

# *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 7:59 a.m., Thursday, September 26, 2013, in the Board of Nursing Board Room, Suite 200, 4747 N. 7<sup>th</sup> Street, Phoenix, Arizona, with Randy C. Quinn, CRNA, President, presiding.

**BOARD MEMBERS PRESENT:**

- Randy C. Quinn, CRNA, President
- Carolyn Jo McCormies, RN, MS, FNP-BC, Vice President
- Theresa (Terri) Berrigan, LPN, C-AL, Secretary
- Kathryn L. Busby, JD, Member
- Leslie Dalton, MSN, RN, Member
- M. Shawn Harrell, RN, MS, Member
- Patricia Johnson, LPN, Board Member
- Kim Post, RN, BSN, MBA/HCM, NEA-BC, Member
- Charleen L. Snider, BSN, RN, Member

**BOARD MEMBERS ABSENT:**

- Lori Gutierrez, BS, RN-C, Member

**LEGAL COUNSEL:**

- Elizabeth Campbell, Assistant Attorney General
- Carrie Smith, Assistant Attorney General
- Sarah Selzer, Assistant Attorney General

**STAFF DIRECTORS:**

- Joey Ridenour, RN, MN, FAAN, Executive Director
- Nikki Austin, JD, RN, Associate Director of Investigations/Compliance
- Judy Bontrager, RN, MN, Associate Director of Operations/Licensing
- Pamela Randolph, RN, MSN, Associate Director of Education and Evidence Based Regulation
- Kirk Olson, Lead Senior Investigator
- Emma Mamaluy, JD, Chief Counsel

**STAFF:**

Katrina Alberty, Senior Investigator Frederick Arias, Senior Investigator Susan Barber, RN, MSN, Nurse Practice Consultant/Hearings Max Barker, Senior Investigator Frannie Breed, RN, BSN, Education Consultant Stephanie Chambers, Nurse Practice Consultant Janeen Dahn, MSN, FNP, Nurse Practice Consultant/AP Ronda Doolen, RN, BSN, MSN, Education Program Administrator Diva Galan, JD, Senior Investigator Tamara Greabell, MA, BSN, RN, Nurse Practice Consultant Jan Kerrigan, RN, BSN, Nurse Practice Consultant/CANDO Kristi Hunter, MSN, FNP-C, Nurse Practice Consultant Dolores Hurtado, Senior Investigator	Ruth Kish, RN, MN, Nurse Practice Consultant Jennifer McWilliams, Senior Investigator Linda Monas, Senior Investigator Michael Pilder, MSN, RN, APHN-BC, Nurse Practice Consultant Michelle Morton, Senior Investigator Cristina Oates, Legal Assistant Bonnie Richter, MSW, Senior Investigator Jeanine Sage, RN, MSN, Nursing Assistant Consultant Valerie Smith, RN, MS, FRE, Consultant to Exec Director Dirk VandenBerg, Sr., Senior Investigator Opal Wagner, RN, BSN, Nurse Practice Consultant Kristen Wilson, Nurse Practice Consultant Lisa Youtsey, Administrative Assistant
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**I. Call to Order**

The meeting was called to order at 8:01, a.m., Thursday, September 26, 2013.

The following Board members were present: Quinn, McCormies, Berrigan, Dalton, Harrell, Johnson Snider, and Post.

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.B.9. Bethany Lauren Van Gompel RN150608 (Richter)**

Attorney Rob Chelle was present and addressed the Board. Berrigan moved, McCormies seconded, and it was unanimously carried to table Agenda Item VI.B.9. Quinn moved, Post seconded, and it was unanimously carried to go into Executive Session pursuant to A.R.S. §38-431.03 (A) (2) and (3), on Agenda Item VI.B.9. for the purpose of reviewing confidential documents and to obtain legal advice. Executive Session convened at 8:35 a.m., and adjourned at 8:45 a.m.

**VI.B.14 Jose Alberto Sanchez RN Exam (Morton)**

Attorney Rob Chelle was present and addressed the Board. Johnson moved, Dalton seconded, and it was unanimously carried, upon meeting all licensure requirements, grant license and issue a Letter of Concern for misdemeanor convictions in Tucson Justice Court on or about June 16, 2009 for Issuing Bad Check, and in Mesa Municipal Court on or about May 27, 2009, for DUI and in Pima County Consolidated Court on or about April 30, 2013 for Open Container.

**VI.G.5. Candice Lee Kaiser RN156315 (Wagner)**

Attorney Rob Chelle was present and addressed the Board. Kaiser was present and available for questions. Dalton moved, Berrigan seconded, and it was unanimously carried to issue a Letter of Concern for a misdemeanor driving under the influence (DUI) conviction on June 20, 2012 in the Tempe Municipal Court in Tempe, Arizona.

**VI.G.6. Christopher Hanlon RN116197 (Wagner)**

Wagner addressed the Board with additional information. Attorney Rob Chelle was present and addressed the Board. Quinn moved, Post seconded, and it was unanimously carried, making a finding of reasonable cause, based upon the allegations in the investigative report and at no cost to the Board, issue an Interim Order for a second substance abuse evaluation by a Board approved psychiatrist with expertise in boundary violations and anger management to be completed by a Board approved psychiatrist, and to include any additional testing deemed necessary by the evaluator, to be completed within 45 days and 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.

Quinn moved, McCormies seconded, and it was unanimously carried to open a complaint against the license of Anne Enos, RN094200, Respondent’s supervisor at Westminster Village Home Health, for putting residents at risk by failing to report Respondent’s conduct as set forth in the investigative report; and to file a complaint with Arizona Department of Health Services against Westminster Village Home Health for putting residents at risk due to Respondent’s conduct as set forth in the investigative report.

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

**VI.D.8. Kristina Jacqueline Schoeck RN161533 (Greabell)**

Attorney Rob Chelle was present and addressed the Board. McCormies moved, Dalton seconded, and it was unanimously carried, on a determination of reasonable cause based on the facts alleged in the investigate report and material presented at this Board meeting, at **NO** cost to the Board, issue an Interim Order for a substance use disorder evaluation to be completed by a Board approved licensed psychologist who specializes in substance use disorders, 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	Dalton Member	Johnson Member	Snider Member	Berrigan Secretary	Quinn President	McCormies V. Pres	Gutierrez Member	Harrell Member	Post Member	Busby Member
YES	8	X	X	X	X	X	X		X	X	
NO	0										
ABSTAIN	0										
ABSENT	2							X			X

**VI.D.2. Lindsey F. Bramwell Compact (Maryland R056663)(Greabell)**

Attorney Rob Chelle was present and addressed the Board. Bramwell was present and available for questions. Johnson moved, Snider seconded, to issue a Letter of Concern for administering “FluMist” vaccine to an elderly female patient in her eighties in contradiction of the Centers for Disease Control and Federal Drug Administration recommendations that “FluMist” is administered only to patients up to the age of forty-nine while you were employed as a RN with Indian Health Services in Supai, AZ. Motion failed with four in favor and four opposed. After discussion, Post moved, Harrell seconded, and it was unanimously carried to dismiss the complaint.

**VI.E.10. Doris Nelson Gipson RN075162 (Sage)  
(AKA: Nelson)**

Post recused herself and left the meeting at 8:21 a.m. Attorney Rob Chelle and Gipson were present and addressed the Board. McCormies moved, Dalton seconded, to issue a Letter of Concern for violating patients' right of privacy and Arrowhead Hospital's policy regarding computerized information systems that states:"... to access only computer systems, equipment and functions as required for the performance of my responsibilities ... " while employed as an RN on or about September 2012 at Arrowhead Hospital. Motion carries with four in favor and two opposed.

Post returned to the meeting at 8:29 a.m.

**VI.B.9. Bethany Lauren Van Gompel RN150608 (Richter)**

Attorney Rob Chelle was present and addressed the Board. Berrigan moved, McCormies seconded, and it was unanimously carried to reopen Agenda Item VI.B.9. Quinn moved, Berrigan 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 for an Advanced Practice certificate and signing a Consent Agreement for a 24-month probation, to include the attached amended stipulations to allow for on-site supervision by a Nurse Practitioner or Physician, grant Advanced Practice certificate. If not signed within 30 days, deny certificate and issue Notice of Charges.

**VI.A.6. Evan DiGiovanni RN by Exam (Monas)**

Attorney Rob Chelle was present and addressed the Board. Monas addressed the Board with additional information. Snider 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 licensure requirements and signing a Consent Agreement for a Decree of Censure, to include CNA1000021559, grant RN licensure. If not signed within 30 days, deny licensure, and issue Notice of Charges for CNA1000021559.

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

**VI.J.8. Mitzi Shelton Surofchek RN142423 (Hunter)**

Johnson recused herself to avoid the appearance of impropriety, and left the meeting at 9:00 a.m. Hunter addressed the Board with additional information. Attorney Rob Chelle was present and addressed the Board. Quinn moved, McCormies seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, offer a Consent Agreement for a 18-month stayed suspension during which time the license is placed on probation to include the attached amended stipulations. Strike stipulation for hair testing within 15 days of Board meeting.

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

Johnson returned to the meeting at 9:10 a.m.

**VI.D.6. Courtney Diel Jackson RN161584 (Greabell)**

Greabell addressed the Board and confirmed receipt of additional information. Attorney Teresa Sanzio was present and addressed the Board. Quinn moved, Berrigan seconded, and it was unanimously carried, based upon the findings of fact identified in the investigative report, issue Complaint and Notice of Hearing, amended to include 403(17) to the Conclusions of Law.

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

**VI.I.2. Brian Mandile LP024530 (Dahn)**

Attorney Teresa Sanzio was present and addressed the Board. Post moved, Berrigan seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the

investigative report, 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>Johnson</u> Member	<u>Snider</u> Member	<u>Berrigan</u> Secretary	<u>Quinn</u> President	<u>McCormies</u> V. Pres	<u>Gutierrez</u> Member	<u>Harrell</u> Member	<u>Post</u> Member	<u>Busby</u> Member
YES	8	X	X	X	X	X	X		X	X	
NO	0										
ABSTAIN	0										
ABSENT	2							X			X

**VI.D.7. Marie-Paulie Simone Shiver RN063768 (Greabell)**

Attorney Kelly McDonald was present telephonically and available for questions. Quinn moved, Harrell seconded, and it was unanimously carried, based upon the findings of fact identified in the investigative report, issue Complaint and Notice of Hearing.

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

**VI.A.5. Tara Marie Lough RN161733 (Monas)**

Lough was present, telephonically, and addressed the Board. Attorney Ken Baker was present and addressed the Board. Monas addressed the Board and with additional information that respondent failed to sign the proposed Consent Agreement. Quinn moved, Harrell seconded, and it was unanimously carried, based on the information presented at this meeting and the findings of fact and statute/rule violations identified in the investigative report issue Complaint and Notice of Hearing.

	VOTE	<u>Dalton</u> Member	<u>Johnson</u> Member	<u>Snider</u> Member	<u>Berrigan</u> Secretary	<u>Quinn</u> President	<u>McCormies</u> V. Pres	<u>Gutierrez</u> Member	<u>Harrell</u> Member	<u>Post</u> Member	<u>Busby</u> Member
YES	7	X	X		X	X	X		X	X	
NO	0										
ABSTAIN	1			X							
ABSENT	2							X			X

Meeting recessed at 10:01 a.m. and reconvened at 10:18 a.m.

