

# *Arizona State Board of Nursing*

Janet Napolitano  
Governor

Joey Ridenour  
Executive Director



## **Board Meeting Minutes**

The regular meeting of the Arizona State Board of Nursing convened at 9:03 a.m., Monday, September 11, 2006, in the Board of Nursing Board Room, Suite 200, 4747 N. 7<sup>th</sup> Street, Phoenix, Arizona, with Kathy Malloch, PhD, MBA, RN, FAAN, President, presiding.

### **BOARD MEMBERS PRESENT:**

Kathy Malloch, PhD, MBA, RN, FAAN, President  
Theresa Crawley, CRNA, MSHSA, Vice-President  
Karen Hodges Hardy, RN, MSN, Secretary  
Kathryn L. Busby, JD, Member  
Patricia Johnson, LPN, Member  
Denise Link, DNS, WHCNP, FNAP  
M. Hunter Perry, Member  
Steve Robertson, LPN, Member

### **BOARD MEMBERS ABSENT:**

Judy Rich, RN, Member

### **LEGAL COUNSEL:**

Daniel Christl, Assistant Attorney General  
Michelle L. Wood, Assistant Attorney General  
Ann Olson, Assistant Attorney General

### **STAFF:**

Joey Ridenour, RN, MN, Executive Director  
Judy Bontrager, RN, MN, Associate Director  
Valerie Smith, RN, MS, Associate Director  
Erica Bailey, Senior Investigator/Monitoring  
Jeanne Bauer, Senior Investigator  
Susan Barber, RN, MSN, Nurse Practice Consultant/Hearings  
Debra Blake, Paralegal/Hearing Department  
Karen Grady, RN, MS, CS, FNP, Nurse Practice Consultant/Advanced Practice  
Ron Lester, Senior Investigator  
Sydney Munger, RN, MS, Nurse Practice Consultant  
Betty Nelson, RN, MS, Nursing Assistant Consultant  
Stephanie Nelson, R.N., M.S.N., Nurse Practice Consultant  
Kirk Olson, Senior Investigator  
Cory Polak, Senior Investigator  
Pamela Randolph, RN, MSN, Nurse Practice Consultant/Education  
Mary Rappoport, RN, MN, Nurse Practice Consultant  
Jeanine Sage, RN, MSN, Nursing Assistant Consultant  
Sister Rachel Torrez, RN, MS, Nurse Practice Consultant  
Nancy Twigg, RN, MSN, Nurse Practice Consultant  
Rose Wilcox, RN, M Ed, Nurse Practice Consultant/Education  
Pamela Wiggan, RN, MS, Nurse Practice Consultant/Monitoring  
James Williams, Senior Investigator  
Theresa Huff, Legal Secretary  
Barbara Ritenour, Legal Secretary

## **I. Call to Order**

The meeting was called to order at 9:03 a.m., Monday, September 11, 2006.

The following Board members were present: Johnson, Robertson, Crawley, Malloch, Hardy, and Link.

Malloch presided.

Malloch welcomed members of the audience and explained the procedure for addressing the Board.

Malloch called for a moment of silence to commemorate the 5<sup>th</sup> anniversary of the September 11<sup>th</sup> attack on the United States.

Busby and Perry arrived at the meeting at 9:05 a.m.

### **VII.C.1. Welcome & Introduction of Dr. Charlotte Beason, Executive Director, Kentucky Board of Nursing – Ridenour/Malloch**

Malloch introduced and welcomed guest, Dr. Charlotte Beason, Executive Director, Kentucky State Board of Nursing. Dr Beason gave a brief summary of her career.

### **II.A. Board Discussion and Decision Regarding Administrative Law Judge Recommendations**

#### **II.A.1. Gregorio A. Macias CNA666376601 A. Olson (aka: Anguiano; Macias-Anguiano)**

The proceeding began at 9:10 a.m., with the following Board members present: Johnson, Robertson, Crawley, Malloch, Hardy, Perry, Busby, and Link.

