X	X	X	X	X	X	X	X	X
NO	0											
ABSTAIN	0											
ABSENT	1	X										

V.C.6. Richard Jerome Biggs RN104062 (Rappoport/Burns)

Attorney Rob Chelle was present and addressed the Board. Busby moved, Gutierrez seconded, and it was unanimously carried to approve request to amend Consent Agreement and Order No. 1003009 to allow Respondent to complete the terms of probation in the State of Indiana upon receiving written approval from the Indiana Board of Nursing and contingent upon maintaining full compliance with all terms and conditions.

	VOTE	<u>Dalton</u> Member	<u>McCormies</u> Member	<u>Harrell</u> Member	<u>Johnson</u> Member	<u>Berrigan</u> Secretary	<u>Quinn</u> President	<u>Malloch</u> V. Pres.	<u>Feldman</u> Member	<u>Gutierrez</u> Member	<u>Snider</u> Member	<u>Busby</u> Member
YES	10		X	X	X	X	X	X	X	X	X	X
NO	0											
ABSTAIN	0											
ABSENT	1	X										

VI. RN/LPN/CNA Investigative Reports

VI.Q.1. Valerie Ann Corti-Phillips RN094717; LP030694 (Torrez)

Torrez addressed the Board and confirmed the receipt of additional information. Attorney Teresa Sanzio was present and addressed the Board. Busby moved, Berrigan seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, to offer a Consent Agreement for suspension not to exceed 12 months. Following successful completion of suspension, 24 months stayed revocation to include the attached stipulations. During the stay of revocation, the license will be placed on probation. Upon the completion of the stayed revocation, the license will be placed on 12 months standard probation to include the attached stipulations. If the evaluation is not completed during the period of suspension, the license will automatically be revoked. If not signed in 30 days, issue Notice of Charges.

	VOTE	<u>Dalton</u> Member	<u>McCormies</u> Member	<u>Harrell</u> Member	<u>Johnson</u> Member	<u>Berrigan</u> Secretary	<u>Quinn</u> President	<u>Malloch</u> V. Pres.	<u>Feldman</u> Member	<u>Gutierrez</u> Member	<u>Snider</u> Member	<u>Busby</u> Member
YES	10		X	X	X	X	X	X	X	X	X	X
NO	0											
ABSTAIN	0											
ABSENT	1	X										

VI.Q.2. Nancy Ellen Kerz RN066309 (Torrez)

Torrez noted a technical correction to the investigative report. Kerz was present and available for questions. Attorney Scott King was present and addressed the Board. Busby moved, McCormies seconded, based upon the findings of fact and statute/rule violations identified in the investigative report,

to offer a Consent Agreement for a Decree of Censure. If not signed within 30 days, issue Notice of Charges. The motion carried with nine in favor and one opposed.

	VOTE	<u>Dalton</u> Member	<u>McCormies</u> Member	<u>Harrell</u> Member	<u>Johnson</u> Member	<u>Berrigan</u> Secretary	<u>Quinn</u> President	<u>Malloch</u> V. Pres.	<u>Feldman</u> Member	<u>Gutierrez</u> Member	<u>Snider</u> Member	<u>Busby</u> Member
YES	9		X	X	X	X	X	X		X	X	X
NO	1								X			
ABSTAIN	0											
ABSENT	1	X										

VI.Q.3. Elizabeth Chardome RN151311 (Torrez)

Torrez addressed the Board with additional information. Chardome was present and available for questions. Attorney Kelly McDonald was present and addressed the Board. Busby moved, Snider seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, to offer a Consent Agreement for a Decree of Censure. If not signed within 30 days, issue Notice of Charges.

	VOTE	<u>Dalton</u> Member	<u>McCormies</u> Member	<u>Harrell</u> Member	<u>Johnson</u> Member	<u>Berrigan</u> Secretary	<u>Quinn</u> President	<u>Malloch</u> V. Pres.	<u>Feldman</u> Member	<u>Gutierrez</u> Member	<u>Snider</u> Member	<u>Busby</u> Member
YES	10		X	X	X	X	X	X	X	X	X	X
NO	0											
ABSTAIN	0											
ABSENT	1	X										

VI.Q.17. Caleb John Rentschler RN156807 (Torrez)

Torrez addressed the Board and confirmed the receipt of additional information. Attorney Rob Chelle was present and addressed the Board. Johnson moved, Berrigan seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, to offer a Consent Agreement for a Decree of Censure. If not signed within 30 days, issue Notice of Charges.

	VOTE	<u>Dalton</u> Member	<u>McCormies</u> Member	<u>Harrell</u> Member	<u>Johnson</u> Member	<u>Berrigan</u> Secretary	<u>Quinn</u> President	<u>Malloch</u> V. Pres.	<u>Feldman</u> Member	<u>Gutierrez</u> Member	<u>Snider</u> Member	<u>Busby</u> Member
YES	10		X	X	X	X	X	X	X	X	X	X
NO	0											
ABSTAIN	0											
ABSENT	1	X										

VI.J.1. Danielle Michelle McDonald RN Exam (Olson)

McDonald was present and available for questions. Attorney Rob Chelle was present and addressed the Board. Johnson moved, Busby seconded, based upon the findings of fact and statute/rule violations identified in the investigative report, upon meeting all requirements and signing a Consent Agreement for a Decree of Censure, to grant licensure. If not signed within 30 days, deny licensure. After discussion, Johnson withdrew the motion.

Busby moved, Gutierrez seconded, and it was unanimously carried to issue a Letter of Concern for prior arrests/convictions on July 29, 2003, for DWI, in Boone County Circuit Court, in Boone County, Missouri; February 20, 2004, for peace disturbance, in Columbia Municipal Court in Columbia, Missouri; October 7, 2004, for driving with an excess blood alcohol content, prior offender, in Boone County Thirteenth Judicial Circuit Court in Boone County, Missouri; and on August 18, 2005, for DUI, a misdemeanor, in Maricopa County Superior Court in Maricopa County, Arizona.

VI.J.2. Pamela Jane Robrecht RN Exam (Olson)

Olson addressed the Board and confirmed the receipt of additional information. Robrecht was present and available for questions. Attorney Rob Chelle was present and addressed the Board. Busby moved, Gutierrez seconded, and it was unanimously carried to issue a Letter of Concern for the May 24, 1988 DUI, a misdemeanor, in Scottsdale City Court in Scottsdale, Arizona; June 18, 1991, for DUI, a misdemeanor, in the Scottsdale City Court in Scottsdale, Arizona; and on July 1, 2002, for DUI, a misdemeanor, in the Mayer Justice Court in Yavapai County, Arizona.

VI.N.2. Erika Diana Fiske RN100284 (Rappoport)

Fiske was present, telephonically, and available for questions. Busby moved, Snider seconded, and it was unanimously carried to issue a Letter of Concern for the June 1, 2009, misdemeanor conviction of disturbing the peace in the Superior Court of California, County of Monterey and the January 31, 2011, disciplinary action by the California Board of Registered Nursing.

VI.D.2. Jennifer Lynne Butler LP043742 (Grady)

Complainant Steve Isham was present and addressed the Board. Butler was present and available for questions. Attorney Jennifer MacLennan was present and addressed the Board. Busby moved, Berrigan seconded, and it was unanimously carried to issue a Letter of Concern for failure to fully investigate patient’s medical history and complaint that potentially jeopardizing patient C.R.’s health in 2009 while employed by Dysart School District as a health assistant and utilizing LPN license.

Also refer the case to CPS, Department of Education and Dysart School District to investigate failure to provide appropriate medical record and what policy and protocols may have been violated or should be instituted.

The meeting recessed at 9:36 a.m. and reconvened at 9:58 a.m.

VI.D.3. Cindy Ann Roberts RN098202; LP031472 (Grady)

Complainant Linda Hickman was present and addressed the Board. Roberts was present and available for questions. Attorney Scott King was present and addressed the Board. Busby moved, Snider seconded, to issue a Letter of Concern for failure to notify the interventional radiologist while treating patient C.H., while working at John C. Lincoln hospital on December 14, 2009. After discussion Busby withdrew the motion.

Busby moved, Feldman seconded, to dismiss the complaint. The motion failed with eight opposed and two in favor.

McCormies moved, Busby seconded, to issue a Letter of Concern for failing to notify the interventional radiologist of continued pain of patient C.H. on December 14, 2009, while working at John C. Lincoln Deer Valley Hospital in Phoenix, Arizona, prior to transferring to a lower level of care. After further discussion the motion carried with eight in favor and two opposed.

VI.D.4. Kathleen Ruth Velvick RN129160; CNA010370641 (Grady)

Complainant Linda Hickman was present and addressed the Board. Malloch moved, Johnson seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, to offer a Consent Agreement for a Decree of Censure. If not signed within 30 days, issue Notice of Charges.

	VOTE	<u>Dalton</u> Member	<u>McCormies</u> Member	<u>Harrell</u> Member	<u>Johnson</u> Member	<u>Berrigan</u> Secretary	<u>Quinn</u> President	<u>Malloch</u> V. Pres.	<u>Feldman</u> Member	<u>Gutierrez</u> Member	<u>Snider</u> Member	<u>Busby</u> Member
YES	10		X	X	X	X	X	X	X	X	X	X
NO	0											
ABSTAIN	0											
ABSENT	1	X										

VI.D.5. Jaime Suzanne Mills RN155878; CNA1000007827 (Grady)

Complainant Linda Hickman was present and addressed the Board. Mills was present and available for questions. Johnson moved, Berrigan seconded, based upon the findings of fact and statute/rule violations identified in the investigative report, to offer a Consent Agreement for a Decree of Censure. If not signed within 30 days, issue Notice of Charges. After discussion the motion carried with nine in favor and one opposed.

	VOTE	Dalton Member	McCormies Member	Harrell Member	Johnson Member	Berrigan Secretary	Quinn President	Malloch V. Pres.	Feldman Member	Gutierrez Member	Snider Member	Busby Member
YES	9		X	X	X	X	X	X	X	X		X
NO	1										X	
ABSTAIN	0											
ABSENT	1	X										

VI.C.2. Barbara Rogers Stone RN102671; AP1784; AP2507 (Dahn)

Dahn addressed the Board and confirmed the receipt of additional information. Stone was present and addressed the Board. Busby moved, Johnson seconded, and it was unanimously carried, to issue a Letter of Concern for providing psychiatric care to children under the age of 13 for assuming patient care responsibilities that Stone lacks the education to perform from in or about 2009-2010 in Show Low, Arizona.

VI.D.10. Terry Lynn Graul LP015988; RN066900; AP1086 (Grady)

Graul was present and available for questions. Attorney Teresa Sanzio was present and addressed the Board. Busby moved, Gutierrez seconded, and it was unanimously carried to table Agenda Item VI.D.10.

VI.C.3. Beverly Jean Rockwell RN057501; AP0087 (Dahn)

Dahn addressed the Board and confirmed the receipt of additional information. Complainant Maria Beam was present and addressed the Board. Rockwell was present and available for questions. Attorney Teresa Sanzio was present and addressed the Board. Busby moved, Malloch seconded, and it was unanimously carried to continue the investigation to the May 2012 Board meeting.

VI.C.4. Nancy B. Mullins RN059547; AP1485 (Dahn)

Dahn addressed the Board and confirmed the receipt of additional information. Mullins was present and addressed the Board. Busby moved, Gutierrez seconded, and it was unanimously carried to issue a Letter of Concern for failing to appropriately treat patient M.D. from on or about February 2010 through March 2010 by changing patient's medication without consulting with prior provider, resulting in the patient becoming severely depressed and requiring hospitalization in Mesa Arizona.

Malloch left the meeting at 11:17 a.m.

VI.C.5. Elaine Marie Newmoon RN064934; AP1516 (Dahn)

Busby moved, Berrigan seconded, and it was unanimously carried, for complaints #1-3, to accept the signed Consent Agreement for a voluntary surrender of Respondent's advanced practice certificate, and a Decree of Censure for Respondent's registered nurse licenses.

	VOTE	Dalton Member	McCormies Member	Harrell Member	Johnson Member	Berrigan Secretary	Quinn President	Malloch V. Pres.	Feldman Member	Gutierrez Member	Snider Member	Busby Member
YES	9		X	X	X	X	X		X	X	X	X
NO	0											
ABSTAIN	0											
ABSENT	2	X						X				

VI.C.6. Timothy Rodger Miller RN134811; AP2246; AP3087 (Dahn)

Malloch returned to the meeting at 11:20 a.m.

Complainant/patient T.R. was present and available for questions. Attorney Randall Hudson was present and addressed the Board on behalf of T.R. Attorney Chad Beavers was present and addressed the Board on behalf of Miller. Johnson moved, Berrigan seconded, for complaints #1 and #2, based upon the findings of fact and statute/rule violations identified in the investigative report, to offer a Consent Agreement for 12 months probation to include the attached stipulations. If not signed within 30 days, issue Notice of Charges. The motion carried with nine in favor and one abstained.

	VOTE	<u>Dalton</u> Member	<u>McCormies</u> Member	<u>Harrell</u> Member	<u>Johnson</u> Member	<u>Berrigan</u> Secretary	<u>Quinn</u> President	<u>Malloch</u> V. Pres.	<u>Feldman</u> Member	<u>Gutierrez</u> Member	<u>Snider</u> Member	<u>Busby</u> Member
YES	9		X	X	X	X	X		X	X	X	X
NO	0											
ABSTAIN	1							X				
ABSENT	1	X										

Johnson moved, Berrigan seconded, for complaint #3, to dismiss the complaint. The motion carried with nine in favor and one abstained.

Johnson left the meeting at 11:32 a.m. and returned at 11:34 a.m.

VI.C.1. Marianna Dryden Bridge RN090869; AP0178 (Dahn)

Busby moved, Malloch seconded, and it was unanimously carried to issue a Letter of Concern for practicing as an Adult Nurse Practitioner without a valid certificate in the State of Arizona

VI.E.3. Ethel J. Ramos RN145614 (Guffey)

Guffey addressed the Board with additional information. Attorney Teresa Sanzio was present and addressed the Board. Berrigan moved, McCormies seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, to offer a Consent Agreement for 24 months probation including the attached stipulations. If not signed within 30 days, issue Notice of Charges.

	VOTE	<u>Dalton</u> Member	<u>McCormies</u> Member	<u>Harrell</u> Member	<u>Johnson</u> Member	<u>Berrigan</u> Secretary	<u>Quinn</u> President	<u>Malloch</u> V. Pres.	<u>Feldman</u> Member	<u>Gutierrez</u> Member	<u>Snider</u> Member	<u>Busby</u> Member
YES	10		X	X	X	X	X	X	X	X	X	X
NO	0											
ABSTAIN	0											
ABSENT	1	X										

VI.E.4. Holly A.B. Stewart RN147212; CNA1000003599 (Guffey)

Stewart and attorney Jim Goodwin were present and addressed the Board. Busby moved, Snider seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, to offer a Consent Agreement for a 24 month probation to include a substance abuse evaluation by a Board approved PhD prepared evaluator to be completed within 30 days and to include the attached stipulations, amended to include registry allowed at one facility. If not signed within 30 days, issue Notice of Charges.

	VOTE	<u>Dalton</u> Member	<u>McCormies</u> Member	<u>Harrell</u> Member	<u>Johnson</u> Member	<u>Berrigan</u> Secretary	<u>Quinn</u> President	<u>Malloch</u> V. Pres.	<u>Feldman</u> Member	<u>Gutierrez</u> Member	<u>Snider</u> Member	<u>Busby</u> Member
YES	10		X	X	X	X	X	X	X	X	X	X
NO	0											
ABSTAIN	0											
ABSENT	1	X										

The Board directed staff to refer the doctor involved in this case to the Board of Behavioral Health.

Berrigan left the meeting at 11:47 a.m. and returned at 11:51 a.m.

Busby left the meeting at 11:53 a.m.

IX. Dialogue with Nursing Students

The Board members and staff dialogued with Gateway and Maricopa Community College, Central Arizona and Eastern Arizona College, and Maricopa Skills Center Nursing Students regarding Board functions, policies and procedures. Questions were asked on the Board's knowledge of the Nurse Practice Act, procedure of investigations and decisions, how to acquire a position on the Board, the purpose of the Board and what organizations exist for the protection of nurses.

The meeting recessed at 12:04 p.m. and reconvened at 1:00 p.m.

II.A. Administrative Law Judge (ALJ) Recommendations

II.A.1. Donna Marie Hoyt RN135962 Campbell

The proceeding began at 1:01 p.m. with the following Board members present: Quinn, Malloch, Berrigan, McCormies, Harrell, Johnson, Feldman, Gutierrez, and Snider

Board members Quinn, Malloch, Berrigan, McCormies, Johnson, Gutierrez and Snider answered affirmatively that they had received and read the transcript of the hearing and the Administrative Law Judge recommendation. Newly appointed Board members, Harrell and Feldman recused themselves from Agenda Item II.A.1-4.

The Board was represented by Christopher Munns, Assistant Attorney General, Division of Solicitor General. Elizabeth Campbell, Assistant Attorney General, represented the State.

Campbell addressed the Board and requested the Board accept the Administrative Law Judge’s recommended findings of fact and conclusions of law and Order for 12 months probation.

Malloch moved, Berrigan seconded, and it was unanimously carried to table Agenda Item II.A.1.

II.A.2. Adrian Horner CNA Applicant Verstegen

The proceeding began at 1:08 p.m. with the following Board members present: Quinn, Malloch, Berrigan, McCormies, Harrell, Johnson, Feldman, Gutierrez, and Snider.

All Board members answered affirmatively that they had received and read the transcript of the hearing and the Administrative Law Judge recommendation. Harrell and Feldman recused themselves. Harrell left the meeting at 1:08 p.m.

The Board was represented by Christopher Munns, Assistant Attorney General, Division of Solicitor General. Keely Verstegen, Assistant Attorney General, represented the State.

Horner was present and addressed the Board.

Verstegen addressed the Board and requested the Board accept the Administrative Law Judge’s recommended findings of fact and conclusions of law and Order of denial.

Johnson moved, Malloch seconded, to accept as Findings of Fact the allegations contained in Paragraphs 1 through 20. The motion carried with seven in favor and one abstained.

Johnson moved, Malloch seconded, to accept as Conclusions of Law the alleged violations in Paragraphs 1 through 11. The motion carried with seven in favor and one abstained.

Johnson moved, Berrigan seconded, to deny the applicant’s appeal and that prior denial of Horner’s application for nursing assistant certification be upheld and affirmed. The motion carried with seven in favor and one abstained.

	VOTE	Dalton Member	McCormies Member	Harrell Member	Johnson Member	Berrigan Secretary	Quinn President	Malloch V. Pres.	Feldman Member	Gutierrez Member	Snider Member	Busby Member
YES	7		X		X	X	X	X		X	X	
NO	0											
ABSTAIN	1							X				
ABSENT	3	X		X								X

II.A.3. Michael Hoult**LP032529****Zack/Richards**

The proceeding began at 1:13 p.m. with the following Board members present: Quinn, Malloch, Berrigan, McCormies, Johnson, Feldman, Gutierrez, and Snider.

All Board members answered affirmatively that they had received and read the transcript of the hearing and the Administrative Law Judge recommendation. Feldman abstained.

The Board was represented by Christopher Munns, Assistant Attorney General, Division of Solicitor General. Kim Zack, Assistant Attorney General, represented the State.

Hoult was not present and was not represented by legal counsel.

Zack addressed the Board and requested the Board accept the Administrative Law Judge’s recommended findings of fact and conclusions of law and Order for revocation.

Johnson moved, Malloch seconded, to accept as Findings of Fact the allegations contained in Paragraphs 1 through 31. The motion carried with seven in favor and one abstained.

Johnson moved, Malloch seconded, to accept as Conclusions of Law the alleged violations in Paragraphs 1 through 17. The motion carried with seven in favor and one abstained.

Malloch moved, Johnson seconded, to accept the Administrative Law Judge’s recommended Order to revoke practical nurse license No. LP032529 previously issued to Michael Hoult. The motion carried with seven in favor and one abstained.

	VOTE	Dalton Member	McCormies Member	Harrell Member	Johnson Member	Berrigan Secretary	Quinn President	Malloch V. Pres.	Feldman Member	Gutierrez Member	Snider Member	Busby Member
YES	7		X		X	X	X	X		X	X	
NO	0											
ABSTAIN	1								X			
ABSENT	2	X		X								X

II.A.4. Susan Crouch**RN215816 (North Carolina) Zack**

The proceeding began at 1:17 p.m. with the following Board members present: Quinn, Malloch, Berrigan, McCormies, Johnson, Feldman, Gutierrez, and Snider.

All Board members answered affirmatively that they had received and read the transcript of the hearing and the Administrative Law Judge recommendation. Feldman abstained.

The Board was represented by Christopher Munns, Assistant Attorney General, Division of Solicitor General. Kim Zack, Assistant Attorney General, represented the State.

Zack addressed the Board and requested the Board accept the Administrative Law Judge’s recommended findings of fact and conclusions of law with modifications to paragraph 7 of the findings of fact and to paragraph 8 of the Conclusions of Law. Zack also requested that the Board correct the ALJ’s “Background and Procedure” heading to “Findings of Fact” on page 1.

Crouch was not present and was not represented by legal counsel.

Johnson moved, Malloch seconded, to accept as Findings of Fact the allegations contained in Paragraphs 1 through 44, as amended. The motion carried with seven in favor and one abstained.

Johnson moved, Malloch seconded, to accept as Conclusions of Law the alleged violations in Paragraphs 1 through 10, as amended. The motion carried with seven in favor and one abstained.