**VI.J.4. Emily Angeli Agito-DelaRosa RN123345; AP3520 (Hunter)**

De La Rosa was present, telephonically, and addressed the Board. Attorney Charlie Hover and Complainant Valentine Okon were present and addressed the Board. Hunter addressed the Board with a technical correction to the investigative report. Johnson moved, Dalton seconded, based upon the findings of fact and statute/rule violations identified in the investigative report, 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>Johnson</u> Member	<u>Snider</u> Member	<u>Berrigan</u> Secretary	<u>Quinn</u> President	<u>McCormies</u> V. Pres	<u>Gutierrez</u> Member	<u>Harrell</u> Member	<u>Post</u> Member	<u>Busby</u> Member
YES	7	X	X	X	X	X	X			X	
NO	1								X		
ABSTAIN	0										
ABSENT	2							X			X

**VI.J.6. Michael Paul Imholz RN143043 (Hunter)**

Attorney Elizabeth Peterson and Imholz were present and addressed the Board. Hunter addressed the Board and confirmed the receipt of additional information. Post moved, Snider seconded, and it was unanimously carried to issue a Letter of Concern for prior concerning work history, including but not

limited to, a pattern of poor communication practices while employed as a RN at various facilities in Arizona in or around 2010 to present.

Busby arrived at 11:05 a.m.

**VI.I.3. Florence Osinwole Oladokun RN089452; AP0487 (Dahn)**  
 Post moved, Berrigan seconded, and it was unanimously carried to dismiss the complaint.

**VI.I.1. Jacob M. Githinji LP046163 (Dahn)**  
 Johnson moved, Post seconded, and it was unanimously carried to dismiss the complaint.

**VI.A.3. Samantha Jo Taylor RN Exam (Monas)**  
**(AKA: Kessler)**

Taylor was present and addressed the Board. Quinn moved, Post seconded, and it was unanimously carried to continue the investigation to allow Applicant the opportunity to 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 licensure.

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

**VI.A.4. Vanessa Nicole Valdez RN Exam (Monas)**

Johnson moved, Berrigan seconded, to continue the investigation to allow Applicant the opportunity to 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 licensure. Motion failed with four in favor and five opposed. After discussion, Busby moved, and Snider seconded, based upon the findings of fact and statute/rule violations identified in the investigative report, upon meeting all licensure requirements, signing a Consent Agreement for a \$250.00 Civil Penalty and payment of the Civil Penalty, grant licensure. If not signed within 30 days or payment not received within 60 days, deny licensure. Motion carried with 5 in favor and four opposed.

	VOTE	Dalton Member	Johnson Member	Snider Member	Berrigan Secretary	Quinn President	McCormies V. Pres	Gutierrez Member	Harrell Member	Post Member	Busby Member
YES	5			X			X		X	X	X
NO	4	X	X		X	X					
ABSTAIN	0										
ABSENT	1							X			

**VI.B.10. Shaundra Yvette Ward CNA Endorsement (Richter)**  
**(AKA: Campbell)**

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

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

**VI.B.11. Joshua Cole Woods LPN Endorsement (Richter)**  
 Busby moved, Berrigan seconded, and it was unanimously carried to table Agenda Item VI.B.11.

**IX. Dialogue with Nursing Students**

The Board members and staff dialogued with Eastern Arizona College, University of Phoenix, Grand Canyon University, and Carrington College nursing students regarding Board functions, policies and procedures.

Questions were asked on:

- How do you determine the priority of each case
- What documents are needed per case
- Can a nurse practice during an investigation
- What are the functions of the Board members
- Define Decree of Censure

Meeting recessed at 12:06 p.m., and reconvened at 12:58 p.m.

**VII.A.4. Board Member Education**

**1.) Diligent Electronic Board Books – Tips on How to Navigate & Board Member Suggestions Regarding Improving Utilization – Diligent-Staff/Davitt/Henrikson/Flores**

Bryan Zwahlen gave an overview on Diligent Electronic Board Books and offered tips on how to navigate Board Books.

**VI. RN/LPN/CNA Investigative Reports**

**VI.C.3. Teresa Elizabeth Lebel RN Exam (Morton)**

Lebel was present and addressed the Board. Snider moved, Dalton seconded, and it was unanimously carried to grant licensure upon meeting all requirements, and issue a Letter of Concern for the March 13, 2013 conviction of misdemeanor extreme DUI in Pima County Consolidated Justice Court, Tucson, Arizona.

	VOTE	Dalton Member	Johnson Member	Snider Member	Berrigan Secretary	Quinn President	McCormics V. Pres	Gutierrez Member	Harrell Member	Post Member	Busby Member
YES	9	X	X	X	X	X	X		X	X	x
NO	0										
ABSTAIN	0										
ABSENT	1							X			

**VI.C.7. Danny Rey West CNA Exam (Morton)**

West was present and available for questions. Busby moved, Berriagn seconded, and it was unanimously carried to grant certification upon meeting all requirements, and issue a Letter of Concern for the December 16, 2008, conviction of misdemeanor possession of marijuana in United States District Court, Tucson, Arizona.

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

**V.C.2. Gail Delhuerto TRN156290 (Galan)**

Delhuerto was present and addressed the Board. Galan addressed the Board with additional information. Busby moved, Snider seconded, and it was unanimously carried to administratively reinstate Respondent’s license effective July 31, 2013, and allow Respondent to continue on Consent Agreement and Order No. 1007001-NUR. Busby moved, Snider seconded, and it was unanimously carried to rescind prior Board motion and administratively reinstate Respondent’s license (RN156290) effective immediately, subject to the terms and conditions of Consent Agreement and Order No. 1007001-NUR and approve issuance of Respondent’s temporary license, issued on August 14, 2013 and expiring on September 27, 2013.

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

**V.C.4. Sapphire Suzanne Quiroz RN158606 (Galan)**

Quiroz was present and addressed the Board. Busby moved, Dalton seconded, and it was unanimously carried to extend Respondent’s deadline for completing the psychiatric evaluation until October 8, 2013. If Respondent does not undergo a psychiatric evaluation by October 8, 2013, based upon the language of the Order and the findings of fact and statute/rule violations identified in the monitoring non-compliance report, issue Notice of Charges.

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

McCormies left the meeting at 1:26 p.m.

**VI. RN/LPN/CNA Investigative Reports**  
**VI.D.3. Jessica Jo Hudon RN165032; LP045827; (Greabell)**  
**CNA1000011138**

Greabell addressed the Board and confirmed the receipt of additional information. Hudon was present and available for questions. Quinn moved, Berrigan seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, offer a Consent Agreement for at minimum, 18-month probation, and to include the attached stipulations. If not signed within 30 days, issue Notice of Charges.

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

McCormies returned to the meeting at 1:30 p.m.

**VI.D.4. Gail Gretchen Prats RN072526 (Greabell)**

Prats was present telephonically, and addressed the Board. Busby moved, McCormies seconded, and it was unanimously carried to continue the investigation to allow Applicant the opportunity to submit to hair testing that includes EtG within 15 days and to obtain a recovery evaluation to be completed by a Board approved psychologist with expertise in substance use disorder 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 re-issuance of licensure.

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

**VI.D.5. Julie Elaine McKee RN072526 (Greabell)**

McKee was present and addressed the Board. Quinn moved, Johnson seconded, on a determination of reasonable cause based on the facts alleged in the investigative report and material presented at this Board meeting, at no cost to the Board, issue an Interim Order for a psychological evaluation focused on sexual misconduct, boundaries, and ethics to be completed by a Board approved psychologist who is at minimum Ph.D. prepared, 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. Motion failed with four in favor and five opposed. After discussion, McCormies moved, Johnson seconded, based on the Findings of Fact and statute/rule violations identified in the investigative report, offer a Consent Agreement for Decree of Censure. If not signed within 30 days, issue Notice of Charges. Motion carried with seven in favor and two opposed.

	VOTE	<u>Dalton</u> Member	<u>Johnson</u> Member	<u>Snider</u> Member	<u>Berrigan</u> Secretary	<u>Quinn</u> President	<u>McCormies</u> V. Pres	<u>Gutierrez</u> Member	<u>Harrell</u> Member	<u>Post</u> Member	<u>Busby</u> Member
YES	7	X	X		X	X	X		X	X	
NO	2			X							X
ABSTAIN	0										
ABSENT	1							X			

**VI.E.4. Richard Lee Rozinski CNA1000027636 (Sage)**

Rozinski was present and available for questions. Johnson moved, Busby seconded, and it was unanimously carried to issue a Letter of Concern for assuming a playful and familiar manner in the care of a resident that could be interpreted as a violation of his rights or dignity while employed as a CNA at Osborn Health and Rehabilitation Center in Scottsdale, Arizona.

**VI.E.9. Coreen Elaine Garza RN174140 (Sage)  
(AKA: Kuhlmann, Sackal, Soth)**

Garza was present and available for questions. Johnson moved, Dalton seconded, based on the Findings of Fact, statute/rule violations identified in the Investigator's Report offer a Consent Agreement for a Decree of Censure to be signed within 30 days or issue a Notice of Charges.

	VOTE	<u>Dalton</u> Member	<u>Johnson</u> Member	<u>Snider</u> Member	<u>Berrigan</u> Secretary	<u>Quinn</u> President	<u>McCormies</u> V. Pres	<u>Gutierrez</u> Member	<u>Harrell</u> Member	<u>Post</u> Member	<u>Busby</u> Member
YES	5	X	X		X				X	X	
NO	4			X		X	X				X
ABSTAIN	0										
ABSENT	1							X			

**VI.G.2. Ovid Lambert RN164747 (Wagner)**

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

**VI.G.3. Joyce Marie Whitaker RN084343 (Revoked) (Wagner)**

**(AKA: Phillips)**

Wager was present and confirmed receipt of additional information. Whitaker was present and available for questions. Quinn moved, Berrigan seconded, and it was unanimously carried, based upon the findings of fact and applicable statutes and rules identified in the investigative report, deny Applicant's Application for Re-Issuance of her Arizona nursing license no. RN084343.

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

**VI.G.7 Elizabeth Christine Taylor RN154918 (Wagner)**

Taylor was present and addressed the Board. Quinn moved, McCormies seconded, and it was unanimously carried, based upon the Findings of Fact and statute/rule violations identified in the investigative report, offer a Consent Agreement for a minimum 36-month probation to include the attached stipulations. If not signed within 30 days, issue Notice of Charges.

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

**VI.H.5. Jason Alan Larson RN Applicant by Endorsement(Kish)**

Larson was present and addressed the Board. McCormies moved, Busby seconded, and it was unanimously carried to grant licensure and issue a Letter of Concern for failing to discard a sealed bottle of lorazepam and a bottle of atropine solution after a hospice patient's death in violation of company policy in or around December 2012 to April 12, 2013, while employed as a RN at Zion's Way Home Health and Hospice in Page, Arizona.