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 Christopher Munn, Assistant Attorney General, Division of Solicitor General. Ann Olson, Assistant Attorney General, represented the State.

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

Olson addressed the Board.

Based upon the hearing transcripts, the Administrative Law Judge's Findings of Fact, Conclusions of Law, Recommendation, and the information presented at this meeting, the Board members agreed that disciplinary action should be considered in this matter.

Hardy moved, Crawley seconded, and it was unanimously carried to accept as Findings of Fact the allegations contained in Paragraphs 1 through 24 and Conclusions of Law the alleged violations in Paragraphs 1 through 13.

Busby moved, Crawley seconded, and it was unanimously carried to accept the Administrative Law Judge's recommended Order and uphold the Summary Suspension and revoke nursing assistant certificate #CNA666376601 issued to Gregorio Macias.

	<b>VOTE</b>	<b>Johnson, Patricia Member</b>	<b>Robertson, Steve Member</b>	<b>Crawley, Theresa Vice Pres</b>	<b>Malloch, Kathy President</b>	<b>Hardy, Karen Member</b>	<b>Perry, Hunter Member</b>	<b>Busby, Kathryn Member</b>	<b>Rich, Judith Member</b>	<b>Link, Denise Member</b>
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	

**II.A.2. David Allan Stepp RN127460 Christl**

The proceeding began at 9:13 a.m., with the following Board members present: Johnson, Robertson, Crawley, Malloch, Hardy, Perry, Busby, and Link.

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 Christopher Munn, Assistant Attorney General, Division of Solicitor General. Daniel Christl, Assistant Attorney General, represented the State.

Stepp was present and available for questions. Teressa Sanzio, attorney, was present and addressed the Board.

Christl addressed the Board.

Based upon the hearing transcripts, the Administrative Law Judge’s Findings of Fact, Conclusions of Law, Recommendation, and the information presented at this meeting, the Board members agreed that disciplinary action should be considered in this matter.

Hardy moved, Johnson seconded, and it was unanimously carried to accept as Findings of Fact the allegations contained in Paragraphs 1 through 176 amended to include: # 73 and #82 to state, “Step did not sign the medical record report”, and #173 to state, “Mr. Nevitt was not a Board approved evaluator”, and Conclusions of Law the alleged violations in Paragraphs 1 through 20.

Busby moved, Hardy seconded, to accept the Administrative Law Judge’s recommended Order for a psychological evaluation by a Board approved psychologist, to undergo any psychological treatment that the psychologist recommends, and to place license on probation for 12 months to include the attached terms and conditions, commencing on the effective date of the Board’s Order. Prior to termination of probation, Stepp shall work as a professional nurse for a minimum of 12 months. If Stepp is noncompliant with any of the terms of the Order, his noncompliance shall be reviewed by the Board for consideration of possible further discipline on his nursing license. The motion carried with seven in favor and one opposed.

	<b>VOTE</b>	<b>Johnson, Patricia Member</b>	<b>Robertson, Steve Member</b>	<b>Crawley, Theresa Vice Pres</b>	<b>Malloch, Kathy President</b>	<b>Hardy, Karen Member</b>	<b>Perry, Hunter Member</b>	<b>Busby, Kathryn Member</b>	<b>Rich, Judith Member</b>	<b>Link, Denise Member</b>
YES	<b>7</b>	X		X	X	X	X	X		X
NO	<b>1</b>		X							
ABSTAIN	<b>0</b>									
ABSENT	<b>1</b>								X	

**II.A.3. Lisa Elaine Welborn CNA Endorsement Christl  
(aka: Lamb; Lonoro)**

The proceeding began at 9:32 a.m., with the following Board members present: Johnson, Robertson, Crawley, Malloch, Hardy, Perry, Busby, and Link.

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 Christopher Munn, Assistant Attorney General, Division of Solicitor General. Daniel Christl, Assistant Attorney General, represented the State.

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

Christl addressed the Board.

Based upon the hearing transcripts, the Administrative Law Judge’s Findings of Fact, Conclusions of Law, Recommendation, and the information presented at this meeting, the Board members agreed that disciplinary action should be considered in this matter.