Malloch moved, Berrigan seconded, to accept the Administrative Law Judge’s recommended Order to revoke Susan Crouch’s privilege to practice nursing in Arizona under the Nurse Licensure Compact. The motion carried with seven in favor and one abstained.

	VOTE	Dalton Member	McCormies Member	Harrell Member	Johnson Member	Berrigan Secretary	Quinn President	Malloch V. Pres.	Feldman Member	Gutierrez Member	Snider Member	Busby Member
YES	7		X		X	X	X	X		X	X	
NO	0											
ABSTAIN	1								X			
ABSENT	2	X		X								X

The Board directed staff to provide a copy of its final Order, including recommendation for probationary terms, to the North Carolina Board for its consideration under A.R.S.§ 32-1668, Article V (D), when it takes action against her license based on the Findings and Conclusions made by the AzBN.

II.A.1. Donna Marie Hoyt RN135962 Campbell

Malloch moved, Berrigan seconded, and it was unanimously carried to reopen Agenda Item II.A.1.

Hoyt was not present and was not represented by legal counsel.

Johnson moved, Malloch seconded, to accept as Findings of Fact the allegations contained in Paragraphs 1 through 33, amended to delete finding of fact #22. The motion carried with seven in favor and one abstained.

John moved, Berrigan seconded, to accept as Conclusions of Law the alleged violations in Paragraphs 1 through 9, amended to delete conclusion of law #9. The motion carried with seven in favor and one abstained.

Malloch moved, McCormies seconded, to adopt the Administrative Law Judge’s recommended Order for 12 months probation including the attached terms, modified to include on site supervision, and may work as an agency nurse for Professional Respiratory Care Service in a minimum of 13 week assignments. Rationale: historically the procedure of the Board has been to include on-site supervision when there has been evidence of illegal substances. The motion carried with seven in favor and one abstained.

	VOTE	Dalton Member	McCormies Member	Harrell Member	Johnson Member	Berrigan Secretary	Quinn President	Malloch V. Pres.	Feldman Member	Gutierrez Member	Snider Member	Busby Member
YES	7		X		X	X	X	X		X	X	
NO	0											
ABSTAIN	1								X			
ABSENT	3	X		X								X

Harrell returned to the meeting at 1:35 p.m.

II.B. Motion to Deem Allegations Admitted for Failure to Respond to Complaint and Notice of Hearing & Recommended Discipline

AGENA #	Respondent Name	Lic/Cert #	Board Resolution	Legal Staff
II.B.1.	Virginia Stump (aka: Rock; Henley)	RN109792	Revocation	Verstegen
II.B.2.	Robert Taylor Jones	RN134092	Revocation	Verstegen
II.B.3.	Michele Dixon	CNA138354441	Revocation	Campbell
II.B.4.	Elizabeth Calman	CNA095148806	Revocation	Zack

The Board was represented by Christopher Munns, Assistant Attorney General, Division of Solicitor General. Keely Versteegen, Elizabeth Campbell and Kim Zack, Assistant Attorneys General, represented the State.

The above listed were not present and were not represented by legal counsel.

Johnson moved, Berrigan seconded, and it was unanimously carried to grant the State’s Motion to Deem Allegations Admitted.

Johnson moved, Berrigan seconded, and it was unanimously carried to accept the Factual Allegations and the Alleged Violations from the Complaint and Notice of Hearing as Findings of Fact and Conclusions of Law.

Malloch moved, Johnson seconded, to accept the State’s recommended discipline. The motion carried with seven in favor and two abstained.

	VOTE	<u>Dalton</u> Member	<u>McCormies</u> Member	<u>Harrell</u> Member	<u>Johnson</u> Member	<u>Berrigan</u> Secretary	<u>Quinn</u> President	<u>Malloch</u> V. Pres.	<u>Feldman</u> Member	<u>Gutierrez</u> Member	<u>Snider</u> Member	<u>Busby</u> Member
YES	7		X		X	X	X	X		X	X	
NO	0											
ABSTAIN	2			X					X			
ABSENT	2	X										X

II.C. Settlement Conference Cases and Proposed Consent Agreements

II.C.2. Karen Marie Roberts CNA Applicant Campbell

The Board was represented by Christopher Munns, Assistant Attorney General, Division of Solicitor General. Elizabeth Campbell, Assistant Attorney General, represented the State.

Roberts was present and available for questions. Attorney Rob Chelle was present and addressed the Board.

Malloch moved, Berrigan seconded, and it was unanimously carried to accept the signed Consent Agreement.

	VOTE	<u>Dalton</u> Member	<u>McCormies</u> Member	<u>Harrell</u> Member	<u>Johnson</u> Member	<u>Berrigan</u> Secretary	<u>Quinn</u> President	<u>Malloch</u> V. Pres.	<u>Feldman</u> Member	<u>Gutierrez</u> Member	<u>Snider</u> Member	<u>Busby</u> Member
YES	9		X	X	X	X	X	X	X	X	X	
NO	0											
ABSTAIN	0											
ABSENT	2	X										X

II.C.3. Sharon Hickman LP042726 Campbell

The Board was represented by Christopher Munns, Assistant Attorney General, Division of Solicitor General. Elizabeth Campbell, Assistant Attorney General, represented the State.

Campbell addressed the Board and recommended the Board accept the revised proposed Consent Agreement.

Hickman was present and available for questions. Attorney Kelly McDonald was present and addressed the Board.

Malloch moved, Berrigan seconded, and it was unanimously carried to accept the signed Consent Agreement.

	VOTE	<u>Dalton</u> Member	<u>McCormies</u> Member	<u>Harrell</u> Member	<u>Johnson</u> Member	<u>Berrigan</u> Secretary	<u>Quinn</u> President	<u>Malloch</u> V. Pres.	<u>Feldman</u> Member	<u>Gutierrez</u> Member	<u>Snider</u> Member	<u>Busby</u> Member
YES	9		X	X	X	X	X	X	X	X	X	
NO	0											
ABSTAIN	0											
ABSENT	2	X										X

II.C.4. Rebecca Case RN069044 Campbell

The Board was represented by Christopher Munns, Assistant Attorney General, Division of Solicitor General. Elizabeth Campbell, Assistant Attorney General, represented the State.

Case was not present and was not represented by legal counsel.

Malloch moved, Berrigan seconded, and it was unanimously carried to accept the signed Consent Agreement.

	VOTE	<u>Dalton</u> Member	<u>McCormies</u> Member	<u>Harrell</u> Member	<u>Johnson</u> Member	<u>Berrigan</u> Secretary	<u>Quinn</u> President	<u>Malloch</u> V. Pres.	<u>Feldman</u> Member	<u>Gutierrez</u> Member	<u>Snider</u> Member	<u>Busby</u> Member
YES	9		X	X	X	X	X	X	X	X	X	
NO	0											
ABSTAIN	0											
ABSENT	2	X										X

II.C.5. Amy Outlaw RN151577 Verstegen

The Board was represented by Christopher Munns, Assistant Attorney General, Division of Solicitor General. Keely Verstegen, Assistant Attorney General, represented the State.

Attorney Teresa Sanzio was present and addressed the Board and recommended the Board accept the signed Consent Agreement.

Johnson moved, Gutierrez seconded, and it was unanimously carried to accept the signed Consent Agreement.

	VOTE	<u>Dalton</u> Member	<u>McCormies</u> Member	<u>Harrell</u> Member	<u>Johnson</u> Member	<u>Berrigan</u> Secretary	<u>Quinn</u> President	<u>Malloch</u> V. Pres.	<u>Feldman</u> Member	<u>Gutierrez</u> Member	<u>Snider</u> Member	<u>Busby</u> Member
YES	9		X	X	X	X	X	X	X	X	X	
NO	0											
ABSTAIN	0											
ABSENT	2	X										X

II.C.6. Angel Parker RN118421 Zack

The Board was represented by Christopher Munns, Assistant Attorney General, Division of Solicitor General. Kim Zack, Assistant Attorney General, represented the State.

Zack addressed the Board and recommended the Board accept the signed Consent Agreement.

Attorney Rob Chelle was present and addressed the Board and requested the Board accept the signed Consent Agreement.

Malloch moved, Berrigan seconded, and it was unanimously carried to accept the signed Consent Agreement.

	VOTE	<u>Dalton</u> Member	<u>McCormies</u> Member	<u>Harrell</u> Member	<u>Johnson</u> Member	<u>Berrigan</u> Secretary	<u>Quinn</u> President	<u>Malloch</u> V. Pres.	<u>Feldman</u> Member	<u>Gutierrez</u> Member	<u>Snider</u> Member	<u>Busby</u> Member
YES	9		X	X	X	X	X	X	X	X	X	
NO	0											
ABSTAIN	0											
ABSENT	2	X										X

II.C.7. Gayle Goldman Belshe RN024898 Campbell

The Board was represented by Christopher Munns, Assistant Attorney General, Division of Solicitor General. Elizabeth Campbell, Assistant Attorney General, represented the State.

Campbell addressed the Board and recommended the Board accept the proposed Consent Agreement.

Attorney Kelly McDonald was present and addressed the Board and requested the Board accept the signed Consent Agreement.

Malloch moved, Gutierrez seconded, and it was unanimously carried to accept the signed Consent Agreement.

	VOTE	<u>Dalton</u> Member	<u>McCormies</u> Member	<u>Harrell</u> Member	<u>Johnson</u> Member	<u>Berrigan</u> Secretary	<u>Quinn</u> President	<u>Malloch</u> V. Pres.	<u>Feldman</u> Member	<u>Gutierrez</u> Member	<u>Snider</u> Member	<u>Busby</u> Member
YES	9		X	X	X	X	X	X	X	X	X	
NO	0											
ABSTAIN	0											
ABSENT	2	X										X

II.C.9. Tonya Eulelia Erickson RN162762 Zack

The Board was represented by Christopher Munns, Assistant Attorney General, Division of Solicitor General. Kim Zack, Assistant Attorney General, represented the State.

Zack addressed the Board and recommended the Board accept the signed Consent Agreement.

Erickson was not present and was not represented by legal counsel.

McCormies moved, Johnson seconded, and it was unanimously carried to accept the signed Consent Agreement.

	VOTE	<u>Dalton</u> Member	<u>McCormies</u> Member	<u>Harrell</u> Member	<u>Johnson</u> Member	<u>Berrigan</u> Secretary	<u>Quinn</u> President	<u>Malloch</u> V. Pres.	<u>Feldman</u> Member	<u>Gutierrez</u> Member	<u>Snider</u> Member	<u>Busby</u> Member
YES	9		X	X	X	X	X	X	X	X	X	
NO	0											
ABSTAIN	0											
ABSENT	2	X										X

II.C.10. Gail DelHuerto RN156290 Campbell

The Board was represented by Christopher Munns, Assistant Attorney General, Division of Solicitor General. Elizabeth Campbell, Assistant Attorney General, represented the State.

Campbell addressed the Board and recommended the Board accept the proposed Consent Agreement.

Attorney Rob Chelle was present and addressed the Board and requested the Board accept the proposed Consent Agreement.

Malloch moved, Gutierrez seconded, and it was unanimously carried to accept the signed Consent Agreement for 36 months stayed revocation/probation with terms.

	VOTE	<u>Dalton</u> Member	<u>McCormies</u> Member	<u>Harrell</u> Member	<u>Johnson</u> Member	<u>Berrigan</u> Secretary	<u>Quinn</u> President	<u>Malloch</u> V. Pres.	<u>Feldman</u> Member	<u>Gutierrez</u> Member	<u>Snider</u> Member	<u>Busby</u> Member
YES	9		X	X	X	X	X	X	X	X	X	
NO	0											
ABSTAIN	0											
ABSENT	2	X										X

II.C.8. Katherine Lorene Crowe RN137700 Verstegen

The Board was represented by Christopher Munns, Assistant Attorney General, Division of Solicitor General. Keely Verstegen, Assistant Attorney General, represented the State.

Crowe and attorney Kelly McDonald were present, and addressed the Board and stated that Crowe has signed a Voluntary Surrender.

II.D. Motion to Deem Allegations Admitted for Failure to Respond to Notice of Charges & Recommended Discipline

AGENA	Respondent Name	Lic/Cert #	Board Resolution	Legal Staff
II.D.1.	Mark Travis Stanley	RN156750	Revocation	Campbell
II.D.2.	Anna Marie Thurman	RN138358	Revocation	Campbell
II.D.4.	Yuruby Quintana	CNA1000013094	Revocation	Campbell
II.D.5.	Terri L. Smith	RN100459	Revocation	Campbell
II.D.6.	Lezly Annette Wold	CNA1000019023	Revocation	Campbell
II.D.7.	Katrina Marie Yale	CNA1000009135	Revocation	Campbell
II.D.9.	Gwendolyn Maxine Bruce	CNA1000010309	Revocation	Zack
II.D.10.	Caroline Kaye Foote (aka: Cofield; Cofield-Ma; Mahoney)	CNA1000008615	Revocation	Zack
II.D.11.	Tonya Lynne Cobb	RN132537	Revocation	Zack
II.D.12.	Erica Marie Gash	RN127937; LP038803; CNA410751641	Revocation	Zack
II.D.13.	Jessica Nicole Folts	CNA1000014367	Revocation	Zack
II.D.14.	Janet Christine Hsiao (aka: Ray)	RN121350	Revocation	Zack
II.D.15.	Vanessa Marie Ellis	CNA10000006597	Revocation	Zack
II.D.16.	Valerie Pearl Brown	LP041953	Revocation	Zack
II.D.17.	Nancy M. Acheson	LP024034	Revocation	Zack
II.D.18.	Henry Ariza (aka: Ariza Rios)	CNA999952064	Revocation	Zack
II.D.19.	Kathleen Lou Brady	RN096105	Revocation	Zack
II.D.20.	Lorie Louise Graham	CNA1000011718	Revocation	Zack
II.D.22.	Frances Brittany Hunter	CNA1000022445	Revocation	Zack
II.D.23.	Marisela Lopez	CNA1000019751	Revocation	Verstegen
II.D.24.	William Channer Page	RN154093	Revocation	Verstegen
II.D.25.	Natasha Racquel Lambert	RN188737	Revocation	Verstegen
II.D.26.	Billie Jo McIlvane	CNA999953106	Revocation	Verstegen
II.D.28.	Cynthia Louise Rock	LP042880	Revocation	Verstegen
II.D.29.	Nicole Denise Jordan	LP045420; CNA843401574	Revocation	Verstegen
II.D.30.	Katie Beth Nydam	RN155988	Revocation	Verstegen
II.D.31.	Peggy Ellen Miller	LP038617	Revocation	Verstegen
II.D.32.	Lorraine J. Lyle	RN096077	Revocation	Verstegen
II.D.33.	Margaret Ann McGonagle	RN136467	Revocation	Verstegen
II.D.34.	Kimberly Lynn Liska	CNA999999576	Revocation	Verstegen
II.D.35.	Shawn Denice Holmes Martinez	LP043989; CNA999951218	Revocation	Verstegen

The Board was represented by Christopher Munns, Assistant Attorney General, Division of Solicitor General. Elizabeth Campbell, Kim Zack and Keely Verstegen, Assistant Attorneys General, represented the State.

The above listed license/certificate holders were not present and were not represented by legal counsel.

Johnson moved, Malloch seconded, and it was unanimously carried to grant the State’s Motions to Deem Allegations Admitted.

Johnson moved, Malloch seconded, and it was unanimously carried to accept the Factual Allegations as Findings of Fact and Alleged Violations as Conclusions of Law from the Notices of Charges.

Johnson moved, Malloch seconded, and it was unanimously carried to accept the State’s recommended discipline for Agenda Items II.D.1-2, 4-7, 9-20, 22-26, and 28-35.

	VOTE	<u>Dalton</u> Member	<u>McCormies</u> Member	<u>Harrell</u> Member	<u>Johnson</u> Member	<u>Berrigan</u> Secretary	<u>Quinn</u> President	<u>Malloch</u> V. Pres.	<u>Feldman</u> Member	<u>Gutierrez</u> Member	<u>Snider</u> Member	<u>Busby</u> Member
YES	9		X	X	X	X	X	X	X	X	X	
NO	0											
ABSTAIN	0											
ABSENT	2	X										X

**II.D.3. Lauri Ann Toepel CNA999999133 Campbell
(aka: Matos; Gustavson; Kazalucas)**

The Board was represented by Christopher Munns, Assistant Attorney General, Division of Solicitor General. Elizabeth Campbell, Assistant Attorney General represented the State.

Toepel was present and addressed the Board.

Campbell addressed the Board and recommended the Board accept the State’s recommended discipline in view of the allegations deemed.

Johnson moved, Gutierrez seconded, and it was unanimously carried to grant the State’s Motion to Deem Allegations Admitted.

Gutierrez moved, Johnson seconded, and it was unanimously carried to accept the Factual Allegations as Findings of Fact and Alleged Violations as Conclusions of Law from the Notice of Charges.

Berrigan moved, Malloch seconded, and it was unanimously carried to accept the State’s recommended discipline for revocation.

	VOTE	<u>Dalton</u> Member	<u>McCormies</u> Member	<u>Harrell</u> Member	<u>Johnson</u> Member	<u>Berrigan</u> Secretary	<u>Quinn</u> President	<u>Malloch</u> V. Pres.	<u>Feldman</u> Member	<u>Gutierrez</u> Member	<u>Snider</u> Member	<u>Busby</u> Member
YES	9		X	X	X	X	X	X	X	X	X	
NO	0											
ABSTAIN	0											
ABSENT	2	X										X

II.D.8. Steven Scot Dunn RN107235 Zack

The Board was represented by Christopher Munns, Assistant Attorney General, Division of Solicitor General. Kim Zack, Assistant Attorney General represented the State.

Zack addressed the Board and recommended the Board grant the State’s motion to deem.

Dunn was present, telephonically, and addressed the Board.

Johnson moved, Berrigan seconded, and it was unanimously carried to grant the State’s Motion to Deem Allegations Admitted.

Malloch moved, Gutierrez seconded, and it was unanimously carried to accept the Factual Allegations as Findings of Fact and Alleged Violations as Conclusions of Law from the Notice of Charges.

Malloch moved, Johnson seconded, and it was unanimously carried to accept the State’s recommended discipline for revocation.

	VOTE	<u>Dalton</u> Member	<u>McCormies</u> Member	<u>Harrell</u> Member	<u>Johnson</u> Member	<u>Berrigan</u> Secretary	<u>Quinn</u> President	<u>Malloch</u> V. Pres.	<u>Feldman</u> Member	<u>Gutierrez</u> Member	<u>Snider</u> Member	<u>Busby</u> Member
YES	9		X	X	X	X	X	X	X	X	X	
NO	0											
ABSTAIN	0											
ABSENT	2	X										X

II.D.27. Teresa Guadalupe CNA1000016611 Verstegen

The Board was represented by Christopher Munns, Assistant Attorney General, Division of Solicitor General. Keely Verstegen, Assistant Attorney General represented the State.

Verstegen addressed the Board and recommended the Board accept the State’s motion to deem.

Guadalupe was present and addressed the Board.

Johnson moved, Malloch seconded, and it was unanimously carried to grant the State’s Motion to Deem Allegations Admitted.

Johnson moved, Gutierrez seconded, and it was unanimously carried to accept the Factual Allegations as Findings of Fact and Alleged Violations as Conclusions of Law from the Notice of Charges.

Berrigan moved, Malloch seconded, and it was unanimously carried to accept the State’s recommended discipline for revocation.

	VOTE	<u>Dalton</u> Member	<u>McCormies</u> Member	<u>Harrell</u> Member	<u>Johnson</u> Member	<u>Berrigan</u> Secretary	<u>Quinn</u> President	<u>Malloch</u> V. Pres.	<u>Feldman</u> Member	<u>Gutierrez</u> Member	<u>Snider</u> Member	<u>Busby</u> Member
YES	9		X	X	X	X	X	X	X	X	X	
NO	0											
ABSTAIN	0											
ABSENT	2	X										X

II.E. Rehearing Requests or Review of Board Decision

II.E.1. Mamie Whitmore CNA Applicant Campbell

The proceeding began at 2:43 p.m. with the following Board members present: Quinn, Malloch, Berrigan, McCormies, Harrell, Johnson, Feldman, Gutierrez, and Snider.

The Board was represented by Christopher Munns, Assistant Attorney General, Division of Solicitor General. Elizabeth Campbell, Assistant Attorney General, represented the State.

Whitmore was not present and was not represented by legal counsel.

Campbell addressed the Board and recommended the Board deny request for rehearing/reconsideration.

Gutierrez moved, Malloch seconded, and it was unanimously carried to deny request for rehearing/reconsideration.

II.E.3. Frances Canode RN148569 Verstegen

The proceeding began at 2:46 p.m. with the following Board members present: Quinn, Malloch, Berrigan, McCormies, Harrell, Johnson, Feldman, Gutierrez and Snider.

The Board was represented by Christopher Munns, Assistant Attorney General, Division of Solicitor General. Keely Verstegen, Assistant Attorney General, represented the State.

Canode was present and addressed the Board.

Verstegen addressed the Board and recommended the Board deny request for rehearing/reconsideration.

Malloch moved, Berrigan seconded, and after discussion it was unanimously carried to deny request for rehearing/reconsideration.

**II.E.4. Victoria Bernardo LP041506 Zack
(aka: Egrini)**

The proceeding began at 2:55 p.m. with the following Board members present: Quinn, Malloch, Berrigan, McCormies, Harrell, Johnson, Feldman, Gutierrez and Snider.