**VI.H.6. Douglas Alan Burch RN Applicant by Exam (Kish)**

Kish was present and confirmed receipt of additional information. Burch was present and available for questions. Busby moved, Berrigan seconded, and it was unanimously carried, grant license and issue a Letter of Concern for the March 13, 2013 DUI with BAC greater than .08(0.122) in Tucson, AZ.

**VI.H.7. Robert Thorp RN150610 (Kish)**

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

**VI.H.8. Fabiola Bimuso Ful RN Applicant By Endorsement(Kish)  
(AKA: MUH)**

Kish was present and confirmed the receipt of additional information. Ful was present and addressed the Board. Johnson moved, Berrigan seconded, based upon the findings of fact and statute/rule violations identified in the investigative report, offer a Consent Agreement for a five hundred dollar (\$500.00) administrative penalty and upon meeting all licensure requirements grant licensure. If not signed or payment not received in 30 days, deny licensure.

	VOTE	Dalton Member	Johnson Member	Snider Member	Berrigan Secretary	Quinn President	McCormies V. Pres	Gutierrez Member	Harrell Member	Post Member	Busby Member
YES	5	X	X	X	X		X				
NO	4					X			X	X	X
ABSTAIN	0										
ABSENT	1							X			

**VI.L.5. Dawn Denise Wilson RN Endorsement (Olson)**

Wilson was present and addressed the Board. Busby moved, Berrigan seconded, and it was unanimously carried, grant licensure upon meeting all requirements, and issue a Letter of Concern for her August 6, 2008, arrest by the Ramsey County Sheriff’s Office (Minnesota) for aiding an offender to avoid arrest, which did not lead to charges being filed; and her April 24, 2011, one-year stayed entry of judgment for disorderly conduct, a misdemeanor, which was dismissed on December 18, 2012, in Hennepin County Court, Minnesota.

**VI.N.2. Kenyen Edward Hinrichsen RN Exam (Arias)**

Hinrichsen was present and addressed the Board. Busby moved, Berrigan seconded, and it was unanimously carried, based upon the findings of facts identified in the investigative report, upon meeting all licensure requirements, grant licensure and issue a Letter of Concern for: August 15, 2001 misdemeanor DUI- Methamphetamine, and Unauthorized Possession of a Syringe, in Anaheim, California. September 5, 2002, misdemeanor DUI of a controlled substance in Costa Mesa, California. September 22, 2002, misdemeanor DUI of a controlled substance, in Costa Mesa, California.

**VI.N.4. Ryan Matthew Sanchez LPN Exam (Arias)**

Sanchez was present and available for questions. Post moved, Busby seconded, and it was unanimously carried, upon meeting all licensure requirements, grant licensure and issue a Letter of Concern for: January 5, 2000 misdemeanor DUI in Phoenix Municipal Court in Phoenix, Arizona; September 25, 2000 misdemeanor conviction for failure to appear for minor consumption in Chandler Municipal Court in Chandler, Arizona; Applicant’s admission of an October 31, 2000 misdemeanor conviction of DUI with a BAC of .146 and .155 in Tempe Municipal Court. February 20, 2001 misdemeanor conviction of criminal trespass in Chandler Municipal Court. March 1, 2002 misdemeanor conviction of minor consumption in Chandler Municipal Court. July 2, 2002 misdemeanor conviction of Extreme DUI with a blood analysis result of .222 gm. /100ml which occurred on or about May 18, 2002 in Mesa Municipal Court.

Meeting recessed at 2:45 p.m. and reconvened at 3:00 p.m.

**VI.M.1. Bryan Eliot Minor RN169872 (Kerrigan)**

Minor was present and addressed the Board. Busby moved, Johnson seconded, and it was unanimously carried to issue a Letter of Concern for pushing patient D.L. away from him on June 5, 2013 while working at CODAC Behavioral Health in Tucson, Arizona. Allow Respondent’s Stipulated Agreement, effective October 3, 2011, and all subsequent Addendums, to remain in effect.

**VI.B.11. Joshua Cole Woods LPN Endorsement (Richter)**

Berrigan moved, Quinn seconded, and it was unanimously carried to reopen Agenda Item VI.B.11. Richter was present and confirmed receipt of additional information. Woods was present and addressed the Board. Snider moved, Harrell seconded, and it was unanimously carried to continue the investigation to allow Applicant the opportunity to voluntarily complete a substance abuse evaluation, at no expense to the Board, by a Board approved Addictionist or a Psychologist with a specialty in substance abuse, relapse and prevention, 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 evaluation is not completed, based upon the findings of fact and statute/rule violations identified in the investigative report, deny licensure.

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

Quinn moved, McCormies seconded, and it was unanimously carried to rescind previous Board motion, based on the Findings of Fact, identified in the investigative report, upon meeting all licensure requirements, accept Applicant's signed agreement with the CANDO program and allow him to enter the program for a minimum of 36 months and grant licensure.

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

**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.f.	Jennifer Cora Bos	CNA1000030075	Monas

Monas was present and addressed the Board with additional information. Bos was present and addressed the Board. Busby moved, Quinn seconded, and unanimously carried to adopt the attached Notice of Charges for Agenda Items IV.B.2.f. Busby moved, Quinn seconded, and it was unanimously carried to rescind previous Board motion and continue the investigation until the November 2013 Board meeting to allow Board staff time to update the Investigative Report with additional information.

**IV.B. Felony Bar Cases**

**IV.B.1. Board Staff Recommendation: Adopt Order of Denial for Applicants**

Agenda #	Name	License/Certificate #	Staff
IV.B.1.d.	Kenneth Shadowvine	CNA Exam	Barker

Barker confirmed the receipt of additional information. Shadowvine was present and available for questions. Quinn moved to adopt the attached Order of Denial for Agenda Items IV.B.1.d. The motion failed for lack of second. Busby moved, Berrigan seconded, to continue the investigation until the November 2013 Board meeting to allow Board staff time to update the Investigative Report with additional information.

Berrigan left the meeting at 3:44 p.m.

**IX. Dialogue with Nursing Students**

The Board members and staff dialogued with Gateway Community College and Eastern Arizona College nursing students regarding Board functions, policies and procedures.

Questions were asked on:

- Can you work on license while being investigated
- How long does it take to bring case to the Board
- Does employer know if we are under investigation
- How long does discipline last on your license
- How long does discipline last on the website
- What is the difference between criminal cases and practice issues

Berrigan returned to the meeting at 3:52 p.m.

- Define Compact License
- Violations of the Nurse Practice Act

Snider left the meeting at 4:00 p.m.

**VI. RN/LPN/CNA Investigative Reports**

**VI.D.1. Elizabeth Grace Alexander RN152015; LP042665; (Greabell)  
CNA1000007079**

Alexander was present, telephonically, and was available for questions. Johnson moved, Post seconded, and it was unanimously carried to dismiss the complaint.

**VI.N.1. Pete Diego Ena CNA Exam (Arias)**

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 deny certification.

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

**VI.N.3. Kevin Lee Kennedy CNA Exam (Arias)**

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

**VI.N.5. John Gary Case RN Exam (Arias)**

Busby moved, Berrigan seconded, and it was unanimously carried, based upon the findings of facts identified in the investigative report, upon meeting all licensure requirements, grant licensure and issue a Letter of Concern for misdemeanor theft in Glendale, Arizona on or about December 22, 95.

**VI.B.1. Jennifer Lee Blount CNA10000161023 (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, offer a Consent Agreement for a Decree of Censure. If not signed within 30 days, issue Notice of Charges.

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

**VI.B.3. Nancy Susanna Hungarland RN Endorsement (Richter)  
(AKA: Schaefer)**

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

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

**VI.B.5. Monique Elyssa Miranda CNA Exam (Richter)**

Quinn moved, Johnson seconded, and it was unanimously carried to continue the investigation to allow Applicant the opportunity to voluntarily obtain a psychological evaluation with an emphasis on substance abuse, at no cost to the Board, 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 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>Johnson</u> Member	<u>Snider</u> Member	<u>Berrigan</u> Secretary	<u>Quinn</u> President	<u>McCormies</u> V. Pres	<u>Gutierrez</u> Member	<u>Harrell</u> Member	<u>Post</u> Member	<u>Busby</u> Member
YES	<b>8</b>	X	X		X	X	X		X	X	X
NO	<b>0</b>										
ABSTAIN	<b>0</b>										
ABSENT	<b>2</b>			X				X			

**VI.B.6. Danny Daniel Montano CNA1000030710 (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, issue Complaint Notice of Hearing.

**VI.B.7. Wendy Sue Rafferty LP046006 (Richter)**

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

**VI.B.8. Jennifer Ann Rodriguez CNA1000021154 (Richter)**

Rodriguez was present telephonically, and addressed the Board. Quinn moved, Berrigan seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, offer a Consent Agreement for a minimum 12 month stayed suspension, to include the attached stipulations. If not signed within 30 days, issue Notice of Charges.

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

**VI.B.12. Brianna Yatasha Dillard CNA Exam (Richter)**

McCormies moved, Quinn 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 12-month stayed suspension, to include attached stipulations, grant certification. If not signed within 30 days, deny certification.

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

**VI.B.13 Sherry Matthews CNA Exam (Morton)**

Busby moved, Dalton 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 12-month stayed suspension, to include attached stipulations, grant certification. If not signed within 30 days, deny certification.

	VOTE	<u>Dalton</u> Member	<u>Johnson</u> Member	<u>Snider</u> Member	<u>Berrigan</u> Secretary	<u>Quinn</u> President	<u>McCormics</u> V. Pres	<u>Gutierrez</u> Member	<u>Harrell</u> Member	<u>Post</u> Member	<u>Busby</u> Member
YES	<b>8</b>	X	X		X	X	X		X	X	X
NO	<b>0</b>										
ABSTAIN	<b>0</b>										
ABSENT	<b>2</b>			X				X			

**VI.E.1. Frank Armenta LP039908 (Sage)**

McCormics moved, Berrigan seconded, and it was unanimously carried, based on the findings of fact, statute/rule violations identified in the Investigative report, offer a Consent Agreement for a Decree of Censure to be signed within 30 days or issue a Notice of Charges.

	VOTE	<u>Dalton</u> Member	<u>Johnson</u> Member	<u>Snider</u> Member	<u>Berrigan</u> Secretary	<u>Quinn</u> President	<u>McCormics</u> V. Pres	<u>Gutierrez</u> Member	<u>Harrell</u> Member	<u>Post</u> Member	<u>Busby</u> Member
YES	<b>8</b>	X	X		X	X	X		X	X	X
NO	<b>0</b>										
ABSTAIN	<b>0</b>										
ABSENT	<b>2</b>			X				X			

**VI.E.2. Mark William Lawrence RN125617 (Sage)**

Quinn moved, Harrell seconded, and it was unanimously carried, based on the findings of fact, statute/rule violations identified in the Investigative Report, offer a Consent Agreement for a Decree of Censure to be signed within 30 days or issue a Notice of Charges.