Busby moved, Perry seconded, and it was unanimously carried to accept as Findings of Fact the allegations contained in Paragraphs 1 through 3 and Conclusions of Law the alleged violations in Paragraphs 1 through 3.

Busby moved, Johnson seconded, and it was unanimously carried to accept the Administrative Law Judge’s recommended Order to dismiss the applicant’s appeal and that prior denial of Welborn’s application for nursing assistant certification be upheld and affirmed.

	<b>VOTE</b>	<b>Johnson, Patricia Member</b>	<b>Robertson, Steve Member</b>	<b>Crawley, Theresa Vice Pres</b>	<b>Malloch, Kathy President</b>	<b>Hardy, Karen Member</b>	<b>Perry, Hunter Member</b>	<b>Busby, Kathryn Member</b>	<b>Rich, Judith Member</b>	<b>Link, Denise Member</b>
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	

**II.A.4. Frances Lorraine Hernandez CNA Exam Wood**

The proceeding began at 9:34 a.m., with the following Board members present: Johnson, Robertson, Crawley, Malloch, Hardy, Perry, Busby, and Link.

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 Christopher Munn, Assistant Attorney General, Division of Solicitor General. Michelle Wood, Assistant Attorney General, represented the State.

An attempt was made to contact Hernandez telephonically.

Wood addressed the Board.

Based upon the hearing transcripts, the Administrative Law Judge’s Findings of Fact, Conclusions of Law, Recommendation, and the information presented at this meeting, the Board members agreed that disciplinary action should be considered in this matter.

Perry moved, Busby seconded, and it was unanimously carried to accept as Findings of Fact the allegations contained in Paragraphs 1 through 3 and Conclusions of Law the alleged violations in Paragraphs 1 through 3.

Busby moved, Perry seconded, and it was unanimously carried to accept the Administrative Law Judge's recommended Order dismiss the applicant's appeal and that prior denial of Hernandez's application for nursing assistant certification be upheld and affirmed, to include corrections noted.

	<b>VOTE</b>	<b>Johnson, Patricia Member</b>	<b>Robertson, Steve Member</b>	<b>Crawley, Theresa Vice Pres</b>	<b>Malloch, Kathy President</b>	<b>Hardy, Karen Member</b>	<b>Perry, Hunter Member</b>	<b>Busby, Kathryn Member</b>	<b>Rich, Judith Member</b>	<b>Link, Denise Member</b>
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	

**II.C. Board Discussion and Decision Regarding Settlement Agreements on Cases Scheduled for Hearing and/or Administrative Law Judge Recommendations Regarding Settlement**

**II.C.2. Shea Anthony Luedke LP028484 Christl**

The Board was represented by Christopher Munn, Assistant Attorney General, Division of Solicitor General. Daniel Christl, Assistant Attorney General, represented the State.

Luedke was present, telephonically, and available for questions. Jerry Gaffaney, attorney, was present and addressed the Board.

A technical correction was noted on the investigative report, page one term five, to change from 14 hours to 14 days

Busby moved, Robertson seconded, and it was unanimously carried to rescind the Board's prior vote to offer a Consent Agreement for a 24 month Probation with terms and conditions, and accept the signed Consent Agreement for a modified 24 month Probation with terms and conditions.

	<b>VOTE</b>	<b>Johnson, Patricia Member</b>	<b>Robertson, Steve Member</b>	<b>Crawley, Theresa Vice Pres</b>	<b>Malloch, Kathy President</b>	<b>Hardy, Karen Member</b>	<b>Perry, Hunter Member</b>	<b>Busby, Kathryn Member</b>	<b>Rich, Judith Member</b>	<b>Link, Denise Member</b>
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	

**II.F. Board Discussion Regarding Settlement Conference Cases & Decision to Accept Proposed Consent Agreements**

**II.F.4. Jeannette R. Eakerns RN066788; LP021937 Wood**

The Board was represented by Christopher Munn, Assistant Attorney General, Division of Solicitor General. Michelle Wood, Assistant Attorney General, represented the State.