The Board was represented by Christopher Munns, Assistant Attorney General, Division of Solicitor General. Kim Zack, Assistant Attorney General, represented the State.

Bernardo was present, telephonically, and addressed the Board.

Zack addressed the Board and recommended the Board grant request for rehearing/reconsideration and rescind its Order of Revocation, and reissue Notice of Charges to allow Respondent the opportunity to request a hearing in this matter. Board staff had inadvertently failed to update her address of record when requested by Bernardo, and then mailed the Notice of Charges to the wrong address.

Johnson moved, Malloch seconded, and it was unanimously carried to grant request for review on the grounds of irregularity and documents sent to incorrect address, and to rescind the revocation order and issue Notice of Charges.

II.E.5. Beverly Gomes CNA Applicant Campbell

The proceeding began at 2:59 p.m. with the following Board members present: Quinn, Malloch, Berrigan, McCormies, Harrell, Johnson, Feldman, Gutierrez and Snider.

The Board was represented by Christopher Munns, Assistant Attorney General, Division of Solicitor General. Elizabeth Campbell, Assistant Attorney General, represented the State.

Gomes was not present and was not represented by legal counsel.

Campbell addressed the Board and recommended the Board issue an amended Order of Denial to include a November 11, 2011 DUI incident and include the Findings of Fact and Conclusions of Law to reflect the incident.

Malloch moved, Berrigan seconded, and it was unanimously carried to amend the Order of Denial to reflect the November 11, 2011 DUI.

II.E.6. Leslee A. Winters RN083201 Campbell

The proceeding began at 3:02 p.m. with the following Board members present: Quinn, Malloch, Berrigan, McCormies, Harrell, Johnson, Feldman, Gutierrez and Snider.

The Board was represented by Christopher Munns, Assistant Attorney General, Division of Solicitor General. Elizabeth Campbell, Assistant Attorney General, represented the State.

Attorney Teresa Sanzio was present and addressed the Board.

Campbell addressed the Board and recommended the Board deny request for rehearing/reconsideration.

Malloch moved, Johnson seconded, and it was unanimously carried to deny request for rehearing/reconsideration.

II.F. Request to Rescind Prior Board Decision to Consider Alternative Action

II.F.3. Maria Tupiken CNA999988926 Richards

The Board was represented by Christopher Munns, Assistant Attorney General, Division of Solicitor General.

Tupiken was not present and was not represented by legal counsel.

Richards addressed the Board and confirmed receipt from Tupiken’s attorney requesting a continuance.

Johnson moved, Malloch seconded, and it was unanimously carried to rescind the Board's prior decision for a Consent Agreement for 12 months of Stayed Revocation with Stipulations, and offer a Consent Agreement for a Decree of Censure, (if not signed within 30 days issue a Complaint and Notice of Hearing,) for Respondent's failure to follow her employer Posada del Sol's policies and procedures relative to her attendance, tardiness, and lack of organization resulting in her failure to complete assigned tasks on time, in settlement of complaint no. 09A-0708025.

	VOTE	Dalton Member	McCormies Member	Harrell Member	Johnson Member	Berrigan Secretary	Quinn President	Malloch V. Pres.	Feldman Member	Gutierrez Member	Snider Member	Busby Member
YES	9		X	X	X	X	X	X	X	X	X	
NO	0											
ABSTAIN	0											
ABSENT	2	X										X

II.F.4. Amberli Nigh RN138798; CNA1000001320 Richards

The Board was represented by Christopher Munns, Assistant Attorney General, Division of Solicitor General.

Nigh was not present and was not represented by legal counsel.

Johnson moved, Malloch seconded, and it was unanimously carried to accept the signed Consent Agreement.

	VOTE	Dalton Member	McCormies Member	Harrell Member	Johnson Member	Berrigan Secretary	Quinn President	Malloch V. Pres.	Feldman Member	Gutierrez Member	Snider Member	Busby Member
YES	9		X	X	X	X	X	X	X	X	X	
NO	0											
ABSTAIN	0											
ABSENT	2	X										X

The meeting recessed at 3:27 p.m. and reconvened at 3:46 p.m.

VI. RN/LPN/CNA Investigative Reports

VI.E.5. Dane R. Brown RN148525 (Guffey)

Guffey addressed the Board and confirmed the receipt of additional information. Attorney Rob Chelle was present and addressed the Board. Malloch moved, McCormies seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, to offer a Consent Agreement for an indefinite suspension not to exceed 12 months, pending the completion of an anger management psychological evaluation by a Board approved PhD prepared evaluator, the successful completion of treatment recommendations resulting from that evaluation, and successful completion of a nursing refresher course to be followed by 24 months probation to include the attached stipulations. If not signed within 15 days, issue Notice of Charges.

	VOTE	Dalton Member	McCormies Member	Harrell Member	Johnson Member	Berrigan Secretary	Quinn President	Malloch V. Pres.	Feldman Member	Gutierrez Member	Snider Member	Busby Member
YES	9		X	X	X	X	X	X	X	X	X	
NO	0											
ABSTAIN	0											
ABSENT	2	X										X

V.F. CANDO Eligibility/Noncompliance & Investigative Reports

V.F.3. Julie Marie Miller RN134141 (Pendergast)

Miller was present and available for questions. Attorney Scott King was present and addressed the Board. Johnson moved, Berrigan seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, to offer a Consent Agreement for 48 months stayed revocation including the attached stipulations. For the first 12 months the license will be placed on suspension and for the duration of the stayed revocation, the license will be placed on probation. If not signed within 30 days, issue Notice of Charges.

	VOTE	Dalton Member	McCormies Member	Harrell Member	Johnson Member	Berrigan Secretary	Quinn President	Malloch V. Pres.	Feldman Member	Gutierrez Member	Snider Member	Busby Member
YES	9		X	X	X	X	X	X	X	X	X	
NO	0											
ABSTAIN	0											
ABSENT	2	X										X

V.F.6. Sean Ryan Pollock RN150527 (Pendergast)

Attorney Rob Chelle was present and addressed the Board. Malloch moved, Berrigan seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, to accept the signed CANDO Stipulated Agreement.

VI. RN/LPN/CNA Investigative Reports

VI.M.1. Lauren Janis Weisheit RN073740 (Perkins)

Perkins addressed the Board with additional information. Attorney Rob Chelle was present and addressed the Board. Johnson moved, Berrigan seconded, and it was unanimously carried to continue the investigation to allow Respondent the opportunity to voluntarily obtain a psychological evaluation with a Board approved licensed psychologist with expertise in substance abuse, to include any additional testing deemed necessary by the evaluator, to be scheduled and completed within 45 days and return to the Board.

	VOTE	Dalton Member	McCormies Member	Harrell Member	Johnson Member	Berrigan Secretary	Quinn President	Malloch V. Pres.	Feldman Member	Gutierrez Member	Snider Member	Busby Member
YES	9		X	X	X	X	X	X	X	X	X	
NO	0											
ABSTAIN	0											
ABSENT	2	X										X

VI.M.2. Deanna Joy Concholar RN069049; LP022358 (Perkins)

Concholar was present and available for questions. Attorney Rob Chelle was present and addressed the Board. Gutierrez moved, Johnson seconded, to issue a Letter of Concern for failure to document a temperature and respiration every four hours on patient C.H. on August 21, 2011, in violation of Maternal and Fetal Assessment Guidelines, while working at Banner Estrella Medical Center in Phoenix, Arizona. The motion carried with eight in favor and one opposed.

**VI.M.3. Roberta Elkington Huffer RN064428 (Perkins)
(aka: Elkington; Richards)**

Attorney Teresa Sanzio was present and addressed the Board. Johnson moved, Snider seconded, to dismiss the complaint. After discussion Johnson withdrew the motion.

Gutierrez moved, Berrigan seconded, to issue a Letter of Concern for failing to discuss patient C.L.’s reported allergy with the physician pre-procedure on or about August 19, 2011 while working at Southwest Endoscopy and Surgicenter in Gilbert, Arizona. The motion carried with eight in favor and one opposed.

The Board directed staff to report the physician involved in this case, to the Medical Board.

VI.A.1. Alice June Minch RN079946 (Austin)

Austin addressed the Board and provided information that Minch’s attorney has requested a continuance to the May 2012 Board meeting. Quinn moved, Johnson seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, to offer a Consent Agreement for a 6 month minimum suspension not to exceed 12 months followed by 24 months probation including the attached stipulations. If not signed within 30 days, issue Notice of Charges.

	VOTE	Dalton Member	McCormies Member	Harrell Member	Johnson Member	Berrigan Secretary	Quinn President	Malloch V. Pres.	Feldman Member	Gutierrez Member	Snider Member	Busby Member
YES	9		X	X	X	X	X	X	X	X	X	
NO	0											
ABSTAIN	0											
ABSENT	2	X										X

VI.A.2. Jennifer G. Thomas RN105846 (Austin)

Attorney Rob Chelle was present and available for questions. Johnson moved, McCormies seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, to offer a Consent Agreement for 24 months stayed revocation during which time the Respondent’s license shall be suspended during the first 12 months and on probation the second 12 months to include the attached stipulations. Upon completion of the stayed revocation/probation, Respondent’s license shall be placed on 24 months probation to include the attached stipulations. If not signed within 15 days, issue Notice of Charges.

	VOTE	Dalton Member	McCormies Member	Harrell Member	Johnson Member	Berrigan Secretary	Quinn President	Malloch V. Pres.	Feldman Member	Gutierrez Member	Snider Member	Busby Member
YES	9		X	X	X	X	X	X	X	X	X	
NO	0											
ABSTAIN	0											
ABSENT	2	X										X

VI.A.4. Sherylann Krukowski RN069250 (Austin)

Attorney Rob Chelle was present and available for questions. McCormies moved, Berrigan seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, to offer a Consent Agreement for suspension not to exceed 12 months pending the completion of a neuropsychological and substance use evaluation by a Board approved PhD prepared evaluator and successful completion of treatment recommendations resulting from the neuropsychological and substance use evaluation, followed by 12 months stayed suspension during which time Respondent’s license shall be placed on probation, to include the attached stipulations. Upon

completion of the stayed suspension/probation, Respondent's license shall be placed on 24 months probation to include the attached stipulations. If not signed within 30 days, issue Notice of Charges.

	VOTE	<u>Dalton</u> Member	<u>McCormies</u> Member	<u>Harrell</u> Member	<u>Johnson</u> Member	<u>Berrigan</u> Secretary	<u>Quinn</u> President	<u>Malloch</u> V. Pres.	<u>Feldman</u> Member	<u>Gutierrez</u> Member	<u>Snider</u> Member	<u>Busby</u> Member
YES	9		X	X	X	X	X	X	X	X	X	
NO	0											
ABSTAIN	0											
ABSENT	2	X										X

VI.A.9. Amber Brasington RN159408 (Austin)

Austin addressed the Board with additional information and a technical correction to the investigative report. Brasington was present and available for questions. Attorney Teressa Sanzio was present and addressed the Board. Malloch moved, Berrigan seconded, based upon the findings of fact and statute/rule violations identified in the investigative report, to offer a Consent Agreement for 24 months probation including the attached stipulations. If not signed within 30 days, issue Notice of Charges. The motion carried with eight in favor and one opposed.

	VOTE	<u>Dalton</u> Member	<u>McCormies</u> Member	<u>Harrell</u> Member	<u>Johnson</u> Member	<u>Berrigan</u> Secretary	<u>Quinn</u> President	<u>Malloch</u> V. Pres.	<u>Feldman</u> Member	<u>Gutierrez</u> Member	<u>Snider</u> Member	<u>Busby</u> Member
YES	8		X	X	X	X	X	X	X		X	
NO	1									X		
ABSTAIN	0											
ABSENT	2	X										X

VI.J.8. Douglas Kendall Conley RN Exam; CNA1000018707 (Olson)

Conley and attorney Kelly McDonald were present and addressed the Board. Gutierrez moved, Johnson seconded, upon meeting all requirements, to grant licensure and issue a Letter of Concern for the February 2, 2010 arrest for DUI, the subsequent DUI charge in Prescott Justice Court, which Conley failed to report to the Board within 10 days as required by statute and rule, and his ultimate conviction of reckless driving, a misdemeanor. The motion carried with seven in favor and two opposed.

VI.D.11. Robert William Rybak RN161603 (Grady)

Grady addressed the Board with additional information. Rybak was present and available for questions. Attorney Kelly McDonald was present and addressed the Board. Johnson moved, Malloch seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, to offer a Consent Agreement for a Decree of Censure. If not signed within 30 days, issue Notice of Charges.

	VOTE	<u>Dalton</u> Member	<u>McCormies</u> Member	<u>Harrell</u> Member	<u>Johnson</u> Member	<u>Berrigan</u> Secretary	<u>Quinn</u> President	<u>Malloch</u> V. Pres.	<u>Feldman</u> Member	<u>Gutierrez</u> Member	<u>Snider</u> Member	<u>Busby</u> Member
YES	9		X	X	X	X	X	X	X	X	X	
NO	0											
ABSTAIN	0											
ABSENT	2	X										X

VI.M.8. Delia M. Poleahla RN053276 (Perkins)

Poleahla was present and available for questions. Johnson moved, Gutierrez seconded, and it was unanimously carried to issue a Letter of Concern for failure to properly label or document in the log the reprocessing of a flexible ENT scope on August 18, 2011, while working at Phoenix Indian Medical Center Specialty Clinic in Phoenix, Arizona.

V.F. CANDO Eligibility/Noncompliance & Investigative Reports

V.F.9. Rachel Lee Worden RN148966 (Pendergast)

Pendergast addressed the Board with additional information. Worden was present and available for questions. Malloch moved, Berrigan seconded, and it was unanimously carried, to accept the signed Consent Agreement for 48 months stayed revocation to include the attached stipulations. For the first 12

months the license will be placed on suspension and for the duration of the stayed revocation, the license will be placed on probation.

	VOTE	Dalton Member	McCormies Member	Harrell Member	Johnson Member	Berrigan Secretary	Quinn President	Malloch V. Pres.	Feldman Member	Gutierrez Member	Snider Member	Busby Member
YES	9		X	X	X	X	X	X	X	X	X	
NO	0											
ABSTAIN	0											
ABSENT	2	X										X

VII. Board Reports for Discussion, Information, Staff Direction and/or Decision

VII.B. Educational Reports and Rules – Randolph/McGinty/Wagner

VII.B.1. Nurse Assistant Programs Approved by the Executive Director

Information was provided to the Board regarding Nurse Assistant Programs approved by the Executive Director.

VII.B.2. Nursing Program/Education Community Updates: Arizona State University, Brown Mackie Tucson, Maricopa Skills Center, Banner Boswell, Southwest Skills Center, John C. Lincoln, Carrington College

The Board was provided with information regarding administrative appointments and program changes for Arizona State University, Brown Mackie Tucson, Maricopa Skills Center, Banner Boswell, Southwest Skills Center, John C. Lincoln and Carrington College.

Malloch left the meeting at 5:03 p.m.

VII.B.3. AACN Adult Acute Care Nurse Practitioner Exam Approval

Johnson moved, Gutierrez seconded, and it was unanimously carried to approve the AACN Adult Acute Care Nurse Practitioner Certification exam and update the “Board Approved Specialty Certification Areas and Examinations for Advanced Practice” list to reflect current AACN exams.

VII.B.4. 2012 Ninth Annual CNA Educators Retreat – Participant Evaluation Results

Information was provided to the Board regarding the 2012 participant evaluation results.

VII.B.5. Measuring Competency with Simulation Phase II – Quarterly Report

The quarterly report for measuring competency with simulation Phase II was provided to the Board.

VII.B.6. Chandler Gilbert Community College Investigative Report

Complainants Amanda Webber and Doug Pollock were present and available for questions. Jill Anderson and William Guerriero were present and addressed the Board. Quinn moved, Gutierrez seconded, and it was unanimously carried to issue a Letter of Concern to Chandler Gilbert Community College for a) failure to have written policies available to students that provide for the suspension of instructional grievance procedure, b) failing to provide demonstrations of skills necessary to function safely in clinical settings, and c) failing to implement a curriculum designed to support necessary nursing knowledge and skills during a classroom observation conducted 02/8/12 of the NUR 171 Nursing Theory and Science course.

VII.B.7. Central Arizona College Site Visit Report

Snider moved, McCormies seconded, and it was unanimously carried to continue approval with a report within 6 months evidencing remedying of all potential deficiencies and including a copy of the final NLNAC report. If a report is not received or does not provide sufficient evidence remedying the potential deficiency, return to the Board for a determination of status.

VII.B.8. Brown Mackie Phoenix Investigative Report

Gutierrez moved, McCormies seconded, and it was unanimously carried to issue a Letter of Concern to Brown Mackie College Phoenix for admitting students after the expiration of the nursing program’s provisional approval.

VII.B.9. Fortis College Investigative Report

Berrigan moved, Gutierrez seconded, and it was unanimously carried to dismiss the case against Fortis College PN program.

VII.B.10. Breckinridge Phoenix Investigative Report Follow-up

Debra Colbert was present and addressed the Board. Berrigan moved, Johnson seconded, and it was unanimously carried to continue the investigation to allow additional fact finding and return to the Board.

VII.B.11. Breckinridge Tucson Request for Extension

Jennifer Wood was present and addressed the Board. Quinn moved, Johnson seconded, and it was unanimously carried to allow application to be withdrawn.

III. Board Reports Regarding Executive Director/Designee Delegated Duties: Cases Dismissed, Letters of Concern, Cases Closed Through Settlement, Imposters and Court Ordered Revocations

III.A. Board Information Regarding Cases Dismissed Pursuant to ARS 32-1605.01 (C) 1

Information was provided to the Board regarding cases dismissed pursuant to ARS 32-1605.01 (C) 1

III.B. Board Information Regarding Letters of Concern Issued Pursuant to ARS 32-1605.01 (C) 4

Information was provided to the Board regarding Letters of Concern issued pursuant to ARS 32-1605.01 (C) 4.

IV. Lapsed Licenses & Certificates, Felony Bar Cases, Notice of Charges, Notice of Denial of Application for Licensure/Certification, Applicants for Licensure

IV.B.2. Felony Bar Cases

IV.B.2. Board Staff Recommendation: Notice of Charges for RN/LPN/CNA

Agenda #	Name	License/Certificate #	Staff
IV.B.2.a.	Tommy Lyle Carlton	RN127562	Olson
IV.B.2.b.	Connie Marie Coons	RN090703	Parlin
IV.B.2.c.	Natasha Lavearn Nash	CNA1000018447	Parlin
IV.B.2.d.	John A. Shestko	CNA625785803	Parlin
IV.B.2.e.	Debra Joanne Harms (aka: Wilson; Jones; Mounger; Cecil)	LP040621	Olson

Snider moved, Quinn seconded, and unanimously carried to adopt the attached Notice of Charges for Agenda Items IV.B.2.a-e.

IV.A. Lapsed Licenses & Certificates (Driver)

IV.A.1. Board Staff Recommendation: Offer Consent Agreement

Agenda #	Name	License/Certificate #	Penalty Amount
IV.A.1.a.	Linda Carlon	CNA526238568	\$25
IV.A.1.b.	Marina Taylor	RN140879	\$100

Johnson moved, Berrigan seconded, and it was unanimously carried, based on the Finding of Fact and statute/rule violations identified in the investigative report, to offer a Consent Agreement for an administrative penalty for the amount stated for working on an expired license/certificate. If the administrative penalty is not paid within 6 months of the effective date of the order, issue Notice of Charges; and referral of the employer will be made to the Department of Health Services for licensee/certificate holders working on a lapsed license/certificate for three months or greater.

	VOTE	Dalton Member	McCormies Member	Harrell Member	Johnson Member	Berrigan Secretary	Quinn President	Malloch V. Pres.	Feldman Member	Gutierrez Member	Snider Member	Busby Member
YES	8		X	X	X	X	X		X	X	X	
NO	0											
ABSTAIN	0											
ABSENT	3	X						X				X

IV.A.3. Board Staff Recommendation: Accept Signed Consent Agreement/Grant Licensure (Rappoport)

Agenda #	Name	License/Certificate #
IV.A.3.a.	Dianna R. Tibbitts (aka: Fischer; Raleigh)	TRN173029/Endorsement Applicant

Snider moved, Gutierrez seconded, based upon the findings of fact and statute and rule violations identified in the investigation report, and upon meeting all licensure requirements, to accept the signed Consent Agreement for a \$250 Administrative Penalty and grant license. The motion carried with seven in favor and one abstained.

	VOTE	Dalton Member	McCormies Member	Harrell Member	Johnson Member	Berrigan Secretary	Quinn President	Malloch V. Pres.	Feldman Member	Gutierrez Member	Snider Member	Busby Member
YES	7		X		X	X	X		X	X	X	
NO	0											
ABSTAIN	1			X								
ABSENT	3	X						X				X

IV.C. Board Staff Recommendation: Notice of Charges

Agenda #	Name	License/Certificate #	Staff
IV.C.1	Steven Phillip Lindquist	RN131174	Rappoport
IV.C.2.	Leslyann Kay Phillips	RN142246	Rappoport

Johnson moved, Gutierrez seconded, and unanimously carried to adopt the attached Notice of Charges for Agenda Items IV.C.1&2.

V.C. Non-Compliance/Compliance with Board Orders

V.C.1. Laura Kathleen Duke RN123946 (Rappoport/Burns)

Berrigan moved, Johnson seconded, and it was unanimously carried to table Agenda Item V.C.1.