	VOTE	<u>Dalton</u> Member	<u>Johnson</u> Member	<u>Snider</u> Member	<u>Berrigan</u> Secretary	<u>Quinn</u> President	<u>McCormics</u> V. Pres	<u>Gutierrez</u> Member	<u>Harrell</u> Member	<u>Post</u> Member	<u>Busby</u> Member
YES	<b>8</b>	X	X		X	X	X		X	X	X
NO	<b>0</b>										
ABSTAIN	<b>0</b>										
ABSENT	<b>2</b>			X				X			

**VI.E.3. Christa Jean Pavlovsky CNA999987664 (Sage)  
(AKA: Thompson)**

Johnson moved, Berrigan seconded, and it was unanimously carried, based on the findings of fact, statute/rule violations identified in the Investigative report, offer a Consent Agreement for a Decree of Censure to be signed within 30 days or issue a Notice of Charges.

	VOTE	<u>Dalton</u> Member	<u>Johnson</u> Member	<u>Snider</u> Member	<u>Berrigan</u> Secretary	<u>Quinn</u> President	<u>McCormics</u> V. Pres	<u>Gutierrez</u> Member	<u>Harrell</u> Member	<u>Post</u> Member	<u>Busby</u> Member
YES	<b>8</b>	X	X		X	X	X		X	X	X
NO	<b>0</b>										
ABSTAIN	<b>0</b>										
ABSENT	<b>2</b>			X				X			

**VI.E.5. Jennifer Christine Sampson CNA1000029331 (Sage)**

Johnson moved, Berrigan seconded, and it was unanimously carried, based on the Findings of Fact, statute/rule violations identified in the Investigative Report, offer a Consent Agreement for a Decree of Censure to be signed within 30 days of issue a Notice of Charges.

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

**VI.E.6. Tammy De Ann Taylor CNA162255403 (Sage)**

Sage was present and addressed the Board with additional information. Quinn moved, Harrell seconded, and it was unanimously carried, based on the Findings of Fact, statute/rule violations identified in the Investigative report, offer a Consent Agreement for a 24 month stayed revocation with stipulations to be signed within 30 days or issue a Notice of Charges.

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

**VI.E.7. Sonya C. Woods CNA1000035593 (Sage)**

Busby moved, Berrigan seconded, and it was unanimously carried, based in the Findings of Fact, statute/rule violations identified in the Investigator's Report, offer a Consent Agreement for a 24 month stayed revocation with stipulations and to be signed within 30 days or issue a Notice of Charges.

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

**VI.E.8. Barbara Talant Zafiris RN070476 (Sage)**

Busby moved, to issue a Letter of Concern for violating the privacy of a patient and Arrowhead Hospital's Information Security Agreement, while employed as an RN in September 2012, regarding computerized information systems that states: "... To access only computer systems, equipment and functions as required for the performance of my responsibilities ...” After discussion, Busby withdrew the motion. Johnson moved, and Busby seconded, based on the Findings of Fact, statute/rule violations identified in the Investigative Report, it was unanimously carried to offer a Consent Agreement for a Decree of Censure to be signed within 30 days or issue a Notice of Charges.

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

**VI.E.11. Michelle Johnson CNA999996808 (Sage)**

Busby moved, Berrigan seconded, and it was unanimously carried, based on the Findings of Fact, statute/rule violations identified in the Investigative Report, offer a Consent Agreement for a Decree of Censure to be signed within 30 days or issue a Notice of Charges.

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

**VI.C.1. Joseph Eramo CNA Exam (Morton)**

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

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

**VI.C.2. Mark William Gillespie CNA Exam (Morton)**

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

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

**VI.C.4. Ernesto Benjamin Robles CNA1000014270 (Morton)**

Quinn moved, McCormies seconded, and it was unanimously carried, upon a determination of reasonable cause, based on the facts alleged in the Investigative Report, and material presented at this Board meeting, and at no cost to the Board, issue an Interim Order for 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 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 a Notice of Charges and include the factual allegations and alleged violations of statute and rule for failure to comply with the Interim Order.

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

**VI.C.5. Amie Rodriguez LPN Endorsement (Morton)**

Post moved, Harrell seconded, and it was unanimously carried to continue the investigation to allow Applicant the opportunity to obtain a psychological evaluation, to include a substance abuse evaluation, at no cost to the Board, 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	Dalton Member	Johnson Member	Snider Member	Berrigan Secretary	Quinn President	McCormies V. Pres	Gutierrez Member	Harrell Member	Post Member	Busby Member
YES	8	X	X		X	X	X		X	X	X
NO	0										
ABSTAIN	0										
ABSENT	2			X				X			

**VI.C.8. Carmen Lidia Cook CNA Endorsement (Morton)**  
**(AKA: Enriquez)**

Quinn moved, Busby 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, signing a Consent Agreement for a \$50.00 Civil Penalty and payment of the Civil Penalty, grant certification. If not signed within 30 days or payment not received within 60 days, deny certification.

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

**V.B. Applicants for Reissuance & Investigative Reports**

**V.B.1. Ian A Nixon CNA Reissuance (Morton)**

Quinn moved, Berrigan seconded, and it was unanimously carried to continue the investigation to allow Applicant the opportunity to voluntarily obtain a Psychological evaluation, to include substance abuse to be completed by a Board approved Psychologist 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 not completed within 45 days, deny re-issuance of certification.

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

**VI. RN/LPN/CNA Investigative Report**

**VI.H.1. Tracy Lyn Chandler RN151822 (Kish)**

Quinn moved, Busby seconded, and it was unanimously carried, based on the Findings of Fact and statute/rule violations identified in the investigative report, issue Notice of Charges.

**VI.H.2. Theresa Ann Reese RN158840 (Kish)**

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

**VI.H.3. Josue Clemente Maldonado RN148130 (Kish)**

Maldonado was present telephonically and available for questions. Busby moved, Berrigan seconded, and it was unanimously carried to dismiss the complaint.

**VI.H.4. Cheri Lyn Stramecky RN Applicant by Endorsement(Kish)**  
**(AKA: Markwell)**

Stramecky was present telephonically and available for questions. Kish was present and confirmed the receipt of additional information. Busby moved, Johnson seconded, and it was unanimously carried to grant license.

**VI.H.9. Linda Jean Paijean LPN Endorsement (Kish)**  
**(AKA: Ferraro, Shea)**

Busby moved, Harrell seconded, and it was unanimously carried, based on the Findings of Fact and statute/rule violations identified in the investigative report, grant temporary license for LPN refresher course only, and offer a Consent Agreement for a 36-month probation to include the attached stipulations. Upon successful completion of the LPN refresher course, grant licensure and continue the Consent Agreement, adding the practice stipulations.

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

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

**V.C.1. Stephanie Ann Lynch RN172980 (Galan)**

Post moved, Busby seconded, and it was unanimously carried to issue a Letter of Concern for the positive alcohol urine drug screen on February 27, 2013, and terminate Respondent’s probation.

**V.C.3. Ezekiel Tolu Opuroku RN162082 (Galan)**  
**LPN036460**

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

**V.C.5. Cynthia Nelson RN096364 (Galan)**

Busby moved, Post seconded, and it was unanimously carried, based upon the Findings of Fact and statute/rule violations identified in the monitoring noncompliance report, issue Notice of Charges.

**V.C.6. Cheryl Adams RN128373 (Galan)**  
**(AKA: Buckler)**

An attempt was made to contact Adams telephonically. Busby 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, lift the stay of revocation.

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

**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.g.	Maria Rodriguez	CNA1000006065	Galan

Quinn moved, Berrigan seconded, and unanimously carried to adopt the attached Notice of Charges for Agenda Items IV.B.2.g.

**VIII. Call to the Public**

No members of the public were present.

The meeting recessed at 5:02, Thursday, September 26, 2013.

# *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 7:59 a.m., Friday, September 27, 2013, in the Board of Nursing Board Room, Suite 200, 4747 N. 7<sup>th</sup> Street, Phoenix, Arizona, with Randy C. Quinn, CRNA, President, presiding.

**BOARD MEMBERS PRESENT:**

- Randy C. Quinn, CRNA, President
- Carolyn Jo McCormies, RN, MS, FNP-BC, Vice President
- Theresa (Terri) Berrigan, LPN, C-AL, Secretary
- Kathryn L. Busby, JD, Member
- Leslie Dalton, MSN, RN, Member
- Lori Gutierrez, BS, RN-C, Member
- M. Shawn Harrell, RN, MS, Member
- Patricia Johnson, LPN, Board Member
- Kim Post, RN, BSN, MBA/HCM, NEA-BC, Member
- Charleen L. Snider, BSN, RN, Member

**BOARD MEMBERS ABSENT:**

**LEGAL COUNSEL:**

- Elizabeth Campbell, Assistant Attorney General
- Carrie Smith, Assistant Attorney General
- Sarah Selzer, Assistant Attorney General

**STAFF DIRECTORS:**

- Joey Ridenour, RN, MN, FAAN, Executive Director
- Nikki Austin, JD, RN, Associate Director of Investigations/Compliance
- Judy Bontrager, RN, MN, Associate Director of Operations/Licensing
- Pamela Randolph, RN, MSN, Associate Director of Education and Evidence Based Regulation
- Kirk Olson, Lead Senior Investigator
- Emma Mamaluy, JD, Chief Counsel

**STAFF:**

<p style="text-align: center;">Katrina Alberty, Senior Investigator Frederick Arias, Senior Investigator Susan Barber, RN, MSN, Nurse Practice Consultant/Hearings Max Barker, Senior Investigator Frannie Breed, RN, BSN, Education Consultant Stephanie Chambers, Nurse Practice Consultant Janeen Dahn, MSN, FNP, Nurse Practice Consultant/AP Ronda Doolen, RN, BSN, MSN, Education Program Administrator Diva Galan, JD, Senior Investigator Tamara Greabell, MA, BSN, RN, Nurse Practice Consultant Jan Kerrigan, RN, BSN, Nurse Practice Consultant/CANDO Kristi Hunter, MSN, FNP-C, Nurse Practice Consultant Dolores Hurtado, Senior Investigator</p>	<p style="text-align: center;">Ruth Kish, RN, MN, Nurse Practice Consultant Jennifer McWilliams, Senior Investigator Linda Monas, Senior Investigator Michael Pilder, MSN, RN, APHN-BC, Nurse Practice Consultant Michelle Morton, Senior Investigator Cristina Oates, Legal Assistant Bonnie Richter, MSW, Senior Investigator Jeanine Sage, RN, MSN, Nursing Assistant Consultant Valerie Smith, RN, MS, FRE, Consultant to Exec Director Dirk VandenBerg, Sr., Senior Investigator Opal Wagner, RN, BSN, Nurse Practice Consultant Kristen Wilson, Nurse Practice Consultant Lisa Youtsey, Administrative Assistant</p>
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**I. Call to Order**

The meeting was called to order at 8:02, a.m., Friday, September 27, 2013.

The following Board members were present: Quinn, McCormies, Berrigan, Dalton, Harrell, Johnson Snider, Gutierrez, Post 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.G.1. Christina Kay Isaacs RN069899 (Wagner)**

Isaacs was present and addressed the Board. Wagner confirmed receipt of additional information. Quinn moved, Berrigan seconded, and it was unanimously carried, on a determination of reasonable cause based on the facts alleged in the investigative report and material presented at this Board meeting, at no cost to the Board, issue an Interim Order for 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 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 to include the factual allegations and alleged violations for failure to comply with the Interim Order.