Wood addressed the Board.

David Gomez, attorney, was present and addressed the Board.

Busby moved, Perry seconded, and it was unanimously carried to rescind the Board decision of January 2006, to offer a Consent Agreement for a Decree of Censure, and accept the signed Consent Agreement for a \$250 Civil Penalty.

	<b>VOTE</b>	<b>Johnson, Patricia</b> Member	<b>Robertson, Steve</b> Member	<b>Crawley, Theresa</b> Vice Pres	<b>Malloch, Kathy</b> President	<b>Hardy, Karen</b> Member	<b>Perry, Hunter</b> Member	<b>Busby, Kathryn</b> Member	<b>Rich, Judith</b> Member	<b>Link, Denise</b> 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	

**II.B. Board Discussion and Decision Regarding State’s Motion to Deem Allegations Admitted For Licensee/Certificate Holder’s Failure to Respond to Complaint and Notice of Hearing & Recommended Discipline**

<b>AGENA #</b>	<b>Respondent Name</b>	<b>Lic/Cert #</b>	<b>Board Resolution</b>	<b>LegalStaff</b>
<b>II.B.1.</b>	<b>Trudy Lee Haynes</b>	<b>LP023925</b>	<b>Revocation</b>	<b>A. Olson</b>
<b>II.B.2.</b>	<b>Genny Marie Miller</b>	<b>CNA100000635</b>	<b>Revocation</b>	<b>A. Olson</b>
<b>II.B.4.</b>	<b>Michelle Christine Rurka</b>	<b>RN106081; LP034291</b>	<b>Revocation</b>	<b>Wood</b>
<b>II.B.5.</b>	<b>Curtistine Marie Young</b>	<b>CNA999991932</b>	<b>Stayed Revocation</b>	<b>Wood</b>

The Board was represented by Christopher Munn, Assistant Attorney General, Division of Solicitor General. Michelle Wood and Ann Olson, Assistant Attorney General’s, represented the State.

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

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

Busby moved, Perry 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, Perry seconded, and it was unanimously carried to accept the State’s recommended discipline for Agenda Items II.B.1, 2, 4 and 5.

	<b>VOTE</b>	<b>Johnson, Patricia</b> Member	<b>Robertson, Steve</b> Member	<b>Crawley, Theresa</b> Vice Pres	<b>Malloch, Kathy</b> President	<b>Hardy, Karen</b> Member	<b>Perry, Hunter</b> Member	<b>Busby, Kathryn</b> Member	<b>Rich, Judith</b> Member	<b>Link, Denise</b> 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	

**II.B.3. Sandra Jean Starr CNA083232803 A. Olson**

The Board was represented by Christopher Munn, Assistant Attorney General, Division of Solicitor General. Michelle Wood and Ann Olson, Assistant Attorney General’s, represented the State.

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

Olson addressed the Board with a technical correction to correct the docket number.

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

Johnson moved, Robertson 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, Perry seconded, and it was unanimously carried to accept the State’s recommended discipline for revocation of nursing assistant #CNA083232803 issued to Sandra Starr, to include a notation to correct the docket number.

	<b>VOTE</b>	<b>Johnson, Patricia Member</b>	<b>Robertson, Steve Member</b>	<b>Crawley, Theresa Vice Pres</b>	<b>Malloch, Kathy President</b>	<b>Hardy, Karen Member</b>	<b>Perry, Hunter Member</b>	<b>Busby, Kathryn Member</b>	<b>Rich, Judith Member</b>	<b>Link, Denise Member</b>
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	

**II.C. Board Discussion and Decision Regarding Settlement Agreements on Cases Scheduled for Hearing and/or Administrative Law Judge Recommendations Regarding Settlement**

**II.C.1. Rose Ann Jacquette RN060545; LP019989 Christl (aka: Hardy)**

The Board was represented by Christopher Munn, Assistant Attorney General, Division of Solicitor General. Daniel Christl, Assistant Attorney General, represented the State.

Christl addressed the Board.