V.D. Non-Compliance/Compliance with Board Orders

V.D.1. Emma Ann Eldredge CNA999950782 (Garcia)

Johnson moved, Berrigan seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the monitoring non-compliance report, to issue Notice of Charges.

V.D.2. Elizabeth Ann Eller RN165490 (Garcia)

McCormies moved, Johnson seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the monitoring non-compliance report, to issue Notice of Charges.

V.D.3. Juan B. Lawrence CNA98761503 (Garcia)

Snider moved, Gutierrez seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the monitoring non-compliance report, to issue Notice of Charges.

V.D.4. Katherine Sue Mills RN078388; LP024218; CNA652660103 (Garcia)
McCormies moved, Johnson seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the monitoring non-compliance report, to issue Notice of Charges.

V.D.5. Cynthia Heim Moeser RN070302; Lp022965 (Garcia)
Snider moved, Gutierrez seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the monitoring non-compliance report, to issue Notice of Charges.

V.D.6. Carole Brady Morrill RN043092 (Garcia)
Berrigan moved, McCormies seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the monitoring non-compliance report, to issue Notice of Charges.

V.D.7. Kathleen Elizabeth Roarick RN118916; LP032101; CNA049332803 (Garcia)
Johnson moved, Gutierrez seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the monitoring non-compliance report, to issue Notice of Charges.

V.D.8. Pamela Parker Smith CNA401631103 (Garcia)
McCormies moved, Gutierrez seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the monitoring non-compliance report, to issue Notice of Charges.

V.D.9. Rhoda Cheral Smith LP010557 (Garcia)
Snider moved, Johnson seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the monitoring non-compliance report, to issue Notice of Charges.

V.D.10. Lisa Annette Smith LP020978 (Garcia)
Johnson moved, McCormies seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the monitoring non-compliance report, to issue Notice of Charges.

Feldman left the meeting at 5:42 p.m.

V.D.11. Michael Scott Toosley LP045056 (Garcia)
Johnson moved, Gutierrez seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the monitoring non-compliance report, to issue Notice of Charges.

V.D.12. Debora Lynn Tuck RN086567 (Garcia)
McCormies moved, Berrigan seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the monitoring non-compliance report, to issue Notice of Charges.

V.D.13. Andrea L. Waddell CNA753238803 (Garcia)
Snider moved, Berrigan seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the monitoring non-compliance report, to issue Notice of Charges.

V.D.14. Keri Ruth Willison RN125492 (Garcia)

Gutierrez moved, Berrigan seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the monitoring non-compliance report, to issue Notice of Charges.

V.D.15. Sheila A. Woods CNA108741669 (Garcia)

Snider moved, Gutierrez seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the monitoring non-compliance report, to issue Notice of Charges.

V.D.16. Amy Rebecca Connerton RN087578 (Garcia)

Gutierrez moved, McCormies seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the monitoring non-compliance report, to issue Notice of Charges.

V.F. CANDO Eligibility/Noncompliance & Investigative Reports

V.F.1. Karen Payne Menegay RN046037 (Pendergast)

Pendergast addressed the Board with additional information. Quinn moved, Gutierrez seconded, and it was unanimously carried to accept the signed Consent Agreement for voluntary surrender.

Feldman returned to the meeting at 5:45 p.m.

V.F.2. Suzanne Marie Milan RN147685; LP042988 (Pendergast)

Milan was present, telephonically, and addressed the Board. Johnson moved, McCormies seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative reports, from the March 19, 2012 and January 25, 2012 Board meetings, to offer a Consent Agreement for 48 months stayed revocation including the attached stipulations. For the first 12 months the license will be placed on suspension and for the duration of the stayed revocation, the license will be placed on probation. The terms of the probation may be fulfilled in the State of Kansas upon receiving written permission from the Kansas State Board of Nursing. If not signed within 15 days, issue Notice of Charges.

	VOTE	<u>Dalton</u> Member	<u>McCormies</u> Member	<u>Harrell</u> Member	<u>Johnson</u> Member	<u>Berrigan</u> Secretary	<u>Quinn</u> President	<u>Malloch</u> V. Pres.	<u>Feldman</u> Member	<u>Gutierrez</u> Member	<u>Snider</u> Member	<u>Busby</u> Member
YES	8		X	X	X	X	X		X	X	X	
NO	0											
ABSTAIN	0											
ABSENT	3	X						X				X

The meeting recessed at 6:01 p.m., Monday, March 19, 2012.

Arizona State Board of Nursing

Janice K. Brewer
Governor

Joey Ridenour
Executive Director



Board Meeting Minutes

The regular meeting of the Arizona State Board of Nursing convened at 8:00 a.m., Tuesday, March 20, 2012, in the Board of Nursing Board Room, Suite 200, 4747 N. 7th Street, Phoenix, Arizona, with Randy C. Quinn, CRNA, President, presiding.

BOARD MEMBERS PRESENT:

Randy C. Quinn, CRNA, President
Kathy Malloch, PhD, MBA, RN, FAAN, Vice President
Theresa (Terri) Berrigan, LPN, C-AL, Secretary
Kathryn L. Busby, JD, Member
Joel S. Feldman, JD, Member
Lori Gutierrez, BS, RN-C, Member
M. Shawn Harrell, RN, MSN, Member
Patricia Johnson, LPN, Member
Carolyn Jo McCormies, RN, MS, FNP-BC, Member
Charleen L. Snider, BSN, RN, Member

BOARD MEMBERS ABSENT:

Leslie Dalton, MSN, RN, Member

LEGAL COUNSEL:

Elizabeth Campbell, Assistant Attorney General
Emma Mamaluy, Assistant Attorney General
Keely Versteegen, Assistant Attorney General
Kim Zack, Assistant Attorney General

STAFF DIRECTORS:

Joey Ridenour, RN, MN, FAAN, Executive Director
Judy Bontrager, RN, MN, Associate Director of Operations
Pamela Randolph, RN, MSN, Associate Director of Education and Evidence Based Regulation
Valerie Smith, RN, MS, Associate Director of Investigations

STAFF:

Nikki Austin, RN, Nurse Practice Consultant
Susan Barber, RN, MSN, Nurse Practice Consultant/Hearings
Tammi Burns, RN, MSN, Nurse Practice
Consultant/Monitoring
Janeen Dahn, MSN, FNP, Nurse Practice Consultant/AP
Esther Garcia, Legal Assistant/Monitoring
Karen Grady, RN, MS, FNP, Nurse Practice Consultant/AP
Teddylen Guffey, MHSA, RN, LNCC, Nurse Practice
Consultant
Lynda Hemann, PhD, MPH, LISAC, Senior Investigator
Dolores Hurtado, Senior Investigator
Ron Lester, Senior Investigator
Debra McGinty RN, PhD, Administrator/Nursing Programs

Patricia Midkiff, RN, MN, Nurse Practice Consultant
Linda Monas, Senior Investigator
Kirk Olson, Senior Investigator
Doug Parlin, Senior Investigator
Susan Perkins RN, MSN, Nurse Practice Consultant
Judy Pendergast, RN, Nurse Practice Consultant/CANDO
Mary Rappoport, RN, MN, Nurse Practice Consultant
Deborah Richards, Senior Investigator
Bonnie Richter, MSW, Senior Investigator
Jeanine Sage, RN, MSN, Nursing Assistant Consultant
Sister Rachel Torrez, RN, MS, Nurse Practice Consultant
Dirk VandenBerg, Sr., Senior Investigator
Barbara Melberg, Legal Secretary

I. Call to Order

The meeting was called to order at 8:00 a.m., Tuesday, March 20, 2012.

The following Board members were present: Quinn, Malloch, Berrigan, McCormies, Harrell, Johnson, Feldman, Gutierrez and Snider.

Quinn presided.

Quinn welcomed members of the audience, explained the procedure for addressing the Board, and stated the mission of the Board.

Busby arrived at the meeting at 8:02 a.m.

VI. RN/LPN/CNA Investigative Reports

VI.A.8. Amanda Lucia Trujillo RN137552 (Austin)

Johnson recused herself to avoid the appearance of impropriety and left the meeting at 8:03 a.m. Austin addressed the Board with additional information. Complainant Michelle Winters was present and addressed the Board. Winters attorney, Sig Krolls was present and available for questions. Attorney Teresa Sanzio was present and addressed the Board on behalf of Trujillo. Busby moved, Berrigan seconded, and it was unanimously carried to deny Sanzio’s motion for request to rescind Interim Order, dismiss complaint, and issue an Administrative Penalty and, based upon the findings of fact and statute/rule violations identified in the investigative report, to issue Notice of Charges.

Johnson returned to the meeting at 8:35 a.m.

VI.D.10. Terry Lynn Graul LP015988; RN066900; AP1086 (Grady)

Malloch moved, Berrigan seconded, and it was unanimously carried to reopen Agenda Item VI.D.10. Grady addressed the Board with additional information. Attorney Teresa Sanzio was present and addressed the Board with a request for continuance. Malloch moved, Johnson seconded, based upon the findings of fact and statute/rule violations identified in the investigative report, to offer a Consent Agreement for an indefinite suspension pending the completion of an addiction evaluation by a Board approved addictionologist and the successful completion of treatment recommendations resulting from the evaluation, and then return to the Board for determination of licensure status, which may include continued suspension and/or a period of monitored probation with terms and conditions. If not signed within 10 days, issue Notice of Charges. After discussion, Malloch amended the last sentence of the motion to read: If not signed within 30 days, issue Complaint and Notice of Hearing, and bring back to the Board to consider possible Summary Suspension if it rises to the level of Summary Suspension. Johnson concurred. The motion carried with nine in favor and one opposed.

	VOTE	<u>Dalton</u> Member	<u>McCormies</u> Member	<u>Harrell</u> Member	<u>Johnson</u> Member	<u>Berrigan</u> Secretary	<u>Quinn</u> President	<u>Malloch</u> V. Pres.	<u>Feldman</u> Member	<u>Gutierrez</u> Member	<u>Snider</u> Member	<u>Busby</u> Member
YES	9		X	X	X	X	X	X	X	X	X	
NO	1											X
ABSTAIN	0											
ABSENT	1	X										

V.A. Board Staff Recommendation: Terminate Previously Issued Board Orders after Full Compliance, RN/LP/CNA – (Burns/Garcia) (List available in Board office)

Busby moved, Feldman seconded, and it was unanimously carried to approve the full compliance list to terminate Board Order if no evidence of non-compliance with Board Order/Consent Agreement exists.

VI. RN/LPN/CNA Investigative Reports

VI.D.8. Angela Maria Anderson RN161562 (Grady)

Grady addressed the Board and confirmed the receipt of additional information. Anderson, her husband Dennis Anderson, and her daughter Laurie Nash were present and addressed the Board. Malloch moved, Berrigan seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, to issue Notice of Charges.

V.C. Non-Compliance/Compliance with Board Orders

V.C.2. Debra A. Johnson-Swanson RN059424 (Rappoport/Burns)

Busby moved, Quinn seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, to offer a Consent Agreement for 24 months stayed revocation including the attached stipulations. During the stay of revocation, the license will be placed on probation. Upon completion of the stayed revocation, the license will be placed on 12 months probation including the attached stipulations. If not signed within 30 days, issue Notice of Charges.

	VOTE	Dalton Member	McCormies Member	Harrell Member	Johnson Member	Berrigan Secretary	Quinn President	Malloch V. Pres.	Feldman Member	Gutierrez Member	Snider Member	Busby Member
YES	10		X	X	X	X	X	X	X	X	X	X
NO	0											
ABSTAIN	0											
ABSENT	1	X										

V.C.1. Laura Kathleen Duke RN123946 (Rappoport/Burns)

Busby moved, Gutierrez seconded, and it was unanimously carried to reopen Agenda Item V.C.1. Burns addressed the Board with additional information. Duke was present, telephonically, and addressed the Board. Malloch moved, McCormies seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, to offer a Consent Agreement for 24 months stayed revocation including the attached stipulations. During the stay of revocation, the license will be placed on probation. Upon completion of the stayed revocation, the license will be placed on 12 months probation including the attached stipulations. If not signed within 30 days, issue Notice of Charges.

	VOTE	Dalton Member	McCormies Member	Harrell Member	Johnson Member	Berrigan Secretary	Quinn President	Malloch V. Pres.	Feldman Member	Gutierrez Member	Snider Member	Busby Member
YES	10		X	X	X	X	X	X	X	X	X	X
NO	0											
ABSTAIN	0											
ABSENT	1	X										

V.C.3. Brandon Ray Rader RN128305; CNA044351763 (Rappoport/Burns)

Burns addressed the Board with additional information. Johnson moved, Gutierrez seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, to issue Notice of Charges.

VI. RN/LPN/CNA Investigative Reports

VI.B.1. Kelvin Jermaine Toby LP038156 (Burns)

McCormies moved, Harrell seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, to offer a Consent Agreement for 36 months probation including the attached stipulations. If not signed within 30 days, issue Notice of Charges.

	VOTE	Dalton Member	McCormies Member	Harrell Member	Johnson Member	Berrigan Secretary	Quinn President	Malloch V. Pres.	Feldman Member	Gutierrez Member	Snider Member	Busby Member
YES	10		X	X	X	X	X	X	X	X	X	X
NO	0											
ABSTAIN	0											
ABSENT	1	X										

V.F. CANDO Eligibility/Noncompliance & Investigative Reports

V.F.4. Karen S. Moore RN038791 (Pendergast)

Pendergast addressed the Board with additional information. Johnson moved, McCormies seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, to offer a Consent Agreement for 48 months stayed revocation including the attached stipulations. For the first 12 months the license will be placed on suspension and for the duration of the stayed revocation, the license will be placed on probation. If not signed within 30 days, issue Notice of Charges.

	VOTE	Dalton Member	McCormies Member	Harrell Member	Johnson Member	Berrigan Secretary	Quinn President	Malloch V. Pres.	Feldman Member	Gutierrez Member	Snider Member	Busby Member
YES	10		X	X	X	X	X	X	X	X	X	X
NO	0											
ABSTAIN	0											
ABSENT	1	X										

V.F.5. Jennifer Lyn Neveux RN Endorsement (Pendergast)

Neveux was present telephonically and available for questions. Malloch moved, Gutierrez seconded, and it was unanimously carried, upon meeting all requirements, to grant licensure and accept the signed modified CANDO Stipulated Agreement.

V.F.7. Kristin Marie Smith RN Exam (Pendergast)

Busby moved, McCormies seconded, and it was unanimously carried, upon meeting all requirements, to grant licensure and accept the signed modified CANDO Stipulated Agreement.

V.F.8. Anne Marie Welch RN158020; CNA1000001150 (Pendergast)

McCormies recused herself to avoid the appearance of impropriety and left the meeting at 9:16 a.m. Busby moved, Malloch seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, to issue Notice of Charges.

McCormies returned to the meeting at 9:17 p.m.

V.F.10. Maciej Karol Slowinski RN122125 (Pendergast)

Busby moved, Snider seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, to accept the signed CANDO Stipulated Agreement.

VI. RN/LPN/CNA Investigative Reports

VI.A.3. Elizabeth Sharon Smith RN126808 (Austin)

Malloch moved, Johnson seconded, and it was unanimously carried to dismiss the complaint.

VI.A.5. Christine Holguin RN101406 (Austin)

Complainant Linda Delapaz and her sister, Kathleen Conner were present and addressed the Board. Snider moved, Busby seconded, and after discussion it was unanimously carried to dismiss the complaint.

VI.A.6. Debra Madrid RN040361 (Austin)

Malloch moved, Johnson seconded, and it was unanimously carried to dismiss the complaint.

VI.A.7. Deanna Shriner LP043931 (Austin)

Malloch moved, Berrigan seconded, and it was unanimously carried to dismiss the complaint.

VI.A.10. Judith Laskowski RN128606 (Austin)

Busby moved, Gutierrez seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, to issue Notice of Charges.

The meeting recessed at 9:35 a.m. and reconvened at 9:56 a.m. Harrell left the meeting at 9:56 a.m.

VI.D.6. Beatrice Laverne Branum LP023591 (Grady)

Branum was present and available for questions. Johnson moved, Berrigan seconded, based upon the findings of fact and statute/rule violations identified in the investigative report, to offer a Consent Agreement for a Decree of Censure. If not signed within 30 days, issue Notice of Charges. After discussion the motion failed with five opposed and three in favor.

	VOTE	<u>Dalton</u> Member	<u>McCormies</u> Member	<u>Harrell</u> Member	<u>Johnson</u> Member	<u>Berrigan</u> Secretary	<u>Quinn</u> President	<u>Malloch</u> V. Pres.	<u>Feldman</u> Member	<u>Gutierrez</u> Member	<u>Snider</u> Member	<u>Busby</u> Member
YES	3				X	X	X					
NO	5		X					X	X	X	X	
ABSTAIN	0											
ABSENT	3	X		X								X

Snider moved, Gutierrez seconded, and it was unanimously carried to issue a Letter of Concern for substituting a wound treatment product for patient J.H. without a physician's order in or about July 14, 2010, while employed with Professional Home Care Services in Phoenix, Arizona.

McCormies left the meeting at 10:02 a.m.

VI.D.7. Mayuree Siripoon RN094885; AP4090 (Grady)

Quinn recused himself to avoid the appearance of impropriety and left the meeting at 10:03 a.m. Malloch presided. Siripoon was present, telephonically, and available for questions. Johnson moved, Feldman seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, to offer a Consent Agreement for a \$250 Civil Penalty. If not signed within 30 days, issue Notice of Charges.

	VOTE	<u>Dalton</u> Member	<u>McCormies</u> Member	<u>Harrell</u> Member	<u>Johnson</u> Member	<u>Berrigan</u> Secretary	<u>Quinn</u> President	<u>Malloch</u> V. Pres.	<u>Feldman</u> Member	<u>Gutierrez</u> Member	<u>Snider</u> Member	<u>Busby</u> Member
YES	7			X	X	X		X	X	X	X	
NO	0											
ABSTAIN	0											
ABSENT	4	X	X				X					X

Quinn returned to the meeting at 10:05 a.m.

Busby returned to the meeting at 10:06 a.m.

VI.E.6. Tiffany A.W. Horn RN150360; LP042052 (Guffey)

Horn was present and available for questions. Malloch moved, Berrigan seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, to offer a Consent Agreement for 12 months stayed suspension followed by 12 months probation including the attached stipulations. If not signed within 30 days, issue Notice of Charges.

	VOTE	<u>Dalton</u> Member	<u>McCormies</u> Member	<u>Harrell</u> Member	<u>Johnson</u> Member	<u>Berrigan</u> Secretary	<u>Quinn</u> President	<u>Malloch</u> V. Pres.	<u>Feldman</u> Member	<u>Gutierrez</u> Member	<u>Snider</u> Member	<u>Busby</u> Member
YES	8				X	X	X	X	X	X	X	X
NO	0											
ABSTAIN	0											
ABSENT	3	X	X	X								

McCormies returned to the meeting at 10:08 a.m.

VI.E.7. Julie L. Gregory RN133671; LP039776 (Guffey)

Johnson moved, Malloch seconded, and it was unanimously carried to issue a Letter of Concern for providing patient T.B. with donated medications from another patient on March 29, 2011, while employed at Cancer Treatment Centers of America in Peoria, Arizona.

Refer Cancer Treatment Center to the Arizona Department of Health Services for unsafe medication practices related to the use of donated medications.

VI.E.8. Tamara Freeman RN159137 (Guffey)

Freeman was present and addressed the Board. Gutierrez moved, Snider seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, to offer a Consent Agreement for a Decree of Censure. If not signed within 30 days, issue Notice of Charges.

	VOTE	<u>Dalton</u> Member	<u>McCormies</u> Member	<u>Harrell</u> Member	<u>Johnson</u> Member	<u>Berrigan</u> Secretary	<u>Quinn</u> President	<u>Malloch</u> V. Pres.	<u>Feldman</u> Member	<u>Gutierrez</u> Member	<u>Snider</u> Member	<u>Busby</u> Member
YES	9		X		X	X	X	X	X	X	X	X
NO	0											
ABSTAIN	0											
ABSENT	2	X		X								

VI.E.9. Robert A. Kearney III RN161218 (Guffey)

Malloch moved, McCormies seconded, and it was unanimously carried, on determination of reasonable cause based on the facts alleged in the investigative report, and material presented at this meeting, at cost to the Board, to issue an Interim Order for a substance abuse evaluation to be completed by a Board approved PhD prepared evaluator and to include any additional testing deemed necessary by the evaluator, and provide a hair sample for forensic testing at a Board approved facility, both to be completed within 45 days and then return to the Board. If the Interim Order is not completed, based upon the findings of fact and statute/rule violations identified in the investigative report, issue Notice of Charges and include the factual allegations and alleged violations for failure to comply the Interim Order.

	VOTE	<u>Dalton</u> Member	<u>McCormies</u> Member	<u>Harrell</u> Member	<u>Johnson</u> Member	<u>Berrigan</u> Secretary	<u>Quinn</u> President	<u>Malloch</u> V. Pres.	<u>Feldman</u> Member	<u>Gutierrez</u> Member	<u>Snider</u> Member	<u>Busby</u> Member
YES	9		X		X	X	X	X	X	X	X	X
NO	0											
ABSTAIN	0											
ABSENT	2	X		X								

VI.E.10. Linda L. Chapman LP036342 (Guffey)

Berrigan moved, Malloch seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, to offer a Consent Agreement for a Decree of Censure. If not signed within 30 days, issue Notice of Charges.