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

**VI.C.6. Taylor Catherine Wilson RN156335 (Morton)**

Wilson was present and addressed the Board. Johnson moved, Busby seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, offer a Consent Agreement for 36 month standard probation to include attached stipulations. If not signed within 30 days, issue Notice of Charges.

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

**VI.O.7. Araceli Leija Rivera CNA Exam (Barker)**

Rivera was present and addressed the Board. Busby moved, Berrigan seconded, and it was unanimously carried to continue the investigation to allow Applicant the opportunity to 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.

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

**VI.O.3. Shawn Lee Faust RN Exam (Barker)**

Attorney Kimberly Kent and Faust were present and available for questions. Post moved, Gutierrez seconded, and it was unanimously carried, grant licensure upon meeting all requirements, and issue a Letter of Concern for the July 14, 2000 conviction in the Tucson Municipal Court for minor in possession of alcohol, the June 9, 2000 conviction in the Tucson Municipal Court for minor driving after drinking alcohol, the May 14, 2001 conviction in the Tucson Municipal Court for possession of marijuana, the December 14, 2001 arrest by Pima County Sheriff’s Department for burglary, which was later dismissed by the Pima County Justice Court in Tucson, Arizona, the June 1, 20001 conviction in the Pima County Justice in Tucson, Arizona for shoplifting, and the January 16, 2003 conviction in the Superior Court of Arizona for attempted burglary.

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

**IV. 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 and Certificates, Felony Bar Cases, Notice of Charges, Notice of Denial of Application for Licensure/Certification, Applicants for Licensure/Accept Signed Consent Agreement (Information)**

**IV.A. Lapsed Licenses & Certificates: Possible Administrative Penalty**

**IV.A.1. Board Staff Recommendation: Offer Consent Agreement (Lohsandt)**

Agenda #	Name	License/Certificate #	Penalty Amount
IV.A.1.a.	Elisabeth Akowo	CNA1000031600	\$25
IV.A.1.b.	Marlene Alva	CNA999993556	\$25
IV.A.1.c.	Philip Daou	CNA1000018759	\$25
IV.A.1.d.	Casaundra Jones	CNA1000029579	\$25
IV.A.1.e.	Clay Pennington	CNA1000031037	\$25
IV.A.1.f.	April Springer	CNA1000007464	\$25
IV.A.1.g.	Brittany Vallillo	CNA1000028539	\$25
IV.A.1.h.	Ulysses Wilson	CNA999997306	\$25
IV.A.1.i.	Martha Woodruff	CNA219089303	\$25

McCormies moved, Busby 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	Johnson Member	Snider Member	Berrigan Secretary	Quinn President	McCormies V. Pres	Gutierrez Member	Harrell Member	Post Member	Busby Member
YES	10	X	X	X	X	X	X	X	X	X	X
NO	0										
ABSTAIN	0										
ABSENT	0										

**IV.A.2. Board Staff Recommendation: Accept Signed Consent Agreement (Lohsandt)**

Agenda #	Name	License/Certificate #	Penalty Amount
IV.A.2.a.	Frank Michael Abbate	CNA999987405	\$25
IV.A.2.b.	Kyle Armstrong	CNA1000029397	\$25
IV.A.2.c.	Chlorine Borja	LP045077	\$300
IV.A.2.d.	Courtney Christiansen	CNA1000029976	\$25
IV.A.2.e.	Ashley D’Agostino	TRN175536	\$200
IV.A.2.f.	Danielle Doiron	CNA1000020678	\$25
IV.A.2.g.	Marlaina Dooley	CNA999951598	\$25
IV.A.2.h.	Diana Enas	CNA999999032	\$25
IV.A.2.i.	Maria Estrada	CNA999992396	\$25
IV.A.2.j.	Rosa Figueroa	CNA623037137	\$75
IV.A.2.k.	Elizabeth Green	CNA999990886	\$25
IV.A.2.l.	Sherrie Haycock	CNA999991799	\$25
IV.A.2.m.	Mariaelen Herrera	CNA899333803	\$25
IV.A.2.n.	Katalina A Kaye	CNA1000011870	\$25
IV.A.2.o.	Rosalie Keltner	CNA703971873	\$25
IV.A.2.p.	Janet L Komnick	CNA597959879	\$25
IV.A.2.q.	Alice Kroma	CNA1000013196	\$25
IV.A.2.r.	Anica Maric	CNA1000011173	\$50
IV.A.2.s.	Marjorie Mathews	CNA1000029171	\$25
IV.A.2.t.	Inez Morales	CNA1000021991	\$25
IV.A.2.u.	Paulette Orgill	RN157024	\$100
IV.A.2.v.	Sarah Ramirez	CNA1000019329	\$25
IV.A.2.w.	Ashley Scotellaro	CNA1000027069	\$25
IV.A.2.x.	Genevieve Smith	CNA999994186	\$25
IV.A.2.y.	Loan Tran	RN135114	\$100
IV.A.2.z.	Maria Valle	CNA1000006583	\$25
IV.A.2.aa	Jaymelee Wheeler	CNA1000015129	\$25

Busby moved, Dalton seconded, and it was unanimously carried, based on the Finding of Fact and statute/rule violations identified in the investigative report, to accept the signed Consent Agreement and paid Administrative Penalty for the amount stated for working on an expired license/certificate; and referral of the employer will be made to the Department of Health Services for licensees/certificate holders working on a lapsed license for three months or greater.

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

**IV.B. Felony Bar Cases**

**IV.B.1. Board Staff Recommendation: Adopt Order of Denial for Applicants**

Agenda #	Name	License/Certificate #	Staff
IV.B.1.a.	Stephanie Lynette Redhorse	CNA Exam	Richter
IV.B.1.b.	Leslie Louise Jolly	RN Exam	Olson
IV.B.1.c.	Cynthia Ann Key	CNA Exam	Barker
IV.B.1.e.	Shantoya Nicole Thomas	CNA Exam	Barker

Busby moved, McCormies seconded, and it was unanimously carried to adopt the attached Order of Denial for Agenda Items IV.B.1.a, b, c, and e.

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

**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.	Coleen Gayle Doyle	RN101411	Richter
IV.B.2.b.	Josiane L. Duquenoy	CNA999953022	Alberty
IV.B.2.c.	Christina Grace Mack	CNA1000009327	Alberty
IV.B.2.d.	Shanna Trejo	CNA999996343	Monas
IV.B.2.e.	Ashley Marie Wood	RN156580	Olson

Busby moved, Dalton seconded, and it was unanimously carried to adopt the attached Notice of Charges for Agenda Items IV.B.2.a thru e.

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

Johnson moved, Gutierrez 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.

**V.F. CANDO Eligibility/Noncompliance & Investigative Reports**

**V.F. Dawn Lee L’Esperance RN076650 (Kerrigan)**

Busby moved, Gutierrez seconded, and it was unanimously carried to table Agenda Item V.F.1.

**VI. RN/LPN/CNA Investigative Reports**

**VI.A.1. Walter Burnett CNA Examination (Monas)**

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

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

**VI.A.2. Tammy Lynn Stonkey CNA Endorsement (Monas)**  
**(AKAs: Taylor, Vaught, Billups, Andrus, Martin, Qualls, Kavorkian)**

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

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

**VI.B.4. Daniel Armando Lopez RN073488 (Richter)**

Lopez was present telephonically and addressed the Board. Quinn moved, Berrigan seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, offer a Consent Agreement for a 24-month probation to include the attached stipulations. If not signed within 30 days, issue Notice of Charges.

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

**VI.F.1. Gabriel L. Dominguez CNA453062103 (McWilliams)**

McWilliams was present and confirmed the receipt of additional information. Quinn moved, Berrigan seconded, and it was unanimously carried, based upon the Findings of Fact and statute/rule violations identified in the investigative report, issue a Notice of Charges.

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

**VI.F.2. Lisa Wecker Lemaster CNA Exam (McWilliams)**

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

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

**VI.F.3. Sherree Juanita Tedder RN Endorsement (McWilliams)**

McCormies moved, Gutierrez seconded, and it was unanimously carried to grant licensure upon meeting all requirements, and issue a Letter of Concern for her July 2, 1999 misdemeanor conviction of

Public Intoxication, her October 19, 2000 misdemeanor convictions of DUI, Open Container, Driving while License Suspended and Defective Vehicle, her June 19, 2001 imposition of judgement and sentence for the felony charge of DUI-Second Offense and misdemeanor charges of Open Container and Driving while License Suspended, all adjudicated within Grady County District Court, Oklahoma; her admission of prior alcohol addiction and treatment; and her failure to cooperate with the Board Investigation.

**VI.F.4. Fred Lee Hazeslip RN145823 (McWilliams)**  
 Busby moved, Johnson seconded, and it was unanimously carried to table Agenda Item VI.F.4.

**II.G. Hearing Department Investigative Reports**

**II.G.1. Alfredo Bustos Jr. RN147266 (Selzer)**

Attorney Teresa Sanzio was present telephonically, and available for questions. Quinn moved, Harrell seconded, and it was unanimously carried to issue Complaint and Notice of Hearing.

**II.G.2. Gail Sylvia Ziv RN045016; AP0033 (Selzer)**

Attorney Teresa Sanzio was present telephonically, and available for questions. Quinn moved, McCormies seconded, and it was unanimously carried to issue Complaint and Notice of Hearing.

**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
<b>II.D.11.</b>	<b>Julie A Stott</b>	<b>RN082346;AP1129</b>	<b>Revocation</b>	<b>C. Smith</b>

The Board was represented by Diana Rasner, Assistant Attorney General, Division of Solicitor General. C. Smith Assistant Attorney General represented the State.

Attorney David Derickson was present and available for questions.

C. Smith addressed the Board and noted a copy of the Voluntary Surrender has not been received.

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

Berrigan moved, Busby seconded, it was unanimously carried to table Agenda Item II.D.11.

**II.F.2. Bonita Ann Edgeworth RN129225 (Selzer/Barber)**

The Board was represented by Diana Rasner, Assistant Attorney General, Division of Solicitor General. Selzer, Assistant Attorney General, represented the State.

Attorney Robert Chelle was present and available for questions.

Busby moved, Gutierrez seconded, and it was unanimously carried to accept the signed Consent Agreement and Order No. 1106096 for a Stayed Suspension with Probation for a maximum period of 48 month, with terms and conditions, as settlement in complaint no. 1106096.

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

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

**II.F.1. Debra Fay Kloster RN165058 (Selzer/Barber)**

The Board was represented by Diana Rasner, Assistant Attorney General, Division of Solicitor General. Selzer, Assistant Attorney General, represented the State.

Attorney Robert Chelle was present and available for questions.

Busby moved, Berrigan seconded, and it was unanimously carried to accept the signed Consent Agreement for a Civil Penalty of \$250.00 as resolution in complaint number 1103075.