	VOTE	<u>Dalton</u> Member	<u>McCormies</u> Member	<u>Harrell</u> Member	<u>Johnson</u> Member	<u>Berrigan</u> Secretary	<u>Quinn</u> President	<u>Malloch</u> V. Pres.	<u>Feldman</u> Member	<u>Gutierrez</u> Member	<u>Snider</u> Member	<u>Busby</u> Member
YES	9		X		X	X	X	X	X	X	X	X
NO	0											
ABSTAIN	0											
ABSENT	2	X		X								

VI.E.11. Rebecca U. Thomas RN115794; AP3060 (Guffey)

Thomas was present and addressed the Board. Gutierrez moved, Johnson seconded, to issue a Letter of Concern for giving an improper directive to a subordinate on February 10, 2011, while employed at Life Care of Glendale. After discussion the motion failed with eight opposed and one in favor.

Snider moved, McCormies seconded, based upon the findings of fact and statute/rule violations identified in the investigative report, to offer a Consent Agreement for a Decree of Censure. If not signed within 30 days, issue Notice of Charges. The motion carried with eight in favor and one opposed.

	VOTE	<u>Dalton</u> Member	<u>McCormies</u> Member	<u>Harrell</u> Member	<u>Johnson</u> Member	<u>Berrigan</u> Secretary	<u>Quinn</u> President	<u>Malloch</u> V. Pres.	<u>Feldman</u> Member	<u>Gutierrez</u> Member	<u>Snider</u> Member	<u>Busby</u> Member
YES	8		X		X	X	X	X	X		X	X
NO	1									X		
ABSTAIN	0											
ABSENT	2	X		X								

VI.F.1. Jennie Lynne Gulich RN130331 (Hemann)
(aka: Lydinger)

Johnson moved, Berrigan seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, to offer a Consent Agreement for 24 months probation including the attached stipulations. If not signed within 30 days, issue Notice of Charges.

	VOTE	<u>Dalton</u> Member	<u>McCormies</u> Member	<u>Harrell</u> Member	<u>Johnson</u> Member	<u>Berrigan</u> Secretary	<u>Quinn</u> President	<u>Malloch</u> V. Pres.	<u>Feldman</u> Member	<u>Gutierrez</u> Member	<u>Snider</u> Member	<u>Busby</u> Member
YES	9		X		X	X	X	X	X	X	X	X
NO	0											
ABSTAIN	0											
ABSENT	2	X		X								

VI.F.2. Courtney Chris Hamilton RN154763 (Hemann)

Malloch moved, Johnson seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, to issue Notice of Charges.

VI.F.3. Karen Christine Robey LP045204 (Hemann)

Hemann addressed the Board and confirmed the receipt of additional information. Busby moved, Snider seconded, and it was unanimously carried to issue a Letter of Concern for the disorderly conduct conviction rendered in the Lake Havasu City Justice Court on April 8, 2011.

VI.F.4. Adrian Soto LP046950 (Hemann)
(aka: Soto Morando)

Busby moved, McCormies seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, to offer a Consent Agreement for 18 months probation to include a substance abuse evaluation by a Board approved PhD prepared evaluator with expertise in substance abuse to be completed within 45 days and to include the attached stipulations. If not signed with 30 days, issue a Notice of Charges

	VOTE	<u>Dalton</u> Member	<u>McCormies</u> Member	<u>Harrell</u> Member	<u>Johnson</u> Member	<u>Berrigan</u> Secretary	<u>Quinn</u> President	<u>Malloch</u> V. Pres.	<u>Feldman</u> Member	<u>Gutierrez</u> Member	<u>Snider</u> Member	<u>Busby</u> Member
YES	9		X		X	X	X	X	X	X	X	X
NO	0											
ABSTAIN	0											
ABSENT	2	X		X								

VI.F.5. Nicholas Thomas Venditti CNA1000009363 (Hemann)

Busby moved, Malloch seconded, and it was unanimously carried to issue a Letter of Concern for alleged boundary violation regarding inappropriate touching of an alert and oriented adult female resident while employed as a CNA at Glencroft Care Center in Glendale, Arizona on November 2, 2011.

VI.G.1. Clarissa Cardenas CNA Exam (Lester)

Johnson moved, Malloch seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, to deny certification.

VI.G.2. Jenna M. Coelho CNA Exam (Lester)

Berrigan moved, Gutierrez seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, to deny certification.

	VOTE	<u>Dalton</u> Member	<u>McCormies</u> Member	<u>Harrell</u> Member	<u>Johnson</u> Member	<u>Berrigan</u> Secretary	<u>Quinn</u> President	<u>Malloch</u> V. Pres.	<u>Feldman</u> Member	<u>Gutierrez</u> Member	<u>Snider</u> Member	<u>Busby</u> Member
YES	9		X		X	X	X	X	X	X	X	X
NO	0											
ABSTAIN	0											
ABSENT	2	X		X								

VI.G.3. Danny Gonzales CNA1000023078 (Lester)

Johnson moved, Snider seconded, and it was unanimously carried, continue the investigation to allow Respondent the opportunity to voluntarily obtain a psychological evaluation with emphasis on substance abuse with a Board approved PhD prepared evaluator with expertise in substance abuse, to include any additional testing deemed necessary by the evaluator, to be scheduled and completed within 45 days and return to the Board. If the evaluation is not completed, based upon the findings of fact and statute/rule violations identified in the investigative report, issue Notice of Charges.

	VOTE	<u>Dalton</u> Member	<u>McCormies</u> Member	<u>Harrell</u> Member	<u>Johnson</u> Member	<u>Berrigan</u> Secretary	<u>Quinn</u> President	<u>Malloch</u> V. Pres.	<u>Feldman</u> Member	<u>Gutierrez</u> Member	<u>Snider</u> Member	<u>Busby</u> Member
YES	9		X		X	X	X	X	X	X	X	X
NO	0											
ABSTAIN	0											
ABSENT	2	X		X								

VI.G.4. Crystal D. McGoodwin CNA999999422 (Lester)

Lester addressed the Board with additional information. McGoodwin was present and available for questions. Malloch moved, Berrigan seconded, and it was unanimously carried to continue the investigation to allow Respondent the opportunity to voluntarily obtain a psychological evaluation with emphasis on substance abuse with a Board approved PhD prepared evaluator with expertise in substance abuse, to include any additional testing deemed necessary by the evaluator, to be scheduled and completed within 60 days and return to the Board. If the evaluation is not completed, based upon the findings of fact and statute/rule violations identified in the investigative report, issue Notice of Charges.

	VOTE	<u>Dalton</u> Member	<u>McCormies</u> Member	<u>Harrell</u> Member	<u>Johnson</u> Member	<u>Berrigan</u> Secretary	<u>Quinn</u> President	<u>Malloch</u> V. Pres.	<u>Feldman</u> Member	<u>Gutierrez</u> Member	<u>Snider</u> Member	<u>Busby</u> Member
YES	9		X		X	X	X	X	X	X	X	X
NO	0											
ABSTAIN	0											
ABSENT	2	X		X								

VI.G.5. Heather M. Scholz CNA1000009400 (Lester)

Gutierrez moved, Snider seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, to issue Notice of Charges.

VI.G.6. Shawn M. Staggs CNA Exam (Lester)

Johnson moved, Berrigan seconded, and it was unanimously carried, continue the investigation to allow applicant the opportunity to voluntarily obtain a psychological evaluation with emphasis on substance abuse with a Board approved PhD prepared evaluator with expertise in substance abuse, to include any additional testing deemed necessary by the evaluator, to be scheduled and completed within 45 days and return to the Board. If the evaluation is not completed, based upon the findings of fact and statute/rule violations identified in the investigative report, deny certification.

	VOTE	<u>Dalton</u> Member	<u>McCormies</u> Member	<u>Harrell</u> Member	<u>Johnson</u> Member	<u>Berrigan</u> Secretary	<u>Quinn</u> President	<u>Malloch</u> V. Pres.	<u>Feldman</u> Member	<u>Gutierrez</u> Member	<u>Snider</u> Member	<u>Busby</u> Member
YES	9		X		X	X	X	X	X	X	X	X
NO	0											
ABSTAIN	0											
ABSENT	2	X		X								

VI.G.7. Alice Van Dyke CNA999947768 (Lester)

Snider moved, Gutierrez seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, to issue Notice of Charges.

VI.G.8. Nicole R. Garcia CNA999953212 (Lester)

Snider moved, McCormies seconded, and it was unanimously carried to issue a Letter of Concern for the January 7, 2009, conviction for a misdemeanor Driving Under the Influence to the Slightest Degree in Flagstaff Municipal Court in Flagstaff , Arizona and for failing to report the charges to the Board within ten days as required by the statutes and rules.

VI.H.1. Susan Jane Mincks RN129859 (Midkiff)

Malloch moved, Johnson seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, to offer a Consent Agreement for a Decree of Censure. If not signed within 30 days, issue Notice of Charges.

	VOTE	<u>Dalton</u> Member	<u>McCormies</u> Member	<u>Harrell</u> Member	<u>Johnson</u> Member	<u>Berrigan</u> Secretary	<u>Quinn</u> President	<u>Malloch</u> V. Pres.	<u>Feldman</u> Member	<u>Gutierrez</u> Member	<u>Snider</u> Member	<u>Busby</u> Member
YES	9		X		X	X	X	X	X	X	X	X
NO	0											
ABSTAIN	0											
ABSENT	2	X		X								

VI.H.2. Elaina Sue Thorp RN162091 (Midkiff)

Midkiff addressed the Board with additional information. Thorp was present and addressed the Board. Malloch moved, Gutierrez seconded, and it was unanimously carried, on determination of reasonable cause based on the facts alleged in the investigative report and any material presented at this Board meeting, at cost to the Board, to issue an Interim Order for a substance abuse evaluation to be completed by a Board approved psychiatrist and addictionologist, to include any additional testing deemed necessary by the evaluator and to include a hair sample for forensic testing at a Board approved facility, both to be completed within 60 days and then return to the Board. if the Interim Order is not completed, based upon the findings of fact and statute/rule violations identified in the investigative report, issue Notice of Charges and include the factual allegations and alleged violations for failure to comply with the Interim Order.

	VOTE	<u>Dalton</u> Member	<u>McCormies</u> Member	<u>Harrell</u> Member	<u>Johnson</u> Member	<u>Berrigan</u> Secretary	<u>Quinn</u> President	<u>Malloch</u> V. Pres.	<u>Feldman</u> Member	<u>Gutierrez</u> Member	<u>Snider</u> Member	<u>Busby</u> Member
YES	9		X		X	X	X	X	X	X	X	X
NO	0											
ABSTAIN	0											
ABSENT	2	X		X								

VI.I.6. Heather Amanda Pearson RN Exam (Monas)

Pearson was present and addressed the Board. Gutierrez moved, Malloch seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, upon meeting all requirements and signing a Consent Agreement for a \$250 Civil Penalty, to grant licensure. If not signed within 30 days, deny licensure.

	VOTE	<u>Dalton</u> Member	<u>McCormies</u> Member	<u>Harrell</u> Member	<u>Johnson</u> Member	<u>Berrigan</u> Secretary	<u>Quinn</u> President	<u>Malloch</u> V. Pres.	<u>Feldman</u> Member	<u>Gutierrez</u> Member	<u>Snider</u> Member	<u>Busby</u> Member
YES	9		X		X	X	X	X	X	X	X	X
NO	0											
ABSTAIN	0											
ABSENT	2	X		X								

VI.I.7. Trent Louis Trisoliere CNA Exam (Monas)

Trisoliere was present and available for questions. Malloch moved, Gutierrez seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, upon meeting all requirements and signing a Consent Agreement for a \$100 Civil

Penalty, to grant certification. If not signed within 30 days or payment not received within 60 days, deny certification.

	VOTE	<u>Dalton</u> Member	<u>McCormies</u> Member	<u>Harrell</u> Member	<u>Johnson</u> Member	<u>Berrigan</u> Secretary	<u>Quinn</u> President	<u>Malloch</u> V. Pres.	<u>Feldman</u> Member	<u>Gutierrez</u> Member	<u>Snider</u> Member	<u>Busby</u> Member
YES	9		X		X	X	X	X	X	X	X	X
NO	0											
ABSTAIN	0											
ABSENT	2	X		X								

VI.I.10. Traci Jane Sonney TRN171393 (Monas)
(aka: Lehman)

Sonney was present and available for questions. Malloch moved, Johnson seconded, and it was unanimously carried to continue the investigation to allow Sonney the opportunity to voluntarily obtain a psychological evaluation, to include a substance abuse evaluation, with a Board approved licensed psychologist, and to include any additional testing deemed necessary by the evaluator, to be scheduled and completed within 45 days and then return to the Board. If the evaluation is not completed, based upon the findings of fact and statute/rule violations identified in the investigative report, deny licensure. In addition, extend Sonney’s temporary license, # TRN171393, which expires on May 17, 2012, until the May 2012 Board meeting on May 22, 2012.

	VOTE	<u>Dalton</u> Member	<u>McCormies</u> Member	<u>Harrell</u> Member	<u>Johnson</u> Member	<u>Berrigan</u> Secretary	<u>Quinn</u> President	<u>Malloch</u> V. Pres.	<u>Feldman</u> Member	<u>Gutierrez</u> Member	<u>Snider</u> Member	<u>Busby</u> Member
YES	9		X		X	X	X	X	X	X	X	X
NO	0											
ABSTAIN	0											
ABSENT	2	X		X								

VI.J.6. Melissa Victoria Still RN Exam (Olson)
(aka: Wilson)

Olson addressed the Board with additional information. Still was present and addressed the Board. Busby moved, Snider seconded, and it was unanimously carried to grant licensure upon meeting all requirements, and issue a Letter of Concern for the November 4, 2005, guilty plea to the charge of conspiracy, a felony, in the Cascade County District Court in Cascade County, Montana, resulting in an Order of Deferral, terms of which she completed, and on September 15, 2008, the charge was dismissed, and her admitted history of chemical dependency.

VI.K.3. Steve Joseph Csanyi RN150987; LP036631 (Parlin)

Csanyi was present and addressed the Board. Malloch moved, Gutierrez seconded, and it was unanimously carried to issue a Letter of Concern for the March 22, 2011, charge of Domestic Violence Assault in Scottsdale, Arizona, which was timely reported to the Board.

VI.K.4. Adella Marie Deharo RN133674 (Parlin)

Deharo was present and addressed the Board. Berrigan moved, McCormies seconded, and it was unanimously carried to continue the investigation to allow Respondent the opportunity to voluntarily obtain a substance abuse evaluation to be completed by a Board approved licensed psychologist and to include any additional testing deemed necessary by the evaluator, to be scheduled and completed within 45 days and then return to the Board. If evaluation is not completed, issue Notice of Charges.

	VOTE	<u>Dalton</u> Member	<u>McCormies</u> Member	<u>Harrell</u> Member	<u>Johnson</u> Member	<u>Berrigan</u> Secretary	<u>Quinn</u> President	<u>Malloch</u> V. Pres.	<u>Feldman</u> Member	<u>Gutierrez</u> Member	<u>Snider</u> Member	<u>Busby</u> Member
YES	9		X		X	X	X	X	X	X	X	X
NO	0											
ABSTAIN	0											
ABSENT	2	X		X								

VI.K.5. Lillian Kay Gilmore RN166543; CNA1000016954 (Parlin)

Gilmore was present and addressed the Board. Malloch moved, Feldman seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, to offer a Consent Agreement for a Decree of Censure. If not signed within 30 days, issue Notice of Charges.

	VOTE	Dalton Member	McCormies Member	Harrell Member	Johnson Member	Berrigan Secretary	Quinn President	Malloch V. Pres.	Feldman Member	Gutierrez Member	Snider Member	Busby Member
YES	9		X		X	X	X	X	X	X	X	X
NO	0											
ABSTAIN	0											
ABSENT	2	X		X								

VI.K.7. Candace Sharae Lee RN146535 (Parlin)

Lee was present and addressed the Board. Gutierrez moved, Malloch seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, to offer a Consent Agreement for a \$250 Civil Penalty. If not signed within 30 days, issue Notice of Charges.

	VOTE	Dalton Member	McCormies Member	Harrell Member	Johnson Member	Berrigan Secretary	Quinn President	Malloch V. Pres.	Feldman Member	Gutierrez Member	Snider Member	Busby Member
YES	9		X		X	X	X	X	X	X	X	X
NO	0											
ABSTAIN	0											
ABSENT	2	X		X								

VI.K.8. Cathy E. Sanabria RN094273 (Parlin)

Sanabria was present and addressed the Board. Malloch moved, Berrigan seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, to issue Notice of Charges.

VI.K.9. Chelsea Lynn Hope Sledge RN163585 (Parlin)

Sledge was present and addressed the Board. Feldman moved, Johnson seconded, based upon the findings of fact and statute/rule violations identified in the investigative report, to offer a Consent Agreement for a Decree of Censure. If not signed within 30 days, issue Notice of Charges. After discussion the motion carried with five in favor and four opposed.

	VOTE	Dalton Member	McCormies Member	Harrell Member	Johnson Member	Berrigan Secretary	Quinn President	Malloch V. Pres.	Feldman Member	Gutierrez Member	Snider Member	Busby Member
YES	5		X		X		X	X	X			
NO	4					X				X	X	X
ABSTAIN	0											
ABSENT	2	X		X								

Malloch left the meeting at 11:09 a.m. and returned at 11:11 a.m.

VII. Board Reports for Discussion, Information, Staff Direction and/or Decision

VII.A. Executive Directors Report – Ridenour

VII.A.2. Update on 2012 Legislative Session/Bills Impacting Nursing Regulation; Senate Bill 1002 – Continuation of Arizona State Board of Nursing; Senate Bill 1362 CRNA’s & Other Legislation – Harris/Ridenour

Legislative liaison for the Board, Greg Harris, offered updates on 2012 legislative session and Bills impacting nursing regulation. Items reported on and discussed:

- The Governor signature of SB 1002, ten year continuation of the Board of Nursing
- SB 1010 giving the Board’s Executive Director the authority to issue Interim Orders is moving through the process
- SB 1362 CRNA authority passed through the Senate and is moving to the House

- SB 1189 regarding the ability of nurses to move from state to state in emergency situations needs re-work and was withdrawn from this session.
- SB 1188 Statute of Limitations for the Medical Board regarding the length of time allowed for cases to come before the Board and the possibility of the Bill affecting this Board.

The meeting recessed at 11:25 a.m. for the purpose of moving to the March 20, 2012, 11:00 a.m. Special Board meeting, and reconvened at 11:31 a.m.

Feldman left the meeting at 11:31 a.m. and returned at 11:33 a.m.

IX. Dialogue with Nursing Students

The Board members and staff dialogued with Northern Arizona University, Eastern Arizona College and Maricopa Skills Center Nursing Students regarding Board functions, policies and procedures. Questions were asked on Notice of Charges clarification, length of time Letters of Concern or disciplines stay on a person’s record, what would determine if a person was charged a Civil Penalty or not, where the money goes for payment of Civil Penalties and process of Notice of Charges.

VI. RN/LPN/CNA Investigative Reports

VI.N.3. Jennifer Lynn O’Rourke LP Exam (Rappoport)

O’Rourke was present and addressed the Board. Malloch moved, Berrigan seconded, and it was unanimously carried, based upon the information contained in the investigative report, to grant licensure.

VI.O.1. Katherine Jennifer Auer CNA Exam (Richter)

Auer was present and addressed the Board. Malloch moved, Berrigan seconded, and it was unanimously carried to continue the investigation to allow applicant the opportunity to obtain a psychological evaluation with an emphasis on substance abuse and/or chemical dependency issues to be completed by a Board approved PhD prepared evaluator, and to include any additional testing deemed necessary by the evaluator, to be scheduled and completed within 60 days and then return to the Board. If the evaluation is not completed, based upon the findings of fact and statute/rule violations identified in the investigative report, deny certification.

	VOTE	<u>Dalton</u> Member	<u>McCormies</u> Member	<u>Harrell</u> Member	<u>Johnson</u> Member	<u>Berrigan</u> Secretary	<u>Quinn</u> President	<u>Malloch</u> V. Pres.	<u>Feldman</u> Member	<u>Gutierrez</u> Member	<u>Snider</u> Member	<u>Busby</u> Member
YES	9		X		X	X	X	X	X	X	X	X
NO	0											
ABSTAIN	0											
ABSENT	2	X		X								

VI.O.4. Shannon Marie Bedore CNA Exam (Richter)

Bedore was present and addressed the Board. Busby moved, Snider seconded, and after discussion it was unanimously carried, upon meeting all certification requirements, grant certification and issue a Letter of Concern for the misdemeanor convictions on November 29, 1995 in Snellville (Georgia) Municipal Court for DUI; on July 21, 2009 in the Superior Court of California, County of Sacramento for DUI, and for failing to disclose the 1995 offense in Snellville, Georgia to the Board.

VI.S.1. Dumebi Uchendu RN148845 (Bontrager)

Bontrager addressed the Board with additional information. Uchendu was present and addressed the Board. Malloch moved, Berrigan seconded, to accept the signed Consent Agreement for a \$250 Civil Penalty for offering an altered document for validation of lawful presence; i.e. removal of the date of birth. The motion carried with seven in favor and two opposed.

	VOTE	<u>Dalton</u> Member	<u>McCormies</u> Member	<u>Harrell</u> Member	<u>Johnson</u> Member	<u>Berrigan</u> Secretary	<u>Quinn</u> President	<u>Malloch</u> V. Pres.	<u>Feldman</u> Member	<u>Gutierrez</u> Member	<u>Snider</u> Member	<u>Busby</u> Member
YES	7		X		X	X	X	X		X	X	
NO	2								X			X
ABSTAIN	0											
ABSENT	2	X		X								

The meeting recessed at 12:13 p.m. and reconvened at 1:04 p.m.

VI.O.9. Edward Espino, Jr. RN Exam (Richter)

Espino was present and addressed the Board. Malloch moved, Gutierrez seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, upon meeting all requirements and signing a Consent Agreement for a Decree of Censure, to grant licensure. If not signed within 30 days, deny licensure.

	VOTE	<u>Dalton</u> Member	<u>McCormies</u> Member	<u>Harrell</u> Member	<u>Johnson</u> Member	<u>Berrigan</u> Secretary	<u>Quinn</u> President	<u>Malloch</u> V. Pres.	<u>Feldman</u> Member	<u>Gutierrez</u> Member	<u>Snider</u> Member	<u>Busby</u> Member
YES	9		X		X	X	X	X	X	X	X	X
NO	0											
ABSTAIN	0											
ABSENT	2	X		X								

VI.O.13. Refugio Tecun Lopez CNA999949302 (Richter)

Lopez was present and addressed the Board. Berrigan moved, Snider seconded, based upon the findings of fact and statute/rule violations identified in the investigative report, to offer a Consent Agreement for a Decree of Censure. If not signed within 30 days, issue Notice of Charges. The motion carried with seven in favor and one opposed.

	VOTE	<u>Dalton</u> Member	<u>McCormies</u> Member	<u>Harrell</u> Member	<u>Johnson</u> Member	<u>Berrigan</u> Secretary	<u>Quinn</u> President	<u>Malloch</u> V. Pres.	<u>Feldman</u> Member	<u>Gutierrez</u> Member	<u>Snider</u> Member	<u>Busby</u> Member
YES	7		X		X	X	X	X		X	X	
NO	1								X			
ABSTAIN	0											
ABSENT	3	X		X								X

**VI.O.18. Linda Kay Privette RN Endorsement (Richter)
(aka: Aldridge; Stallman; Bobier)**

Richter addressed the Board and confirmed the receipt of additional information. Privette was present and addressed the Board. Malloch moved, Gutierrez seconded, and it was unanimously carried to grant licensure upon meeting all requirements and issue a Letter of Concern for the September 2009 misdemeanor conviction in the 86th Judicial District Court, the State of Michigan, for Operating While Impaired.

VI.O.20. James Oliver Tabron CNA596448969 (Richter)

Johnson moved, Berrigan seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, to offer a Consent Agreement for a \$150 Civil Penalty. If not signed within 30 days, issue Notice of Charges.

	VOTE	<u>Dalton</u> Member	<u>McCormies</u> Member	<u>Harrell</u> Member	<u>Johnson</u> Member	<u>Berrigan</u> Secretary	<u>Quinn</u> President	<u>Malloch</u> V. Pres.	<u>Feldman</u> Member	<u>Gutierrez</u> Member	<u>Snider</u> Member	<u>Busby</u> Member
YES	8		X		X	X	X	X	X	X	X	
NO	0											
ABSTAIN	0											
ABSENT	3	X		X								X

VI.O.24. Cara Alyssa Thorn CNA Exam (Richter)

Thorne was present, telephonically, and addressed the Board. McCormies moved, Johnson seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, upon meeting all certification requirements and signing a Consent Agreement for a 24

month Stayed Revocation, with attached stipulations, to grant certification. If not signed within 30 days, deny reissuance of certification.

	VOTE	Dalton Member	McCormies Member	Harrell Member	Johnson Member	Berrigan Secretary	Quinn President	Malloch V. Pres.	Feldman Member	Gutierrez Member	Snider Member	Busby Member
YES	8		X		X	X	X	X	X	X	X	
NO	0											
ABSTAIN	0											
ABSENT	3	X		X								X

VI.P.1. Charles Leopold Brammer CNA1000011024 (Sage)

Brammer was present and available for questions. Gutierrez moved, Johnson seconded, and after discussion it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, to offer a Consent Agreement for 12 months stayed revocation with stipulations to include a psychological evaluation for potential sexual misconduct. If not signed within 30 days, issue Notice of Charges.

	VOTE	Dalton Member	McCormies Member	Harrell Member	Johnson Member	Berrigan Secretary	Quinn President	Malloch V. Pres.	Feldman Member	Gutierrez Member	Snider Member	Busby Member
YES	8		X		X	X	X	X	X	X	X	
NO	0											
ABSTAIN	0											
ABSENT	3	X		X								X

VI.P.10. Cassie Annealyce Matherson LP047012 (Sage)

Matherson was present and addressed the Board.

Busby returned to the Board at 1:32 p.m.

Malloch moved, Berrigan seconded, based upon the findings of fact and statute/rule violations identified in the investigative report, to offer a Consent Agreement for 24 months standard probation including the attached stipulations amended to include: nursing ethics course, and Respondent is allowed to complete the terms of probation in the State of Washington upon written receipt of approval from the Washington Board of Nursing. If not signed within 30 days, issue Notice of Charges. The motion carried with eight in favor and one abstained.

	VOTE	Dalton Member	McCormies Member	Harrell Member	Johnson Member	Berrigan Secretary	Quinn President	Malloch V. Pres.	Feldman Member	Gutierrez Member	Snider Member	Busby Member
YES	8		X		X	X	X	X	X	X	X	
NO	0											
ABSTAIN	1											X
ABSENT	2	X		X								

VI.Q.5. Janice Renee Laning RN114529 (Torrez)

Laning was present and available for questions. Malloch moved, Berrigan seconded, and it was unanimously carried to issue a Letter of Concern for discontinuing an intravenous drip of Dopamine and allegedly failing to notify the nurse assigned to the care of patient L. B. that she had discontinued the Dopamine drip on August 19, 2011, while employed at Banner Baywood Medical Center in Mesa, Arizona.

VI.Q.7. Ciro Angel Bilbao RN140695 (Torrez)

Torrez addressed the Board with additional information. Bilbao was present and addressed the Board. Malloch moved, Snider seconded, and it was unanimously carried to issue a Letter of Concern for failing to notify the staff on the 5th floor where patients are monitored once patient C. M. was admitted to the Telemetry unit on the 2nd floor, and documenting that the patient had normal sinus rhythm at 0100 and at 0500 on August 23, 2011, when you did not have a record that reflected the normal sinus rhythm, while employed at Banner Boswell Medical Center in Sun City, Arizona.

The Board directed staff to contact the facility regarding their information structure.

VI.Q.8. Deborah L. Lyon RN049267 (Torrez)
(aka: Ryan; Besh)

Lyon was present and available for questions. Malloch moved, Johnson seconded, and it was unanimously carried to dismiss the complaint.

VI.Q.11. Joann Roberta Chrisler LP045764 (Torrez)

Torrez addressed the Board with additional information. Chrisler was present and addressed the Board. McCormies moved, Johnson seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, to offer a Consent Agreement for 24 months probation including the attached stipulations, amended to include: on site supervision allowed only at Westminster Village and Pueblo Norte. If not signed within 30 days, issue Notice of Charges.

	VOTE	Dalton Member	McCormies Member	Harrell Member	Johnson Member	Berrigan Secretary	Quinn President	Malloch V. Pres.	Feldman Member	Gutierrez Member	Snider Member	Busby Member
YES	9		X		X	X	X	X	X	X	X	X
NO	0											
ABSTAIN	0											
ABSENT	2	X		X								

VI.Q.13. Sharon D. Peckinpaugh RN094546; CNA449486103 (Torrez)

Torrez addressed the Board with additional information. Peckinpaugh was present and addressed the Board. Busby moved, Malloch seconded, based upon the findings of fact and statute/rule violations identified in the investigative report, to offer a Consent Agreement for a Decree of Censure. If not signed within 30 days, issue Notice of Charges. After discussion, the motion failed with five opposed and four in favor.

	VOTE	Dalton Member	McCormies Member	Harrell Member	Johnson Member	Berrigan Secretary	Quinn President	Malloch V. Pres.	Feldman Member	Gutierrez Member	Snider Member	Busby Member
YES	4						X	X		X		X
NO	5		X		X	X			X		X	
ABSTAIN	0											
ABSENT	2	X		X								

Johnson moved, Feldman seconded, based upon the findings of fact and statute/rule violations identified in the investigative report, to offer a Consent Agreement for 24 months probation including the attached stipulations. If not signed within 30 days, issue Notice of Charges. After discussion Johnson amended the motion to include: on site supervision. Feldman concurred. The motion carried with eight in favor and one opposed.

	VOTE	Dalton Member	McCormies Member	Harrell Member	Johnson Member	Berrigan Secretary	Quinn President	Malloch V. Pres.	Feldman Member	Gutierrez Member	Snider Member	Busby Member
YES	8		X		X	X	X		X	X	X	X
NO	1							X				
ABSTAIN	0											
ABSENT	2	X		X								

VI.Q.14. Patricia Martin Kent RN145946; LP035081; CNA843636803(Torrez)

Kent was present, telephonically, and addressed the Board. Johnson moved, Gutierrez seconded, and it was unanimously carried to issue a Letter of Concern for changing a prescription written by the doctor for Oxycodone 10 mg. to Oxycodone 5 mg. after the patient informed her that the pharmacy could not fill the prescription because the Oxycodone was only available in 5 mg. tablets on or about October 2011, while employed at Banner Health Page Hospital in Page, Arizona.

VI.Q.16. Dawn Angela Lawson RN101423; LP000032875 (Torrez)

Torrez addressed the Board with additional information. Lawson was present, telephonically, and addressed the Board. Malloch moved, Johnson seconded, to continue the investigation to allow Respondent to voluntarily undergo a substance abuse evaluation to be completed by a Board approved PhD prepared evaluator and to include any additional testing deemed necessary by the evaluator to be

VI.T.1. Erica Llamas CNA1000026683; LP Applicant (Smith)

Llamas was present and available for questions. Malloch moved, Berrigan seconded, and it was unanimously carried, upon receipt of phone records, if no evidence exists that Llamas used her cell phone for placement of calls, sending or receiving text messages and /or internet browsing while on break or during the taking of the examination, reauthorize Llamas to take the NCLEX-PN examination. If evidence exists that Llamas used her cell phone for placement of calls, sending or receiving text messages and /or internet browsing while on break or during the taking of the examination, deny re-authorization to test.

	VOTE	<u>Dalton</u> Member	<u>McCormies</u> Member	<u>Harrell</u> Member	<u>Johnson</u> Member	<u>Berrigan</u> Secretary	<u>Quinn</u> President	<u>Malloch</u> V. Pres.	<u>Feldman</u> Member	<u>Gutierrez</u> Member	<u>Snider</u> Member	<u>Busby</u> Member
YES	9		X		X	X	X	X	X	X	X	X
NO	0											
ABSTAIN	0											
ABSENT	2	X		X								

VI.O.21. Natalie Nicole Taylor CNA Endorsement (Richter)

Taylor was present and addressed the Board. Busby moved, McCormies seconded, and after discussion it was unanimously carried to continue the investigation to allow applicant the opportunity to obtain a psychological evaluation with an emphasis on substance abuse and/or chemical dependency to be completed by a Board approved PhD prepared evaluator, and to include any additional testing deemed necessary by the evaluator, to be scheduled and completed with 45 days and then return to the Board. If the evaluation is not completed, based upon the findings of fact and statute/rule violations identified in the investigative report, deny certification.

	VOTE	<u>Dalton</u> Member	<u>McCormies</u> Member	<u>Harrell</u> Member	<u>Johnson</u> Member	<u>Berrigan</u> Secretary	<u>Quinn</u> President	<u>Malloch</u> V. Pres.	<u>Feldman</u> Member	<u>Gutierrez</u> Member	<u>Snider</u> Member	<u>Busby</u> Member
YES	9		X		X	X	X	X	X	X	X	X
NO	0											
ABSTAIN	0											
ABSENT	2	X		X								

The meeting recessed at 2:57 p.m. and reconvened at 3:13 p.m.

VI.R.1. Zazu G. Banashley-Ramos CNA049491803 (VandenBerg)

Malloch moved, Berrigan seconded, and it was unanimously carried to issue a Letter of Concern for the charge of Criminal Damage on or about September 12, 1998, in Phoenix, Arizona, the charge of Aggravated Assault and Burglary on or about June 15, 1999, in Phoenix, Arizona, and the charge and conviction by the Arcadia Biltmore Justice Court for Issuing A Bad Check, on or about November 20, 2008, in Phoenix, Arizona.

VI.R.2. Barbara Joanna Debska RN Endorsement (VandenBerg)

VandenBerg addressed the Board with additional information. Debska was present, telephonically, and addressed the Board.

Busby returned to the meeting at 3:22 p.m.

Malloch moved, Quinn seconded, based upon the findings of fact and statute/rule violations identified in the investigative report, upon meeting all licensure requirements and signing Consent Agreement for a Decree of Censure, to grant licensure. If not signed within 30 days, deny licensure. The motion carried with eight in favor and one abstained.

	VOTE	<u>Dalton</u> Member	<u>McCormies</u> Member	<u>Harrell</u> Member	<u>Johnson</u> Member	<u>Berrigan</u> Secretary	<u>Quinn</u> President	<u>Malloch</u> V. Pres.	<u>Feldman</u> Member	<u>Gutierrez</u> Member	<u>Snider</u> Member	<u>Busby</u> Member
YES	8		X		X	X	X	X	X	X	X	
NO	0											
ABSTAIN	1											X
ABSENT	2	X		X								

VI.R.5. Dorthina Mae Howe CNA Exam (VandenBerg)

Johnson moved, McCormies seconded, and it was unanimously carried to continue the investigation to allow Howe the opportunity to voluntarily obtain a psychological evaluation, to include a substance abuse evaluation, by a Board approved licensed psychologist, and to include any additional testing deemed necessary by the evaluator, to be scheduled and completed within 45 days and then return to the Board. If the evaluation is not completed, based upon the findings of fact and statute/rule violations identified in the investigative report, deny CNA applicant.

	VOTE	<u>Dalton</u> Member	<u>McCormies</u> Member	<u>Harrell</u> Member	<u>Johnson</u> Member	<u>Berrigan</u> Secretary	<u>Quinn</u> President	<u>Malloch</u> V. Pres.	<u>Feldman</u> Member	<u>Gutierrez</u> Member	<u>Snider</u> Member	<u>Busby</u> Member
YES	9		X		X	X	X	X	X	X	X	X
NO	0											
ABSTAIN	0											
ABSENT	2	X		X								

VI.R.6. Richard Adrian Reeves LP039683 (VandenBerg)

Reeves was present, telephonically, and available for questions. Johnson moved, Gutierrez seconded, and it was unanimously carried to issue a Letter of Concern for the charges from 2006 through 2010, with Marana Police Department, Tucson Police Department and Pima County Sheriff’s Office and for violating a restraining order and for failing to report the charges to the Board within ten days as required by the statutes and rules.

VI.R.7. Danika Mattie Salah CNA100002882 (VandenBerg)

Johnson moved, Berrigan seconded, and it was unanimously carried to issue a Letter of Concern for the arrest and charge for Disorderly Conduct/Domestic Violence and Assault/Domestic Violence, which occurred on or about May 22, 2011, which resulted in a dismissal by the Maricopa Municipal Court, on or about January 04, 2012, for completing a Diversion Program, and for failing to report the charges to the Board within ten days as required by the statutes and rules.

VI.R.9. Nadine R. Daniels CNA072275353 (VandenBerg)

An attempt was made to contact Daniels telephonically and a message was left that the Board would move forward with the case. Malloch moved, McCormies seconded, and it was unanimously carried to issue a Letter of Concern for being terminated for making inappropriate comments to resident and patient D.G., while employed at Sierra Blanca in Lakeside, Arizona, in or about June 2011.

VI.L.1. Charlotte Denise Shores RN151076 (Pendergast)

Shores was present, telephonically, and available for questions. Johnson moved, Quinn seconded, and it was unanimously carried to continue the investigation to allow Respondent the opportunity to voluntarily obtain an evaluation to be completed by a Board approved addictionologist and to include any additional testing deemed necessary by the evaluator, to be scheduled and completed within 45 days and then return to the Board.

	VOTE	<u>Dalton</u> Member	<u>McCormies</u> Member	<u>Harrell</u> Member	<u>Johnson</u> Member	<u>Berrigan</u> Secretary	<u>Quinn</u> President	<u>Malloch</u> V. Pres.	<u>Feldman</u> Member	<u>Gutierrez</u> Member	<u>Snider</u> Member	<u>Busby</u> Member
YES	9		X		X	X	X	X	X	X	X	X
NO	0											
ABSTAIN	0											
ABSENT	2	X		X								

VI.I.1. Lindsay Anne Farnworth RN Exam (Monas)

Monas addressed the Board and confirmed the receipt of additional information. Busby moved, Snider seconded, and it was unanimously carried based upon the findings of fact and statute/rule violations identified in the investigative report, upon signing a Consent Agreement for 6 months probation including the attached stipulations, to grant licensure. If not signed within 30 days, deny licensure.

	VOTE	<u>Dalton</u> Member	<u>McCormies</u> Member	<u>Harrell</u> Member	<u>Johnson</u> Member	<u>Berrigan</u> Secretary	<u>Quinn</u> President	<u>Malloch</u> V. Pres.	<u>Feldman</u> Member	<u>Gutierrez</u> Member	<u>Snider</u> Member	<u>Busby</u> Member
YES	9		X		X	X	X	X	X	X	X	X
NO	0											
ABSTAIN	0											
ABSENT	2	X		X								

VI.I.2. Brandon Lee King RN Exam (Monas)

Monas addressed the Board with additional information. Busby moved, McCormies seconded, and it was unanimously carried to continue the investigation to allow King the opportunity to voluntarily obtain a psychological evaluation, to include an anger management and substance abuse evaluation, by a Board approved licensed psychologist, and to include any additional testing deemed necessary by the evaluator, to be scheduled and completed within 45 days and then return to the Board. If the evaluation is not completed, based upon the findings of fact and statute/rule violations identified in the investigative report, deny licensure.

	VOTE	<u>Dalton</u> Member	<u>McCormies</u> Member	<u>Harrell</u> Member	<u>Johnson</u> Member	<u>Berrigan</u> Secretary	<u>Quinn</u> President	<u>Malloch</u> V. Pres.	<u>Feldman</u> Member	<u>Gutierrez</u> Member	<u>Snider</u> Member	<u>Busby</u> Member
YES	9		X		X	X	X	X	X	X	X	X
NO	0											
ABSTAIN	0											
ABSENT	2	X		X								

VI.I.3. Marcella Maria Kovats CNA Endorsement (Monas)

Monas addressed the Board with additional information. Busby moved, Gutierrez seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, to deny certification.

	VOTE	<u>Dalton</u> Member	<u>McCormies</u> Member	<u>Harrell</u> Member	<u>Johnson</u> Member	<u>Berrigan</u> Secretary	<u>Quinn</u> President	<u>Malloch</u> V. Pres.	<u>Feldman</u> Member	<u>Gutierrez</u> Member	<u>Snider</u> Member	<u>Busby</u> Member
YES	9		X		X	X	X	X	X	X	X	X
NO	0											
ABSTAIN	0											
ABSENT	2	X		X								

VI.I.4. Kristy Marie Lupe CNA Exam (Monas) (aka: Cody)

Busby moved, Feldman seconded, based upon the findings of fact and statute/rule violations identified in the investigative report, upon meeting all requirements, signing a Consent Agreement for a \$50 Civil Penalty and payment of the Civil Penalty, to grant certification. If not signed within 30 days or payment not received within 60 days, deny certification. After discussion the motion failed with seven opposed and two in favor.

	VOTE	<u>Dalton</u> Member	<u>McCormies</u> Member	<u>Harrell</u> Member	<u>Johnson</u> Member	<u>Berrigan</u> Secretary	<u>Quinn</u> President	<u>Malloch</u> V. Pres.	<u>Feldman</u> Member	<u>Gutierrez</u> Member	<u>Snider</u> Member	<u>Busby</u> Member
YES	2								X			X
NO	7		X		X	X	X	X		X	X	
ABSTAIN	0											
ABSENT	2	X		X								

McCormies moved, Berrigan seconded, to continue the investigation to allow Lupe the opportunity to voluntarily obtain a psychological evaluation, to include a substance abuse evaluation, by a Board approved licensed psychologist, and to include any additional testing deemed necessary by the evaluator, to be scheduled and completed within 45 days and then return to the Board. If the evaluation is not completed, based upon the findings of fact and statute/rule violations identified in the investigative report, deny certification. The motion carried with seven in favor and two opposed.

	VOTE	<u>Dalton</u> Member	<u>McCormies</u> Member	<u>Harrell</u> Member	<u>Johnson</u> Member	<u>Berrigan</u> Secretary	<u>Quinn</u> President	<u>Malloch</u> V. Pres.	<u>Feldman</u> Member	<u>Gutierrez</u> Member	<u>Snider</u> Member	<u>Busby</u> Member
YES	7		X		X	X	X	X		X	X	
NO	2								X			X
ABSTAIN	0											
ABSENT	2	X		X								

VI.I.5. Carolyn Marie Mitchell CNA999989370 (Monas)
(aka: Roebuck)

Monas addressed the Board with an addition to the findings of fact to add fact #7, failure to notify the Board of a change of address. Johnson moved, Berrigan seconded, and it was unanimously carried, based upon the amended findings of fact and statute/rule violations identified in the investigative report, to issue Notice of Charges.

VI.I.8. Theyve Tsingine CNA Exam (Monas)
(aka: Thurman Dave Susan II)

Johnson moved, Berrigan seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, to deny certification.