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

**II.F.3. Donald Howard Insko, Jr. RN153721 (C. Smith)**

Attorney D Jay Ryan was present and addressed the Board. Insko was present and available for questions. Busby moved, Berrigan seconded, and it was unanimously carried to go into Executive Session pursuant to A.R.S. §38-431.03 (A) (2) and (3), on Agenda Item II.F.3. for the purpose of reviewing confidential documents and to obtain legal advice. Executive Session convened at 9:10 a.m., and adjourned at 9:20 a.m. After discussion, Busby moved, Snider seconded, and it was unanimously carried to issue a Letter of Concern for failure to comply with Interim Order for evaluation January 27, 2011.

**II.C.3. Matthew Dean Laird RN141191 (C. Smith)**

C. Smith was present and the Board was represented by Diana Rasner, Assistant Attorney General, Division of Solicitor General. Carrie Smith, Assistant Attorney General, represented the State.

Attorney Robert Sewell was present and available for questions.

C. Smith was present and addressed the Board with additional information.

Busby moved, McCormies seconded, and it was unanimously carried to accept the proposed Consent Agreement.

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

**II.E.3. Maria Lu Perez RN129188; LP038660 (Campbell)  
(AKA: Maria Lourdes Perez)**

The proceeding began at 9:24 with the following Board members present: Quinn, McCormies, Berrigan, Dalton, Harrell, Johnson, Snider, Gutierrez, Post and Busby.

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

Attorney Robert Sewell was present and addressed the Board.

Perez was present and available for questions.

Campbell addressed the Board and requested the Board accept the Administrative Law Judge’s recommended findings of fact and conclusions of law and to adopt the original recommended order.

Busby moved, Johnson seconded, and it was unanimously carried to adopt the Administrative Law Judge’s Findings of Fact and Conclusions of Law, and add the additional fact of Respondent’s participation in an evaluation and add the results of the evaluation, and adopt the Administrative Law Judge’s original recommendation for a Decree of Censure.

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

**II.A. Administrative Law Judge (ALJ) Recommendations**

**II.A.1. Melissa Olson RN143665 (Campbell)**

The proceeding began at 9:35 a.m. with the following Board members present: Quinn, McCormies, Berrigan, Dalton, Harrell, Johnson, Snider, Gutierrez, Post and Busby.

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

The Board was represented by Diana Rasner, 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 to accept the recommended Order for revocation.

Busby moved, Gutierrez seconded, and it was unanimously carried to accept as Findings of Fact the findings contained in Paragraphs 1 through 41.

Busby moved, Gutierrez seconded, and it was unanimously carried, to accept as Conclusions of Law the violations in Paragraphs 1 through 13.

Busby moved, Berrigan seconded, and it was unanimously carried to accept the Administrative Law Judge’s recommended Order to revoke, professional nurse license No. RN143665, previously issued to Melissa Olson.

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

**II.A.2. Kevin Miles LP043941 (Selzer)**

The proceeding began at 9:38 a.m., with the following Board members present: Quinn, McCormies, Berrigan, Dalton, Harrell, Johnson, Snider, Gutierrez, Post and Busby.

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

The Board was represented by Diana Rasner, Assistant Attorney General, Division of Solicitor General. Sarah Selzer, Assistant Attorney General, represented the State.

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

Busby moved, Dalton seconded, and it was unanimously carried to accept as Findings of Fact the findings contained in Paragraphs 1 through 21.

Busby moved, Dalton seconded, and it was unanimously carried, to accept as Conclusions of Law the violations in Paragraphs 1 through 5.

Busby moved, Dalton seconded, and it was unanimously carried to accept the Administrative Law Judge’s recommended Order to revoke practical nurse license No. LP043941 previously issued to Kevin Miles.

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

**II.A.3. Dynette Eddie CNA Applicant (Campbell)**

The proceeding began at 9:40 a.m., with the following Board members present: Quinn, McCormies, Berrigan, Dalton, Harrell, Johnson, Snider, Gutierrez, Post and Busby.

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

The Board was represented by Diana Rasner, 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 to adopt the recommended Order.

McCormies moved, Dalton seconded, and it was unanimously carried to accept as Findings of Fact the findings contained in Paragraphs 1 through 24.

Busby moved, Dalton seconded, and it was unanimously carried, to accept as Conclusions of Law the violations in Paragraphs 1 through 10.

Busby moved, Gutierrez seconded, and it was unanimously carried to deny the applicant’s appeal and that prior denial of Dynette Eddie’s application for nursing assistant certification be upheld and affirmed.

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

**II.A.4. Erikka Crooms LP Applicant (Campbell)**

The proceeding began at 9:42 with the following Board members present: Quinn, McCormies, Berrigan, Dalton, Harrell, Johnson, Snider, Gutierrez, Post and Busby.

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

The Board was represented by Diana Rasner, 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 to adopt the recommended Order.

McCormies moved, Snider seconded, and it was unanimously carried to accept as Findings of Fact the findings contained in Paragraphs 1 through 27.

McCormies moved, Dalton seconded, and it was unanimously carried, to accept as Conclusions of Law the violations in Paragraphs 1 through 15.

Busby moved, Dalton seconded, and it was unanimously carried to deny the applicant’s appeal and that prior denial of Erikka Croom’s application for nursing assistant certification be upheld and affirmed.

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

**II.A.5. Kelly Montgomery RN122001 (C. Smith)**

The proceeding began at 9:45 a.m., with the following Board members present: Quinn, McCormies, Berrigan, Dalton, Harrell, Johnson, Snider, Gutierrez, Post and Busby.

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

The Board was represented by Diana Rasner, Assistant Attorney General, Division of Solicitor General. Carrie Smith, Assistant Attorney General, represented the State.

Montgomery was present telephonically and addressed the Board.

C. Smith addressed the Board and requested the Board accept the Administrative Law Judge’s recommended findings of fact and conclusions of law and to adopt the recommended Order.

Johnson moved, Dalton seconded, and it was unanimously carried to accept as Findings of Fact the findings contained in Paragraphs 1 through 16.

Johnson moved, Dalton seconded, and it was unanimously carried, to accept as Conclusions of Law the violations in Paragraphs 1 through 6.

Johnson moved, Dalton seconded, and it was unanimously carried to accept Administrative Law Judge’s recommendation, to include 12 months practice probation and comply with terms and conditions.

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

**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
<b>II.B.1.</b>	<b>Lori Ann Jenkins</b>	<b>RN159369</b>	<b>Revoke</b>	<b>Selzer</b>
<b>II.B.2.</b>	<b>Meredith Abdi</b>	<b>RN147896</b>	<b>Revoke</b>	<b>Selzer</b>
<b>II.B.3.</b>	<b>Katonah Ziarnick</b>	<b>RN168444</b>	<b>Revoke</b>	<b>C. Smith</b>
<b>II.B.4.</b>	<b>Craig Landon Jones</b>	<b>RN137444</b>	<b>Revoke</b>	<b>Selzer</b>

The Board was represented by Diana Rasner, Assistant Attorney General, Division of Solicitor General. Carrie Smith, Assistant Attorney General, represented the State.

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

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

Busby moved, Dalton 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.

Busby moved, McCormies seconded, and it was unanimously carried to accept the State’s recommended discipline.

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

**II.C. Settlement Conference Cases and Proposed Consent Agreements**

**II.C.1. Jessica Lynn Moran RN127124 (Selzer)**

The Board was represented by Diana Rasner, Assistant Attorney General, Division of Solicitor General. Sarah Selzer, Assistant Attorney General, represented the State.

Moran was present and available for questions.

Busby moved, Post seconded, and it was unanimously carried to accept the proposed Consent Agreement.

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

**II.C.2. Juanita Salazar Valenzuela CNA1000011007 (Selzer)**

The Board was represented by Diana Rasner, Assistant Attorney General, Division of Solicitor General. Sarah Selzer, Assistant Attorney General, represented the State.

Busby moved, Harrell seconded, and it was unanimously carried to accept the signed Consent Agreement.

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

**II.C.4. Dean Robins Wentworth RN162375; AP3608 (Campbell)**

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

Campbell was present and confirmed the receipt of additional information.

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

Busby moved, Quinn seconded, and it was unanimously carried to accept the signed Consent Agreement for Suspension pending re-instatement of his Texas license.

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

Snider left the meeting at 10:01 a.m.  
 Snider returned to the meeting at 10:04 a.m.

**II.C.5. Elaine Christine Williams LPN Exam Applicant (Campbell)**

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

Williams was present and available for questions.

Busby moved, Johnson seconded, and it was unanimously carried to grant motion for review. Johnson moved, Busby seconded, to rescind prior Order of Denial. Post moved, Berrigan seconded, to grant licensure and issue a Letter of Concern for the felony conviction in Washington, March 18, 2004, for endangerment with a controlled substance.

The meeting recessed at 10:05 a.m. and reconvened at 10:24 a.m.

**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.	Tera Jean Edison	RN172798	Revocation	C. Smith
II.D.2.	Audra Elizabeth Jones	RN164544	Revocation	C. Smith
II.D.3.	Karen Layaw	RN138514	Revocation	C. Smith
II.D.4.	William E. Ray	RN000099458	Revocation	C. Smith
II.D.5.	Tammy Jo Storms	RN149561	Revocation	C. Smith
II.D.6.	John Thomas Sefranek	RN167737	Revocation	Selzer
II.D.7.	Amy Louise Wright	RN107718(Compact NC)	Revocation	Selzer
II.D.8.	Michael Kenneth Zarow	CNA244214713	Revocation	Selzer
II.D.9.	Diana M Richey	LP020094	Revocation	Campbell
II.D.10.	Stacy Martin	RN134146	Revocation	Campbell

The Board was represented by Diana Rasner, Assistant Attorney General, Division of Solicitor General. Carrie Smith, Assistant Attorneys General, represented the State.

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

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

Busby 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 Notices of Charges.

Busby moved, Johnson seconded, and it was unanimously carried to accept the State’s recommended discipline for Agenda Items II.D.1. through 10.

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

**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
<b>II.D.11.</b>	<b>Julie A Stott</b>	<b>RN082346;AP1129</b>	<b>Revocation</b>	<b>C. Smith</b>

Berrigan moved, Busby seconded, and it was unanimously carried to reopen Agenda Item II.D.11. Busby moved, McCormies seconded, it was unanimously carried to vacate previous Order to revoke. C. Smith noted respondent signed a voluntary surrender.

**II.E. Rehearing Requests or Review of Board Decision**

**II.E.1. Raquel Irene Padilla CNA1000015806 (Campbell)**

The proceeding began at 10:27 a.m., with the following Board members present: Quinn, McCormies, Berrigan, Dalton, Harrell, Johnson, Snider, Gutierrez, Post and Busby.

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

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

Busby moved, Harrell seconded, and it was unanimously carried deny request for rehearing/reconsideration.

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

**II.G.3. Kenneth Dale Phillips RN166032 (Campbell)**

Campbell was present and addressed the Board. Busby moved, McCormies seconded, and it was unanimously carried to issue Complaint and Notice of Hearing.

**VI.B.2. Nicholas Randy Farrey RN160051; AP2770 (Richter)**

Attorney Lisa Gervase and Farrey 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, issue a Letter of Concern for the October 2011 arrest and conviction of extreme DUI and DUI.