	VOTE	Dalton Member	McCormies Member	Harrell Member	Johnson Member	Berrigan Secretary	Quinn President	Malloch V. Pres.	Feldman Member	Gutierrez Member	Snider Member	Busby Member
YES	9		X		X	X	X	X	X	X	X	X
NO	0											
ABSTAIN	0											
ABSENT	2	X		X								

VI.I.9. Stephanie Irene Williams LP Endorsement (Monas)

Gutierrez moved, Snider seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, to deny licensure.

	VOTE	Dalton Member	McCormies Member	Harrell Member	Johnson Member	Berrigan Secretary	Quinn President	Malloch V. Pres.	Feldman Member	Gutierrez Member	Snider Member	Busby Member
YES	9		X		X	X	X	X	X	X	X	X
NO	0											
ABSTAIN	0											
ABSENT	2	X		X								

VI.J.4. Meara Beck Scheuler RN Exam; CNA1000018678 (Olson)
(aka: Priddy; Eichart)

Olson addressed the Board and confirmed the receipt of additional information. Busby moved, Snider seconded, and it was unanimously carried to accept the signed Consent Agreement for a \$250 Civil Penalty, which is based upon the findings of fact and statute/rule violations identified in the investigative report, and upon meeting all licensure requirements, and grant licensure.

	VOTE	Dalton Member	McCormies Member	Harrell Member	Johnson Member	Berrigan Secretary	Quinn President	Malloch V. Pres.	Feldman Member	Gutierrez Member	Snider Member	Busby Member
YES	9		X		X	X	X	X	X	X	X	X
NO	0											
ABSTAIN	0											
ABSENT	2	X		X								

VI.J.5. Tracey Lyn Nutter RN Endorsement (Olson)

Olson addressed the Board and confirmed the receipt of additional information. Johnson moved, Berrigan seconded, and it was unanimously carried to accept the signed Consent Agreement for a \$250 Civil Penalty which is based upon the findings of fact and statute/rule violations identified in the investigative report, and upon meeting all requirements, grant licensure

	VOTE	Dalton Member	McCormies Member	Harrell Member	Johnson Member	Berrigan Secretary	Quinn President	Malloch V. Pres.	Feldman Member	Gutierrez Member	Snider Member	Busby Member
YES	9		X		X	X	X	X	X	X	X	X
NO	0											
ABSTAIN	0											
ABSENT	2	X		X								

VI.J.7. Breianna Young RN Endorsement (Olson)

Olson addressed the Board with additional information. Busby moved, Gutierrez seconded, and it was unanimously carried to grant licensure upon meeting all requirements, and issue a Letter of Concern for diverting an Ambien tablet for personal use from her employer, St. Mary's Regional Medical Center in

Nevada, in 2009, while on duty as a registered nurse, and for resulting March 10, 2010, Agreement for Reprimand No. 0109-10C, and disciplinary action, by the Nevada Board of Nursing.

VI.J.9. Edward Hugh Dawahoya CNA999991375 (Olson)
(aka: Hugh Dawahoya; Edward Lomahoema)

Olson addressed the Board with additional information. Malloch moved, Berrigan seconded, and it was unanimously carried, for complaints #1, 2, & 3, making a finding of reasonable cause, based upon the allegations in the investigative report and at cost to the Board, to issue an Interim Order for a psychosexual misconduct evaluation to be completed by a Board approved licensed psychologist with expertise in professional sexual misconduct, and to include any additional testing deemed necessary by the evaluator, to be completed with 45 days and then return to the Board. If the Interim Order is not completed, based upon the findings of fact and statute/rule violations identified in the investigative report, issue Notice of Charges and include the factual allegations and alleged violations for failure to comply with the Interim Order.

	VOTE	Dalton Member	McCormies Member	Harrell Member	Johnson Member	Berrigan Secretary	Quinn President	Malloch V. Pres.	Feldman Member	Gutierrez Member	Snider Member	Busby Member
YES	9		X		X	X	X	X	X	X	X	X
NO	0											
ABSTAIN	0											
ABSENT	2	X		X								

VI.K.1. Wendy Arevalo CNA100000245 (Parlin)

Gutierrez moved, Snider seconded, and after discussion it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, to offer a Consent Agreement for a \$150 Civil Penalty. If not signed within 30 days, issue Notice of Charges.

	VOTE	Dalton Member	McCormies Member	Harrell Member	Johnson Member	Berrigan Secretary	Quinn President	Malloch V. Pres.	Feldman Member	Gutierrez Member	Snider Member	Busby Member
YES	9		X		X	X	X	X	X	X	X	X
NO	0											
ABSTAIN	0											
ABSENT	2	X		X								

VI.K.2. Peary Allen Brown RN105646 (Parlin)

Quinn moved, McCormies seconded, and it was unanimously carried to continue the investigation to allow respondent the opportunity to voluntarily obtain a psychological evaluation with a Board approved PhD evaluator with expertise in substance abuse, to include any additional testing deemed necessary by the evaluator, to be scheduled and completed within 45 days and return to the Board. If not completed, issue Notice of Charges.

	VOTE	Dalton Member	McCormies Member	Harrell Member	Johnson Member	Berrigan Secretary	Quinn President	Malloch V. Pres.	Feldman Member	Gutierrez Member	Snider Member	Busby Member
YES	9		X		X	X	X	X	X	X	X	X
NO	0											
ABSTAIN	0											
ABSENT	2	X		X								

VI.K.6. Jennifer Marie Ives LP035815 (Parlin)

Malloch moved, Johnson seconded, and it was unanimously carried to continue the investigation to allow Respondent the opportunity to voluntarily obtain a psychological evaluation, to include a substance abuse evaluation to be completed by a Board approved licensed psychologist, and to include any additional testing deemed necessary by the evaluator, to be scheduled and completed within 45 days and then return to the Board. If evaluation is not completed, issue Notice of Charges.

	VOTE	Dalton Member	McCormies Member	Harrell Member	Johnson Member	Berrigan Secretary	Quinn President	Malloch V. Pres.	Feldman Member	Gutierrez Member	Snider Member	Busby Member
YES	9		X		X	X	X	X	X	X	X	X
NO	0											
ABSTAIN	0											
ABSENT	2	X		X								

VI.M.5. Jane Lou Ryszka LP041036 (Perkins)
(aka: Pickens)

Johnson moved, McCormies seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, to offer a Consent Agreement for 6 months suspension, followed by 24 months probation including the attached stipulations. If not signed within 30 days, issue Notice of Charges.

	VOTE	<u>Dalton</u> Member	<u>McCormies</u> Member	<u>Harrell</u> Member	<u>Johnson</u> Member	<u>Berrigan</u> Secretary	<u>Quinn</u> President	<u>Malloch</u> V. Pres.	<u>Feldman</u> Member	<u>Gutierrez</u> Member	<u>Snider</u> Member	<u>Busby</u> Member
YES	9		X		X	X	X	X	X	X	X	X
NO	0											
ABSTAIN	0											
ABSENT	2	X		X								

VI.M.6. Kenneth Dale Phillips RN166032 (Perkins)

Quinn moved, Malloch seconded, and after discussion it was unanimously carried, on a determination of reasonable cause based on the facts alleged in the investigative report, at cost to the Board, to issue an Interim Order for a substance abuse evaluation with a Board approved licensed psychologist, and to include any additional testing deemed necessary by the evaluator, to be completed within 45 days and then return to the Board. If the Interim Order is not completed, based upon the findings of fact and statute/rule violations identified in the investigative report, issue Notice of Charges and include the factual allegations and alleged violations for failure to comply with the Interim Order.

	VOTE	<u>Dalton</u> Member	<u>McCormies</u> Member	<u>Harrell</u> Member	<u>Johnson</u> Member	<u>Berrigan</u> Secretary	<u>Quinn</u> President	<u>Malloch</u> V. Pres.	<u>Feldman</u> Member	<u>Gutierrez</u> Member	<u>Snider</u> Member	<u>Busby</u> Member
YES	9		X		X	X	X	X	X	X	X	X
NO	0											
ABSTAIN	0											
ABSENT	2	X		X								

VI.M.7. Asa Sakara Paris RN167732 (Perkins)

Johnson moved, Gutierrez seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, to offer a Consent Agreement for a Decree of Censure. If not signed within 30 days, issue Notice of Charges.

	VOTE	<u>Dalton</u> Member	<u>McCormies</u> Member	<u>Harrell</u> Member	<u>Johnson</u> Member	<u>Berrigan</u> Secretary	<u>Quinn</u> President	<u>Malloch</u> V. Pres.	<u>Feldman</u> Member	<u>Gutierrez</u> Member	<u>Snider</u> Member	<u>Busby</u> Member
YES	9		X		X	X	X	X	X	X	X	X
NO	0											
ABSTAIN	0											
ABSENT	2	X		X								

VI.M.9. Sandra Marie Lubinski RN116696 (Perkins)

Malloch moved, Johnson seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, to offer a Consent Agreement for 24 months stayed revocation followed by 24 months standard probation including the attached stipulations. During the stay of revocation, the license will be placed on 24 month probation to include the attached stipulations. If not signed within 30 days, issue Notice of Charges.

	VOTE	<u>Dalton</u> Member	<u>McCormies</u> Member	<u>Harrell</u> Member	<u>Johnson</u> Member	<u>Berrigan</u> Secretary	<u>Quinn</u> President	<u>Malloch</u> V. Pres.	<u>Feldman</u> Member	<u>Gutierrez</u> Member	<u>Snider</u> Member	<u>Busby</u> Member
YES	9		X		X	X	X	X	X	X	X	X
NO	0											
ABSTAIN	0											
ABSENT	2	X		X								

VI.M.10. Harry Joriz Padilla RN157200 (Perkins)

Perkins addressed the Board with additional information. Busby moved, McCormies seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the

investigative report, to offer a Consent Agreement for a Decree of Censure. If not signed within 30 days, issue Notice of Charges.

	VOTE	<u>Dalton</u> Member	<u>McCormies</u> Member	<u>Harrell</u> Member	<u>Johnson</u> Member	<u>Berrigan</u> Secretary	<u>Quinn</u> President	<u>Malloch</u> V. Pres.	<u>Feldman</u> Member	<u>Gutierrez</u> Member	<u>Snider</u> Member	<u>Busby</u> Member
YES	9		X		X	X	X	X	X	X	X	X
NO	0											
ABSTAIN	0											
ABSENT	2	X		X								

VI.M.11. Kevin Lawrence Mineweaser RN164538 (Perkins)

Gutierrez moved, McCormies seconded, and it was unanimously carried to continue the investigation to allow Respondent the opportunity to voluntarily obtain a psychological evaluation to be completed by a Board approved evaluator with expertise in substance abuse and misconduct, to be scheduled and completed within 45 days and then return to the Board. If the evaluation is not completed, issue Notice of Charges.

	VOTE	<u>Dalton</u> Member	<u>McCormies</u> Member	<u>Harrell</u> Member	<u>Johnson</u> Member	<u>Berrigan</u> Secretary	<u>Quinn</u> President	<u>Malloch</u> V. Pres.	<u>Feldman</u> Member	<u>Gutierrez</u> Member	<u>Snider</u> Member	<u>Busby</u> Member
YES	9		X		X	X	X	X	X	X	X	X
NO	0											
ABSTAIN	0											
ABSENT	2	X		X								

VI.N.1. Judith Ann Stilwell RN Endorsement (Rappoport) (aka: Dolan)

Rappoport addressed the Board with additional information. Busby moved, Malloch seconded, and it was unanimously carried to grant licensure upon meeting all requirements, and issue a Letter of Concern for the June 7, 2011 disciplinary action by the Vermont Board of Nursing which resulted in a six month probationary stipulated agreement against her Vermont RN license.

VI.N.4. Brickey Anne Hart RN071099; LP021229 (Rappoport)

Johnson moved, Malloch seconded, and it was unanimously carried to issue a Letter of Concern for the November 18, 2010, voluntary surrender of her Nevada State professional nurse license number RN18434.

VI.N.5. Benjamin Paul Bailey RN142152 (Rappoport)

Rappoport addressed the Board with additional information. Quinn moved, Malloch seconded, and it was unanimously carried, based upon the information contained in the investigative report, to continue the investigation until a resolution or outcome has been determined by the Michigan Board of Nursing regarding Respondent's Michigan probationary agreement.

VI.O.2. Christina Renee Baez CNA Exam (Richter)

Johnson moved, McCormies seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, upon meeting all requirements and signing a Consent Agreement for 12 months stayed suspension including the attached stipulations, to grant certification. If not signed within 30 days, deny certification.

	VOTE	<u>Dalton</u> Member	<u>McCormies</u> Member	<u>Harrell</u> Member	<u>Johnson</u> Member	<u>Berrigan</u> Secretary	<u>Quinn</u> President	<u>Malloch</u> V. Pres.	<u>Feldman</u> Member	<u>Gutierrez</u> Member	<u>Snider</u> Member	<u>Busby</u> Member
YES	9		X		X	X	X	X	X	X	X	X
NO	0											
ABSTAIN	0											
ABSENT	2	X		X								

VI.O.3. Megan Michelle Bartels RN093720 (Richter)

Malloch moved, Berrigan seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, to offer a Consent Agreement for 36 months

probation to include a relapse/recovery evaluation by a Board approved PhD prepared evaluator, to be completed within 30 days and to include the attached stipulations. If not signed within 30 days, issue Notice of Charges.

	VOTE	<u>Dalton</u> Member	<u>McCormies</u> Member	<u>Harrell</u> Member	<u>Johnson</u> Member	<u>Berrigan</u> Secretary	<u>Quinn</u> President	<u>Malloch</u> V. Pres.	<u>Feldman</u> Member	<u>Gutierrez</u> Member	<u>Snider</u> Member	<u>Busby</u> Member
YES	9		X		X	X	X	X	X	X	X	X
NO	0											
ABSTAIN	0											
ABSENT	2	X		X								

VI.O.5. Kristin Lee Ann Berg CNA Endorsement (Richter)
(aka: Nguyen)

Johnson moved, Berrigan seconded, and it was unanimously carried to continue the investigation to allow applicant the opportunity to obtain a psychological evaluation with an emphasis on relapse/recovery for substance abuse and chemical dependency with a PhD prepared evaluator, and to include any additional testing deemed necessary by the evaluator, to be scheduled and completed within 45 days and then return to the Board. If the evaluation is not completed, based upon the findings of fact and statute/rule violations identified in the investigative report, deny certification.

	VOTE	<u>Dalton</u> Member	<u>McCormies</u> Member	<u>Harrell</u> Member	<u>Johnson</u> Member	<u>Berrigan</u> Secretary	<u>Quinn</u> President	<u>Malloch</u> V. Pres.	<u>Feldman</u> Member	<u>Gutierrez</u> Member	<u>Snider</u> Member	<u>Busby</u> Member
YES	9		X		X	X	X	X	X	X	X	X
NO	0											
ABSTAIN	0											
ABSENT	2	X		X								

VI.O.6. Steven Eugene Borchardt CNA Exam (Richter)

Malloch moved, Johnson seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, to deny certification.

	VOTE	<u>Dalton</u> Member	<u>McCormies</u> Member	<u>Harrell</u> Member	<u>Johnson</u> Member	<u>Berrigan</u> Secretary	<u>Quinn</u> President	<u>Malloch</u> V. Pres.	<u>Feldman</u> Member	<u>Gutierrez</u> Member	<u>Snider</u> Member	<u>Busby</u> Member
YES	9		X		X	X	X	X	X	X	X	X
NO	0											
ABSTAIN	0											
ABSENT	2	X		X								

VI.O.7. Shaylin Brittney Claunch CNA Exam (Richter)

Snider moved, Gutierrez seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, to deny certification.

	VOTE	<u>Dalton</u> Member	<u>McCormies</u> Member	<u>Harrell</u> Member	<u>Johnson</u> Member	<u>Berrigan</u> Secretary	<u>Quinn</u> President	<u>Malloch</u> V. Pres.	<u>Feldman</u> Member	<u>Gutierrez</u> Member	<u>Snider</u> Member	<u>Busby</u> Member
YES	9		X		X	X	X	X	X	X	X	X
NO	0											
ABSTAIN	0											
ABSENT	2	X		X								

VI.O.8. Kiaqunta Mira Clayton CNA Endorsement (Richter)

Berrigan moved, Johnson seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, to deny certification.

	VOTE	<u>Dalton</u> Member	<u>McCormies</u> Member	<u>Harrell</u> Member	<u>Johnson</u> Member	<u>Berrigan</u> Secretary	<u>Quinn</u> President	<u>Malloch</u> V. Pres.	<u>Feldman</u> Member	<u>Gutierrez</u> Member	<u>Snider</u> Member	<u>Busby</u> Member
YES	9		X		X	X	X	X	X	X	X	X
NO	0											
ABSTAIN	0											
ABSENT	2	X		X								

VI.O.10. Mikeila Isabell Geary CNA Exam (Richter)

Malloch moved, Gutierrez seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, to deny certification.

	VOTE	<u>Dalton</u> Member	<u>McCormies</u> Member	<u>Harrell</u> Member	<u>Johnson</u> Member	<u>Berrigan</u> Secretary	<u>Quinn</u> President	<u>Malloch</u> V. Pres.	<u>Feldman</u> Member	<u>Gutierrez</u> Member	<u>Snider</u> Member	<u>Busby</u> Member
YES	9		X		X	X	X	X	X	X	X	X
NO	0											
ABSTAIN	0											
ABSENT	2	X		X								

VI.O.11. Shelby Roelynn John CNA Exam (Richter)

Malloch moved, Snider seconded, and it was unanimously carried, upon meeting all requirements, to grant certification and issue a Letter of Concern for the illegal conduct committed as a juvenile, which resulted in your adjudication as a delinquent, in June 2009 in the Juvenile Division of the Maricopa County Superior Court.

VI.O.12. William George Keach CNA Exam (Richter)

Quinn moved, McCormies seconded, and it was unanimously carried based upon the findings of fact and statute/rule violations identified in the investigative report, to deny certification.

	VOTE	<u>Dalton</u> Member	<u>McCormies</u> Member	<u>Harrell</u> Member	<u>Johnson</u> Member	<u>Berrigan</u> Secretary	<u>Quinn</u> President	<u>Malloch</u> V. Pres.	<u>Feldman</u> Member	<u>Gutierrez</u> Member	<u>Snider</u> Member	<u>Busby</u> Member
YES	9		X		X	X	X	X	X	X	X	X
NO	0											
ABSTAIN	0											
ABSENT	2	X		X								

VI.O.14. Robert Glenn Lupe CNA1000001218 (Richter)

Malloch moved, Johnson seconded, and it was unanimously carried based upon the findings of fact and statute/rule violations identified in the investigative report, to issue Notice of Charges.

VI.O.15. Anthony Allen Marion CNA Exam (Richter)

Quinn moved, Malloch seconded, and it was unanimously carried to continue the investigation to allow applicant the opportunity to obtain a psychological evaluation with an emphasis on substance abuse and/or chemical dependency to be completed by a Board approved PhD prepared evaluator, and to include any additional testing deemed necessary by the evaluator, to be scheduled and completed with 45 days and then return to the Board. If the evaluation is not completed, based upon the findings of fact and statute/rule violations identified in the investigative report, deny certification.

	VOTE	<u>Dalton</u> Member	<u>McCormies</u> Member	<u>Harrell</u> Member	<u>Johnson</u> Member	<u>Berrigan</u> Secretary	<u>Quinn</u> President	<u>Malloch</u> V. Pres.	<u>Feldman</u> Member	<u>Gutierrez</u> Member	<u>Snider</u> Member	<u>Busby</u> Member
YES	9		X		X	X	X	X	X	X	X	X
NO	0											
ABSTAIN	0											
ABSENT	2	X		X								

VI.O.16. Shemise Ann McCoy CNA Exam (Richter)

Gutierrez moved, Johnson seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, to deny certification.

	VOTE	<u>Dalton</u> Member	<u>McCormies</u> Member	<u>Harrell</u> Member	<u>Johnson</u> Member	<u>Berrigan</u> Secretary	<u>Quinn</u> President	<u>Malloch</u> V. Pres.	<u>Feldman</u> Member	<u>Gutierrez</u> Member	<u>Snider</u> Member	<u>Busby</u> Member
YES	9		X		X	X	X	X	X	X	X	X
NO	0											
ABSTAIN	0											
ABSENT	2	X		X								

Feldman left the meeting at 4:14 p.m.

**VI.O.17. Aleecia Marie Moyes CNA Endorsement (Richter)
(aka: Davenport)**

Busby moved, Johnson seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, upon meeting all requirements, signing a

Consent Agreement for a \$50 Civil Penalty and payment of the civil penalty, to grant certification. If not signed within 30 days or payment not received within 60 days, deny certification.

	VOTE	<u>Dalton</u> Member	<u>McCormies</u> Member	<u>Harrell</u> Member	<u>Johnson</u> Member	<u>Berrigan</u> Secretary	<u>Quinn</u> President	<u>Malloch</u> V. Pres.	<u>Feldman</u> Member	<u>Gutierrez</u> Member	<u>Snider</u> Member	<u>Busby</u> Member
YES	8		X		X	X	X	X		X	X	X
NO	0											
ABSTAIN	0											
ABSENT	3	X		X					X			

VI.O.19. Dorothea Stewart CNA Endorsement (Richter)

Johnson moved, McCormies seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, to deny certification.

	VOTE	<u>Dalton</u> Member	<u>McCormies</u> Member	<u>Harrell</u> Member	<u>Johnson</u> Member	<u>Berrigan</u> Secretary	<u>Quinn</u> President	<u>Malloch</u> V. Pres.	<u>Feldman</u> Member	<u>Gutierrez</u> Member	<u>Snider</u> Member	<u>Busby</u> Member
YES	8		X		X	X	X	X		X	X	X
NO	0											
ABSTAIN	0											
ABSENT	3	X		X					X			

VI.O.22. Elizabeth Santamaria Varella CNA999990279 (Richter)

Malloch moved, Snider seconded, based upon the findings of fact and statute/rule violations identified in the investigative report, to offer a Consent Agreement for a Decree of Censure. If not signed within 30 days, issue Notice of Charges. The motion carried with six in favor and two opposed.

	VOTE	<u>Dalton</u> Member	<u>McCormies</u> Member	<u>Harrell</u> Member	<u>Johnson</u> Member	<u>Berrigan</u> Secretary	<u>Quinn</u> President	<u>Malloch</u> V. Pres.	<u>Feldman</u> Member	<u>Gutierrez</u> Member	<u>Snider</u> Member	<u>Busby</u> Member
YES	6		X		X	X		X		X	X	
NO	2						X					X
ABSTAIN	0											
ABSENT	3	X		X					X			

Feldman returned to the meeting at 4:16 p.m.

VI.O.23. Rebecca Leigh Bockmon CNA Exam (Richter)

Bockmon was present, telephonically, and addressed the Board. Gutierrez moved, Johnson seconded, and it was unanimously carried, upon meeting all requirements, to grant certification and issue a Letter of Concern for the September 08, 2010 conviction for DUI, a misdemeanor in Flagstaff Municipal Court.

VI.O.25. Adrianna Josephine Hernandez CNA Exam (Richter)

Johnson moved, McCormies seconded, and After discussion it was unanimously carried to continue the investigation to allow applicant the opportunity to obtain a psychological evaluation with an emphasis on substance abuse and/or chemical dependency to be completed by a Board approved PhD prepared evaluator, and to include any additional testing deemed necessary by the evaluator, to be scheduled and completed with 45 days and then return to the Board. If the evaluation is not completed, based upon the findings of fact and statute/rule violations identified in the investigative report, deny certification.

	VOTE	<u>Dalton</u> Member	<u>McCormies</u> Member	<u>Harrell</u> Member	<u>Johnson</u> Member	<u>Berrigan</u> Secretary	<u>Quinn</u> President	<u>Malloch</u> V. Pres.	<u>Feldman</u> Member	<u>Gutierrez</u> Member	<u>Snider</u> Member	<u>Busby</u> Member
YES	9		X		X	X	X	X	X	X	X	X
NO	0											
ABSTAIN	0											
ABSENT	2	X		X								

VI.P.2. Shawn E. Butcher CNA913727103 (Sage)

Malloch moved, Quinn seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, to issue Notice of Charges.

VI.P.3. Amanda Canez CNA1000016595 (Sage)
(aka: Amanda Cecelia Canez Murietta; Amanda Cecilia Canez)

Gutierrez moved, Snider seconded, and it was unanimously carried to issue a Letter of Concern for creating a disturbance in front of residents by laughing and yelling when she was unwillingly duct-taped to a chair by a fellow employee who was playing a joke on you while employed as a CNA at Santa Rosa Care Center in Tucson, Arizona on November 11, 2011.

VI.P.4. Briana Megan Corona CNA1000006041 (Sage)

Johnson moved, McCormies seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, to offer a Consent Agreement for a \$50 Civil Penalty. If not signed within 30 days, issue Notice of Charges.

	VOTE	<u>Dalton</u> Member	<u>McCormies</u> Member	<u>Harrell</u> Member	<u>Johnson</u> Member	<u>Berrigan</u> Secretary	<u>Quinn</u> President	<u>Malloch</u> V. Pres.	<u>Feldman</u> Member	<u>Gutierrez</u> Member	<u>Snider</u> Member	<u>Busby</u> Member
YES	9		X		X	X	X	X	X	X	X	X
NO	0											
ABSTAIN	0											
ABSENT	2	X		X								

VI.P.5. Armida Juliana Zarate CNA1000026804 (Sage)

McCormies moved, Gutierrez seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, to offer a Consent Agreement for a \$50 Civil Penalty. If not signed within 30 days, issue Notice of Charges.

	VOTE	<u>Dalton</u> Member	<u>McCormies</u> Member	<u>Harrell</u> Member	<u>Johnson</u> Member	<u>Berrigan</u> Secretary	<u>Quinn</u> President	<u>Malloch</u> V. Pres.	<u>Feldman</u> Member	<u>Gutierrez</u> Member	<u>Snider</u> Member	<u>Busby</u> Member
YES	9		X		X	X	X	X	X	X	X	X
NO	0											
ABSTAIN	0											
ABSENT	2	X		X								

VI.P.6. Laura Lee Franklin CNA1000016252 (Sage)

Gutierrez moved, Snider seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, to offer a Consent Agreement for a Decree of Censure. If not signed within 30 days, issue Notice of Charges.

	VOTE	<u>Dalton</u> Member	<u>McCormies</u> Member	<u>Harrell</u> Member	<u>Johnson</u> Member	<u>Berrigan</u> Secretary	<u>Quinn</u> President	<u>Malloch</u> V. Pres.	<u>Feldman</u> Member	<u>Gutierrez</u> Member	<u>Snider</u> Member	<u>Busby</u> Member
YES	9		X		X	X	X	X	X	X	X	X
NO	0											
ABSTAIN	0											
ABSENT	2	X		X								

VI.P.7. Vanessa R. Heath CNA1000014258 (Sage)

Sage addressed the Board and noted the addition of Potential Violation of Rules: A.R.S. §32-1663 (18)(j) to the investigative report. Malloch moved, Berrigan seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, to offer a Consent Agreement for 12 months stayed revocation including the attached stipulations. If not signed within 30 days, issue Notice of Charges.

	VOTE	<u>Dalton</u> Member	<u>McCormies</u> Member	<u>Harrell</u> Member	<u>Johnson</u> Member	<u>Berrigan</u> Secretary	<u>Quinn</u> President	<u>Malloch</u> V. Pres.	<u>Feldman</u> Member	<u>Gutierrez</u> Member	<u>Snider</u> Member	<u>Busby</u> Member
YES	9		X		X	X	X	X	X	X	X	X
NO	0											
ABSTAIN	0											
ABSENT	2	X		X								

VI.P.8. Denisya Maria Johnson CNA1000011882 (Sage)

Johnson moved, Berrigan seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, to offer a Consent Agreement for 18 months

stayed revocation including the attached stipulations. If not signed within 30 days, issue Notice of Charges.

	VOTE	<u>Dalton</u> Member	<u>McCormies</u> Member	<u>Harrell</u> Member	<u>Johnson</u> Member	<u>Berrigan</u> Secretary	<u>Quinn</u> President	<u>Malloch</u> V. Pres.	<u>Feldman</u> Member	<u>Gutierrez</u> Member	<u>Snider</u> Member	<u>Busby</u> Member
YES	9		X		X	X	X	X	X	X	X	X
NO	0											
ABSTAIN	0											
ABSENT	2	X		X								

VI.P.9. Toshia Lyn Mathe CNA100003852 (Sage)

McCormies moved, Berrigan seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, to offer a Consent Agreement for a \$50 Civil Penalty. If not signed within 30 days, issue Notice of Charges.

	VOTE	<u>Dalton</u> Member	<u>McCormies</u> Member	<u>Harrell</u> Member	<u>Johnson</u> Member	<u>Berrigan</u> Secretary	<u>Quinn</u> President	<u>Malloch</u> V. Pres.	<u>Feldman</u> Member	<u>Gutierrez</u> Member	<u>Snider</u> Member	<u>Busby</u> Member
YES	9		X		X	X	X	X	X	X	X	X
NO	0											
ABSTAIN	0											
ABSENT	2	X		X								

VI.P.11. Rachel Leona Phillips CNA1000016713 (Sage)

Johnson moved, Berrigan seconded, and it was unanimously carried to issue a Letter of Concern for turning off an IV alarm on August 23, 2011, before an RN could check for a problem while employed as a CNA at Banner Gateway Medical Center, in Gilbert, Arizona.

**VI.P.12. Yolanda D. Santos CNA1000024304 (Sage)
(aka: Sanyos)**

Malloch moved, Gutierrez seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, to offer a Consent Agreement for a Decree of Censure. If not signed within 30 days, issue Notice of Charges.

	VOTE	<u>Dalton</u> Member	<u>McCormies</u> Member	<u>Harrell</u> Member	<u>Johnson</u> Member	<u>Berrigan</u> Secretary	<u>Quinn</u> President	<u>Malloch</u> V. Pres.	<u>Feldman</u> Member	<u>Gutierrez</u> Member	<u>Snider</u> Member	<u>Busby</u> Member
YES	9		X		X	X	X	X	X	X	X	X
NO	0											
ABSTAIN	0											
ABSENT	2	X		X								

VI.P.13. Geneva Silas CNA012678353 (Sage)

Snider moved, Gutierrez seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, to issue Notice of Charges.

VI.P.14. Dalia Isabel Castillo CNA1000012879 (Sage)

Snider moved, McCormies seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, to offer a Consent Agreement for 12 months stayed revocation including the attached stipulations. If not signed within 30 days, issue Notice of Charges.

	VOTE	<u>Dalton</u> Member	<u>McCormies</u> Member	<u>Harrell</u> Member	<u>Johnson</u> Member	<u>Berrigan</u> Secretary	<u>Quinn</u> President	<u>Malloch</u> V. Pres.	<u>Feldman</u> Member	<u>Gutierrez</u> Member	<u>Snider</u> Member	<u>Busby</u> Member
YES	9		X		X	X	X	X	X	X	X	X
NO	0											
ABSTAIN	0											
ABSENT	2	X		X								

VI.P.15. Jorge Luis Banuelos CNA1000008931 (Sage)

Malloch moved, Berrigan seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, to issue Notice of Charges.

VI.P.16. Daiane Coelho Silva CNA1000016890 (Sage)
(aka: Scott)

Gutierrez moved, Snider seconded, and it was unanimously carried to issue a Letter of Concern for reportedly being rude, threatening, and intimidating to a resident on or about October 27, 2011 while employed as a CNA at Kindred Transitional Care and Rehabilitation in Tucson, Arizona.

VI.P.17. Lois Squires CNA1000022602 (Sage)

Malloch moved, Snider seconded, and it was unanimously carried to issue a Letter of Concern for complaining about residents in the hall within their hearing in June of 2010 as well as charting that two residents refused their showers, which they denied, and for placing her hand over a resident's mouth when he told her to stop "hollering" at him in October of 2011, while employed as a CNA at Bella Vita Nursing and Rehab facility in Glendale, Arizona.

VI.P.18. Debra Wells OBannon LP034806 (Sage)

Johnson moved, Gutierrez seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, to offer a Consent Agreement for a \$250 Civil Penalty. If not signed within 30 days, issue Notice of Charges.

	VOTE	<u>Dalton</u> Member	<u>McCormies</u> Member	<u>Harrell</u> Member	<u>Johnson</u> Member	<u>Berrigan</u> Secretary	<u>Quinn</u> President	<u>Malloch</u> V. Pres.	<u>Feldman</u> Member	<u>Gutierrez</u> Member	<u>Snider</u> Member	<u>Busby</u> Member
YES	9		X		X	X	X	X	X	X	X	X
NO	0											
ABSTAIN	0											
ABSENT	2	X		X								

VI.P.19. Chrystall Dawn Duncan CNA1000002000 (Sage)

Malloch moved, Snider seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, to offer a Consent Agreement for a Decree of Censure. If not signed within 30 days, issue Notice of Charges.

	VOTE	<u>Dalton</u> Member	<u>McCormies</u> Member	<u>Harrell</u> Member	<u>Johnson</u> Member	<u>Berrigan</u> Secretary	<u>Quinn</u> President	<u>Malloch</u> V. Pres.	<u>Feldman</u> Member	<u>Gutierrez</u> Member	<u>Snider</u> Member	<u>Busby</u> Member
YES	9		X		X	X	X	X	X	X	X	X
NO	0											
ABSTAIN	0											
ABSENT	2	X		X								

VI.P.20. Patricia Diane Knicely CNA1000024097 (Sage)

Snider moved, Malloch seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, to offer a Consent Agreement for a \$50 Civil Penalty. If not signed within 30 days, issue Notice of Charges.

	VOTE	<u>Dalton</u> Member	<u>McCormies</u> Member	<u>Harrell</u> Member	<u>Johnson</u> Member	<u>Berrigan</u> Secretary	<u>Quinn</u> President	<u>Malloch</u> V. Pres.	<u>Feldman</u> Member	<u>Gutierrez</u> Member	<u>Snider</u> Member	<u>Busby</u> Member
YES	9		X		X	X	X	X	X	X	X	X
NO	0											
ABSTAIN	0											
ABSENT	2	X		X								

VI.P.21. Valerie Isabel Schultz CNA1000029854 (Sage)

Snider moved, Quinn seconded, and it was unanimously carried to issue a Letter of Concern for walking off her assigned shift at Highland Manor and failing to notify an appropriate supervisor on November 15, 2011, while employed as a CNA at All Stat Nurses Registry in Phoenix, Arizona.

VI.Q.4. Laura Kay Fenbert LP038853 (Torrez)

Johnson moved, Berrigan seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, to offer a Consent Agreement for a Decree of Censure. If not signed within 30 days, issue Notice of Charges.

	VOTE	Dalton Member	McCormies Member	Harrell Member	Johnson Member	Berrigan Secretary	Quinn President	Malloch V. Pres.	Feldman Member	Gutierrez Member	Snider Member	Busby Member
YES	9		X		X	X	X	X	X	X	X	X
NO	0											
ABSTAIN	0											
ABSENT	2	X		X								

VI.Q.6. Anna Marta Bialek RN127419 (Torrez)
(aka: Kilimar)

Busby moved, Snider seconded, and after discussion it was unanimously carried to issue a Letter of Concern for leaving medications for patient B.B. at the bedside on August 16, 2011, and documenting that she had administered the medications at 0900 while employed at Banner Boswell Medical Center in Sun City, Arizona.

VI.Q.9. Jennifer Jean Lange LP029067; CNA650014833 (Torrez)

Busby moved, Malloch seconded, and it was unanimously carried to dismiss the complaint.

VI.Q.10. Patricia J. Erikson LP022630 (Torrez)

Busby moved, Malloch seconded, and it was unanimously carried to dismiss the complaint.

VI.Q.12. Sierra Jobeth Schauvliege LP044526 (Torrez)

Malloch moved, Johnson seconded, and it was unanimously carried to issue a Letter of Concern for writing an order as a telephone order for Sodium Chloride 1 Gm. BID for 3 days on January 17, 2011, without notifying the doctor, while employed at Plaza Healthcare in Scottsdale, Arizona.

VI.Q.15. Synthia Ivanhoe Tenhagen RN060119 (Torrez)

Busby moved, Malloch seconded, and after discussion it was unanimously carried to dismiss the complaint.

The Board directed staff to contact DHS about Osborn Skilled Nursing regarding this case.

VII. Board Reports for Discussion, Information, Staff Direction and/or Decision

VII.A. Executive Directors Report – Ridenour

VII.A.8. Scottsdale Community College Proposed Interagency Agreement & Arizona State University Nursing Practice Assessment Evaluations – Measure Competency Through Simulation – Randolph/Ridenour

Busby moved, Gutierrez seconded, and it was unanimously carried to approve the Scottsdale Community College proposed interagency agreement & Arizona State University Nursing Practice Assessment Evaluations.

VII.A.9. RWJ/AARP Future of Nursing Regional Action Coalition Acceptance Letter – Randolph

Busby moved, McCormies seconded, and it was unanimously carried to approve the RWJ/AARP Future of Nursing Regional Action Coalition acceptance letter.

VII.A.1. Discuss/Amend and/or Approve Board Minutes

VII.A.1.a. January 24-25, 2012 Regular Board Meeting Minutes

VII.A.1.b. January 25, 2012 Executive Session Minutes

VII.A.1.c. February 11, 2012 Special Board Meeting Minutes

Johnson moved, Berrigan seconded, and it was unanimously carried to approve minutes of January 24-25, 2012 regular Board meeting, the minutes of January 25, 2012 Executive Session and the minutes of February 11, 2012 Special Board meeting.

VII.A.3. Board Meeting Dates 2012 – Potential Changes – Ridenour

Quinn moved, Berrigan seconded, and it was unanimously carried to change Board meeting dates as follows:

July 18-19 (from July 26-27)

November 8-9 (from November 15-16)

VII.A.6. Investigative & Hearing Department Data/Cycle Times – Ridenour/Smith

Mamaluy offered an update on the Hearing Department and commented that the older cases are being targeted as well as present cases.

Smith gave a brief summary of the Investigative Department and noted there are 1,000 open cases to date with approximate cycle times of 7.8 months.

VII.A.4. Proposed Policy: Prescription Monitoring Program & Investigative Guidelines – Smith/Ridenour

Smith gave an overview of the proposed policy: Prescription Monitoring Program & Investigative Guidelines. The Board reviewed the policy and had no suggestions for changes.

VII.A.7. Update on Personnel Changes & Board Recognition of Val Smith Retirement from Associate Director Position; Appointment/Welcome to New Associate Director – Nikki Austin – Ridenour/Quinn

The Board recognized Valerie Smith for 16 years of service to the Board and presented her with a gift retirement gift.

Quinn welcomed Nikki Austin as incoming Associate Director for Investigations/Compliance. Austin offered a brief summary of her professional career and accomplishments.

Mamaluy reported that she's moving but would continue to work part time for the Board remotely and would attend future Board meetings.

Smith reported the resignation of Tammi Burns and acknowledged four years of service to the Board.

VII.A.10. Modification of Current Policy Relating to Issuance of Temporary RN/LPN Endorsement License – Bontrager/Ridenour

Busby moved, Berrigan seconded, and it was unanimously carried to approve modification of current policy relating to Issuance of Temporary RN/LPN Endorsement License, allowing applicant to submit copy of a previous or current license to meet a requirement for a temporary license.

VII.A.11. Recommendation: Appoint Subcommittee to explore Legislative Changes for Advanced Practice Nurses in the Nurse Practice Act to align with Advanced Practice Registered Nurse (APRN) Consensus Model – Quinn/Dahn/Ridenour

Busby moved, Berrigan seconded, and it was unanimously carried to approve the creation of a APRN Sub-Committee.

VII.C. President's Report – Quinn

VII.C.1. Introduction of New Board Members – Shawn Harrell and Joel Feldman

Quinn welcomed incoming Board members Shawn Harrell and Joel Feldman and presented Feldman with the Governor's Letter of Appointment. (Harrell was not present to accept her plaque due to prior commitments).

VII.E. Committee Reports

VII.E.1. Scope of Practice – Gutierrez/Berrigan/Bontrager/Burns

VII.E.1.a. Draft Minutes March 5, 2012

The Board was provided with minutes from the March 5, 2012 Scope of Practice meeting.

VII.E.1.b. Draft Advisory Opinion Intraventricular Implanted Devices Temporary Intracranial Catheters

VII.E.1.c. Draft Advisory Opinion Chest Tubes: Removal of Pleural & Mediastinal Chest Tubes

VII.E.1.d. Draft Advisory Opinion Moderate Sedation/Analgesia for Diagnostic & Therapeutic Procedures

VII.E.1.e. Draft Advisory Opinion Peripherally Inserted Central Catheter (PICC) Insertion, Suturing, Maintenance, Removal & Verification of Tip Replacement

VII.E.1.f. Draft Advisory Opinion Intravenous Infusion Therapy/Venipuncture: The Role of the Licensed Practical Nurse

VII.E.1.g. Draft Advisory Opinion Dual Profession & Dual Health Care Licensure/Certification

VII.E.1.h. Draft Advisory Opinion Stress Testing: PHarmacological

Johnson moved, Busby seconded, and it was unanimously carried to approve draft advisory opinions VII.E.1.b-h.

VII.E.2. Education – Dalton/McCormies/Randolph/McGinty

VII.E.2.a. Draft Minutes of Education Committee Meeting – February 10, 2012

Education Advisory Committee meeting draft minutes of February 10, 2012 were provided to the Board.

VII.E.3. Advanced Practice – Quinn/Busby/Dahn

VII.E.3.a. Draft Minutes of Advanced Practice Committee Meeting – March 7, 2012

Advanced Practice meeting draft minutes of March 7, 2012 were provided to the Board.

VII.C. President’s Report – Quinn

VII.C.2. Debriefing on Board Processes and Suggested Changes - All

The flow and process of the meeting was discussed. Board members commended Quinn for his first Board meeting as President.

VIII. Call to the Public

A public body may make an open call to the public during a public meeting, subject to reasonable time, place and manner restrictions, to allow individuals to address the public body on any issue within the jurisdiction of the public body. The Board may ask staff to review a matter or may ask that a matter be put on a future agenda. Members of the public body shall not discuss or take legal action on matters raised during an open call to the public unless the matters are properly noticed for discussion and legal action. A.R.S. § 38-431.01(G).

X. Adjournment

Busby moved, Malloch seconded, and it was unanimously carried to adjourn the meeting.

The meeting adjourned at 5:30 p.m., Tuesday, March 20, 2012.

A handwritten signature in cursive script that reads "Randy C. Quinn" followed by "MSN CRNA" in a smaller, more legible font.

Randy C. Quinn, CRNA, President