**VI.B.13 Sherry Matthews CNA Exam (Morton)**

Busby moved, Berrigan seconded, and it was unanimously carried to reopen Agenda Item VI.B.13, for the purpose of allowing Matthews to address the Board. No further action was taken.

**VI.F.5. Chandler Rae Hussey CNA1000013692 (McWilliams)**

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

**VI.F.6. Kristin Phyllis Whitten RN Exam (McWilliams)**

Whitten was present telephonically and available for questions. Busby moved, Berrigan seconded, and it was unanimously carried to continue the investigation to allow Applicant the opportunity to obtain a psychological evaluation, to include a substance use evaluation, by a Board approved licensed psychologist, and to include any additional testing deemed necessary by the evaluator, to be scheduled and completed within 90 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	Dalton Member	Johnson Member	Snider Member	Berrigan Secretary	Quinn President	McCormies V. Pres	Gutierrez Member	Harrell Member	Post Member	Busby Member
YES	<b>10</b>	X	X	X	X	X	X	X	X	X	X
NO	<b>0</b>										
ABSTAIN	<b>0</b>										
ABSENT	<b>0</b>										

**VI.F.4. Fred Lee Hazeslip RN145823 (McWilliams)**

Busby moved, Berrigan seconded, and it was unanimously carried to reopen Agenda Item VI.F.4. McWilliams addressed the Board with additional information. Gutierrez moved, Busby seconded, and it was unanimously carried, based on the findings of fact and statute/rule violations identified in the investigative report, offer a Consent Agreement for probation to include the attached stipulations. If found to have a substance use disorder and/or treatment is recommended, the length of probation shall be at minimum, 36 months. If not found to have a substance use disorder and treatment is not recommended, the length of probation shall be 18 months. If not signed within 30 days, issue Notice of Charges.

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

**VI.G.4. Kay Draheim Baylor RN070089 (Wagner)**

Wagner addressed the Board with 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, offer a Consent Agreement for a minimum 12-month probation to include the attached stipulations. If not signed within 30 days, issue Notice of Charges.

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

**VI.J.1. Roger Gregory Allen RN169677 (Hunter)**

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

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

**VI.J.2. Christina Marie Miller RN076793; AP4409 (Hunter)**  
**(AKA: Staples)**

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

**VI.J.3. Margaret Najdowski Clarke RN124758 (Hunter)**

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

**VI.J.5. Jenny Rose Mendoza LP036592 (Hunter)**  
**(AKA: Cilinite, Tirado)**

Quinn moved, McCormies seconded, and it was unanimously carried, on a determination of reasonable cause based on the facts alleged in the investigative report and material presented at this Board meeting, at no cost to the Board, issue an Interim Order for a psychological evaluation to be completed by a Board approved licensed psychologist, 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	Johnson Member	Snider Member	Berrigan Secretary	Quinn President	McCormies V. Pres	Gutierrez Member	Harrell Member	Post Member	Busby Member
YES	10	X	X	X	X	X	X	X	X	X	X
NO	0										
ABSTAIN	0										
ABSENT	0										

**VI.J.7. Kenneth Harold Miller RN109557; CRNA0400 (Hunter)**

Hunter addressed the Board and confirmed receipt of additional information. Busby moved, Snider seconded, and it was unanimously carried, making a finding of reasonable cause, based upon the allegations in the investigative report and at no cost to the Board, issue an Interim Order for a psychological evaluation with an expertise in anger management, to be completed by a Board approved licensed psychologist, 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	Johnson Member	Snider Member	Berrigan Secretary	Quinn President	McCormies V. Pres	Gutierrez Member	Harrell Member	Post Member	Busby Member
YES	10	X	X	X	X	X	X	X	X	X	X
NO	0										
ABSTAIN	0										
ABSENT	0										

**VI.L.1. Kristen Marie Bunge RN140023 (Olson)**

Johnson moved, McCormies seconded, and it was unanimously carried, based upon the Findings of Fact and statute/rule violations identified in the investigative report, issue a Notice of Charges.

**VI.L.2. Catherine Chellemi RN Endorsement (Olson)  
(AKA: Constantnou, Tessmer)**

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

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

**VI.L.3. Jacquelyn Ann McGrath RN057437 (Olson)**

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

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

**VI.L.4. Allison Runnalls CNA Exam (Olson)**

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 deny certification.

	VOTE	Dalton Member	Johnson Member	Snider Member	Berrigan Secretary	Quinn President	McCormies V. Pres	Gutierrez Member	Harrell Member	Post Member	Busby Member
YES	<b>10</b>	X	X	X	X	X	X	X	X	X	X
X	<b>0</b>										
ABSTAIN	<b>0</b>										
ABSENT	<b>0</b>										

Gutierrez left the meeting at 11:09 a.m.

**VI.L.6. Ann Marie Miner LPN Exam (Olson)  
(AKA: Craig)**

Busby moved, Snider seconded, and it was unanimously carried, based upon a determination of reasonable cause, based on the facts alleged in the investigative report and material presented at this Board meeting, at the Board’s expense, issue an Interim Order for 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 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, deny licensure and include the factual allegations and alleged violations of statute and rule for failure to comply with the Interim Order.

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

Gutierrez returned to the meeting at 11:14 a.m.

**VI.L.7. Christa Ann Myers RN143310 (Olson)**

Busby moved, Dalton seconded, and it was unanimously carried based upon the findings of fact and statute/rule violations identified in the investigative report, offer a Consent Agreement for a 12-month probation to include the attached stipulations. If not signed within 30 days, issue a Notice of Charges.

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

**VI.O.1. Joanne Tracy Carroll CNA Endorsement (Barker)**

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

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

**VI.O.2. Marius E. Cole CNA Exam (Barker)**

Quinn moved, Berrigan seconded, and it was unanimously carried, based upon the Findings of Fact and statute/rule violations identified in the investigative report, deny certification.

	VOTE	<u>Dalton</u> Member	<u>Johnson</u> Member	<u>Snider</u> Member	<u>Berrigan</u> Secretary	<u>Quinn</u> President	<u>McCormies</u> V. Pres	<u>Gutierrez</u> Member	<u>Harrell</u> Member	<u>Post</u> Member	<u>Busby</u> Member
YES	<b>10</b>	X	X	X	X	X	X	X	X	X	X
X	<b>0</b>										
ABSTAIN	<b>0</b>										
ABSENT	<b>0</b>										

**VI.O.4. Jimmy Burton Phillips III CNA Endorsement (Barker)**

Quinn moved, Post 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>Johnson</u> Member	<u>Snider</u> Member	<u>Berrigan</u> Secretary	<u>Quinn</u> President	<u>McCormies</u> V. Pres	<u>Gutierrez</u> Member	<u>Harrell</u> Member	<u>Post</u> Member	<u>Busby</u> Member
YES	<b>10</b>	X	X	X	X	X	X	X	X	X	X
NO	<b>0</b>										
ABSTAIN	<b>0</b>										
ABSENT	<b>0</b>										

**VI.O.5. William James Rawald RN Endorsement (Barker)**

An attempt was made to contact Rawald telephonically. Busby moved, Berigan seconded, and it was unanimously carried, 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, grant licensure. If not signed within 30 days, deny licensure.

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

**VI.O.6. Melissa Richmond CNA Exam (Barker)**  
**(AKA: Fredrickson)**

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

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

**VI.O.8. Latonya Y. Robinson CNA Endorsement (Barker)**  
**(AKA: Johnson)**

Johnson moved, Post seconded, and it was unanimously carried, based upon the Findings of Fact and statute/rule violations identified in the investigative report, deny certification.

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

**VI.O.9. Audrey Raye Yearly CNA Exam (Barker)**

Yearly was present telephonically and available for questions. 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	<u>Dalton</u> Member	<u>Johnson</u> Member	<u>Snider</u> Member	<u>Berrigan</u> Secretary	<u>Quinn</u> President	<u>McCormies</u> V. Pres	<u>Gutierrez</u> Member	<u>Harrell</u> Member	<u>Post</u> Member	<u>Busby</u> Member
YES	<b>9</b>	X	X	X	X	X	X	X	X	X	
NO	<b>1</b>										X
ABSTAIN	<b>0</b>										
ABSENT	<b>0</b>										

**VI.S. APRN/RN/LPN/CNA Investigative Report/Potential Summary Suspension Pursuant to A.R.S. § 41-1092.11(B) and/or Acceptance of a Consent Agreement and/or Adoption of Complaint & Notice of Hearing**

**VI.S.1. Jay Huntington RN069147 (Barker)**

The proceeding began at 11:29 a.m., with the following Board members present: Quinn, McCormies, Berrigan, Dalton, Harrell, Johnson, Snider, Gutierrez, Post and Busby.

Based upon the information presented at this meeting, all Board members verbally agreed that a showing of extraordinary circumstances or the possibility of irreparable harm has been made supporting the need for a Summary Suspension.

Busby moved, Berrigan seconded, and it was unanimously carried, based upon the information presented at this meeting and the information contained in the investigative report, to accept and adopt the proposed preliminary Findings of Fact and Conclusions of Law of the Findings set forth in the draft Order attached to the investigative report.

All Board members verbally agreed that the foregoing conduct poses an immediate threat to the public health, safety, or welfare and requires emergency action pursuant to A.R.S. § 41-1092.11(B).

Busby moved, Berrigan seconded, and it was unanimously carried, based upon the information presented at this meeting, the findings of fact and statute/rule violations identified in the investigative report, and make a finding that public health safety and welfare imperatively requires emergency action and issue an Order summarily suspending the license of RN069147 pending further hearing. The hearing shall be promptly instituted and determined within 60 days.

	VOTE	<u>Dalton</u> Member	<u>Johnson</u> Member	<u>Snider</u> Member	<u>Berrigan</u> Secretary	<u>Quinn</u> President	<u>McCormics</u> V. Pres	<u>Gutierrez</u> Member	<u>Harrell</u> Member	<u>Post</u> Member	<u>Busby</u> Member
YES	<b>10</b>	X	X	X	X	X	X	X	X	X	X
NO	<b>0</b>										
ABSTAIN	<b>0</b>										
ABSENT	<b>0</b>										

It was therefore ordered that the license of Jay Huntington be suspended effective with the service of the written Order, and that Jay Huntington will immediately cease practice as a nurse. This suspension shall remain in effect pending a public administrative hearing and final decision by the Arizona State Board of Nursing pursuant to A.R.S. § 32-1664.

**IX. Dialogue with Nursing Students**

The Board members and staff dialogued with Gateway Community College, Grand Canyon University and Glendale Community College nursing students regarding Board functions, policies and procedures.

Questions were asked on:

- The definition of Administrative Law Judge
- The importance of Violating the Law
- Various backgrounds of Board members
- What point would a nurse be removed from her job during an investigation
- Working within your scope of practice
- The difference it makes when addressing the Board

Busby left the meeting at 11:50 a.m.

The meeting recessed at 12:04 p.m. and reconvened at 12:59 p.m.

**VII.A.2. Potential 2014 Legislative Session/Bills Impacting Nursing Regulation**

Harris gave an overview of the Sunrise Application Process, which is subject to legislative approval. Measures filed in Sunrise: Chiropractic, Arizona Association of Midwives, and Optometric. Regulatory oversight must be established.

**VII.B. Education Reports and Rules**

**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. Education Updates-Everest College-Phoenix Administrator Change; Arizona Western College Administrator Change; East Valley Institute of Technology Personnel Changes**

Information was provided by Randolph to the Board regarding personnel changes at Everest College-Phoenix, Administrator Change; Arizona Western College, Administrator Change and East Valley Institute of Technology, Personnel Changes

**VII.B.3. Veteran Health Care Specialist/Medic LPN Bridge Course**

Randolph and Harris were present and addressed the Board. Quinn moved, Gutierrez seconded, and it was unanimously carried to approve Veteran Health Care Specialist/Medic LPN Bridge Course. Quinn moved, Snider seconded, to rescind prior Board motion and to accept the motion with the amendment to replace the word “review” with the word “identify”.

**VII.B.4. Clinical Hours Report**

Randolph offered a brief overview on Clinical Hours Report and noted that patient hours are not increasing.

**VII.B.5. NCLEX Quarterly Reports**

Randolph provided information regarding the NCLEX Quarterly Reports.

**VII.B.6. Deans and Director’s Meeting**

Randolph gave an update regarding Deans and Director’s Meeting. Items noted were: new rule-student retention, what programs attributed to retention, how a student is treated by faculty or admissions and shared successes and challenges.

**VII.B.7. Mohave Community College Potential Deficiency Remedied**

Randolph gave update on Mohave Community College Potential Deficiency Remedied.

**VII.B.8. Notice of Docket Opening Article 8**

McCormies moved, Berrigan seconded, and it was unanimously carried to approve Notice of Docket Opening Article 8.

**VI.P.1. Lois M Galvin LP008627 (Chambers)**

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

**VI.P.3. Michel Ingrid Liverpool TRN167403 (Chambers)  
(AKA: Michelle)**

Quinn moved, McCormies seconded, and it was unanimously carried, based upon the Findings of Fact and conclusions of law identified in this investigative report, deny licensure.

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

**VI.Q.1. Bryon Christopher Barthel CNA1000027205 (Alberty)**

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

**VI.Q.2. Arianna Isabel Causor CNA1000016848 (Alberty)**

Post moved, Snider seconded, and it was unanimously carried, upon a determination of reasonable cause, based on the facts alleged in the investigative report, and material presented at this Board meeting, issue an Interim Order for a substance abuse evaluation by a Board approved licensed psychologist, at no cost to the Board, 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 a Notice of Charges and include the factual allegations and alleged violations of statute and rule for failure to comply with the Interim Order.

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

**VI.Q.4 Rebecca Sorai Gonzalez CNA1000005055 (Alberty)**

Johnson moved, Berrigan seconded, and it was unanimously carried, based upon a determination of reasonable cause, based on the facts alleged in the investigative report, and material presented at this Board meeting, issue an Interim Order for a substance abuse evaluation, at no cost to the board, by 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 a Notice of Charges and include the factual allegations and alleged violations of statute and rule for failure to comply with the Interim Order.

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

**VI.Q.5. Wendy J. Nanez CNA999947724 (Alberty)  
(AKA: Jayme)**

Quinn moved, Berrigan seconded, and it was unanimously carried, based upon the Findings of Fact and statute/rule violations identified in the investigative report, issue a Notice of Charges.

**VI.Q.6. Clinton Dwight Pell II CNA1000027235 (Alberty)**

Johnson moved, Berrigan seconded, and it was unanimously carried, based upon the Findings of Fact and statute/rule violations identified in the investigative report, issue a Notice of Charges.

**VI.Q.7. Albert Rivera CNA999987708 (Alberty)  
(AKA: Lopez)**

Snider moved, Berrigan seconded, and it was unanimously carried, based upon the Findings of Fact and statute/rule violations identified in the investigative report, issue a Notice of Charges.

**VI.Q.3. Kelly Rene Holmes CNA1000013913 (Alberty)**

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

**V.F. CANDO Eligibility/Noncompliance & Investigative Reports**

**V.F.1. Dawn Lee L’Esperance RN076650 (Kerrigan)**

Berrigan moved, Snider seconded, and it was unanimously carried to reopen Agenda Item V.F.1.

Quinn moved, McCormies seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, accept the signed Consent Agreement for a 36-month Stayed Revocation with the license Suspended during the first 12 months and on Probation the second 24 months, followed by a 12-month standard Probation, and to include the attached stipulations.

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

**VI.R.1. Cindy K. Walker LP031281 (Austin)**

Quinn moved, Berrigan seconded, and it was unanimously carried, based on the Findings of Fact and statute/rule violations identified in the Investigative Report, offer Respondent a Consent Agreement for a Decree of Censure and \$500 Civil Penalty. If not signed within 30 days, and the Civil Penalty not paid within 30 days, issue Notice of Charges.

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

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

**VII.A. Executive Directors Report – Ridenour**

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

**VII.A.1.a. July 25-26, 2013, Regular Board Meeting Minutes**

Quinn moved, Dalton seconded, and it was unanimously carried to approve minutes of July 25-26, 2013, 2013, regular Board meeting.

**VII.A.1.b. August 29, 2013, Special Board Meeting Minutes**

Quinn moved, Gutierrez seconded, and it was unanimously carried to approve minutes of August 29, 2013, special Board meeting.

**VII.A.3. Proposed Revisions to Substantive Policy Statement: Applications for Reissuance-Guidelines for Information that Constitutes “Substantial Evidence of Remediation and or Rehabilitation**

Quinn moved, Gutierrez seconded, and it was unanimously carried to approve the Proposed Revisions to Substantive Policy Statement: Applications for Reissuance Guideline for Information that Constitutes “Substantial Evidence of Remediation and or Rehabilitation.

The meeting recessed at 2:55 p.m. and reconvened at 3:06 p.m.

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

**VII.A. Executive Director’s Report**

**2.) Board Member Feedback Regarding Changing of Time to Upload Agenda Items;**

Information was provided on Board Member Feedback Regarding Changing of Time to Upload Agenda Items. The Board members agreed that uploading by Tuesday night would be very helpful.

**3.) Promoting Safe Environment at AzBN & Board Meetings – Bontrager**

Bontrager welcomed Brian Cairl, our Security Guard, and gave a brief overview of Promoting Safe Environment at AzBN. 1) Get out! Evacuate! Escape! 2) Hide out, spread out, don't huddle 3) Take Action, together or alone 4) Call 911.

**4.) Update on Revisions to Speakers Slips**

Updates on revisions to speaker slips were approved by the Board. The name of the complainant is now being written at the top.

**5.) Video Streaming of Board Meetings**

Ridenour expressed how Board members were doing a great job with the video streaming in place and noted the need for the video to be turned off when the Board meeting was not in session.

**VII.A.5. Update: DEA Decision to Revoke Prescribing Privileges for CRNA's –**

Quinn gave a brief update regarding DEA's Decision to Revoke Prescribing Privileges for CRNA's.

**VII.A.6. Update on Investigative Cycle Times**

Ridenour offered update on Investigative Cycle Times.

**VII.A.7. Update on Personnel Changes**

- Austin announced retirement of Jeanine Sage, September 30, 2013.
- Austin announced resignation of Susan Barber, November 2013.
- Diva Galan will replace Susan Barber in the Hearing Department
- Tamara Greabell will replace Diva Galan in the Monitoring Department
- New Staff Members: Michael Pilder, Nurse Practice Consultant, Claudia Deines, Exam Tech, and Richard Carr, Legal Secretary

**VII.A.8. 2013 Second Quarter AzBN Regulatory Journal: Nurse Fatigue & Patient Safety; Suggested Theme for Third Quarter**

Ridenour gave an update on 2013 Second Quarter AzBN Regulatory Journal: Articles will address Nurse Fatigue & Patient Safety. The Board discussed possible themes for future journals.

**VII.A.9. Proposed 2015 AzBN Budget Request**

Quinn moved, Johnson seconded, and it was unanimously carried to approve the proposed 2015 AzBN Budget Request.

**IX. Dialogue with Nursing Students**

The Board members and staff dialogued with Central Arizona College and Gateway Community College nursing students regarding Board functions, policies and procedures.

Questions were asked on:

- The role of Board members and the entire process
- How long does it take to bring case to Board
- How poor decisions affect the work place
- What kind of cases warrant discipline
- Following the Nurse Practice Act

**VII.E. Committee Reports**

**VII.E.1. Scope of Practice – Gutierrez/Berrigan/Snider/Bontrager**

**VII.E.1.a. Draft of September 10, 2013 Scope of Practice Committee Minutes**

Scope of Practice Committee meeting draft minutes of September 10, 2013, were provided to the Board.

**VII.E.1.b. Draft Advisory Opinion Registered Nurse First Assistant –RNFA**

**VII.E.1.c. Retire Advisory Opinion Mediset**

**VII.E.1.d. Draft FAQ regarding Mediset**

**VII.E.1.e. Draft Advisory Opinion Palliative Sedation at End of Life**

**VII.E.1.f. Draft Advisory Opinion Sheath Removal Placement of Mechanical Compression Devices and Deployment of Vascular Closure Devices.**

**VII.E.1.g. Draft Advisory Opinion Intranasal Administration of Versed (Midazolam) for Treatment of Signs & Symptoms of Acute Seizure Outside the Clinical Setting**

Johnson moved, Dalton seconded, and it was unanimously carried to approve the Advisory Opinions VII.E.1.b, d, e, f, g, and retire 1c.

**VII.E.2. Education**

**VII.E.2.a. Draft Minutes of Education Committee Meeting -**

Education Advisory Committee meeting draft minutes of August 22, 2013 were provided to the Board. McCormies gave update on Education Committee Meeting.

**VII.E.3. Advanced Practice**

**VII.E.3.a. Draft Minutes of Advanced Practice Committee Meeting -**

Advanced Practice meeting draft minutes of September 4, 2013 were provided to the Board.

**VII.D. A.A.G. Report**

**VII.D.1. Superior Court of Arizona, Maricopa County, LC2012-000686 Roberta Ellen Collins vs. Arizona State Board of Nursing**

C. Smith noted outcome for case is scheduled for November 20, 2013.

**VII.C. President's Report – Quinn**

**VII.C.1. Debriefing on Board Processes and Suggested Changes**

- Comments were made on the success of this meeting and suggestions were made to continue future meetings in the same manner
- Recognition was given to the Investigators for their professional interaction with respondents
- Special thanks to Cory Davitt for his assistance in the Board room
- Congratulations, Kathy Busby, Shawn Harrell, and Terri Berrigan for their re-appointment to the Board for 5 years.

**VIII. Call to the Public**

No members of the public requested to speak

**X. Adjournment**

Berrigan moved, Quinn seconded, and it was unanimously carried to adjourn the meeting.

The meeting adjourned at 4:29 p.m., Thursday, September 27, 2013.

A handwritten signature in black ink that reads "Randy C. Quinn" followed by "MSN CRNA" in a smaller, less cursive font.

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Randy C. Quinn, CRNA, President