Teressa Sanzio, attorney, was present and addressed the Board.

Johnson moved, Robertson seconded, and it was unanimously carried to rescind the Board’s prior vote to offer a Consent Agreement for a Decree of Censure, and accept the signed Consent Agreement for a \$250 Civil Penalty.

	<b>VOTE</b>	<b>Johnson, Patricia Member</b>	<b>Robertson, Steve Member</b>	<b>Crawley, Theresa Vice Pres</b>	<b>Malloch, Kathy President</b>	<b>Hardy, Karen Member</b>	<b>Perry, Hunter Member</b>	<b>Busby, Kathryn Member</b>	<b>Rich, Judith Member</b>	<b>Link, Denise Member</b>
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	

**II.C.3. Kathryn Anne Rosalik RN087989; AP049 Wood**

The Board was represented by Christopher Munn, Assistant Attorney General, Division of Solicitor General. Michelle Wood, Assistant Attorney General, represented the State.

Wood addressed the Board.

Teressa Sanzio, attorney, was present and addressed the Board.

Busby moved, Perry seconded, and after discussion, it was unanimously carried to rescind the Board’s prior vote to offer a Consent Agreement for an indefinite suspension with terms and conditions, and accept the signed Consent Agreement for a 24 month stayed suspension/probation with terms and conditions.

	<b>VOTE</b>	<b>Johnson, Patricia Member</b>	<b>Robertson, Steve Member</b>	<b>Crawley, Theresa Vice Pres</b>	<b>Malloch, Kathy President</b>	<b>Hardy, Karen Member</b>	<b>Perry, Hunter Member</b>	<b>Busby, Kathryn Member</b>	<b>Rich, Judith Member</b>	<b>Link, Denise Member</b>
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	

**II.C.4. Karen S. Reising RN130192 Wood**  
 The Board was represented by Christopher Munn, Assistant Attorney General, Division of Solicitor General. Michelle Wood, Assistant Attorney General, represented the State.

Wood addressed the Board.

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

Busby moved, Crawley seconded, and it was unanimously carried to rescind the Board’s prior vote to issue a Notice of Charges, and accept the signed Consent Agreement 12 month stayed suspension/probation with terms and conditions, followed by 24 month probation with terms and conditions.

	<b>VOTE</b>	<b>Johnson, Patricia</b> Member	<b>Robertson, Steve</b> Member	<b>Crawley, Theresa</b> Vice Pres	<b>Malloch, Kathy</b> President	<b>Hardy, Karen</b> Member	<b>Perry, Hunter</b> Member	<b>Busby, Kathryn</b> Member	<b>Rich, Judith</b> Member	<b>Link, Denise</b> 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	

**II.C.5. Steven Dwain Hulderman RN074462 Christl**  
 The Board was represented by Christopher Munn, Assistant Attorney General, Division of Solicitor General. Daniel Christl, Assistant Attorney General, represented the State.

Christl addressed the Board.

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

Busby moved, Perry seconded, to rescind the Board’s prior vote to offer a Consent Agreement for 12 month probation with terms and conditions, and accept the signed Consent Agreement for a Decree of Censure. After discussion, the motion carried with seven in favor and one opposed.

	<b>VOTE</b>	<b>Johnson, Patricia</b> Member	<b>Robertson, Steve</b> Member	<b>Crawley, Theresa</b> Vice Pres	<b>Malloch, Kathy</b> President	<b>Hardy, Karen</b> Member	<b>Perry, Hunter</b> Member	<b>Busby, Kathryn</b> Member	<b>Rich, Judith</b> Member	<b>Link, Denise</b> Member
YES	<b>7</b>	X		X	X	X	X	X		X
NO	<b>1</b>		X							
ABSTAIN	<b>0</b>									
ABSENT	<b>1</b>								X	

**II.D. Board Discussion and Decision Regarding State’s Motion to Deem Allegations Admitted for Licensee/Certificate Holder’s Failure to Respond to Notice of Charges & Recommended Discipline**

<b>AGENA #</b>	<b>Respondent Name</b>	<b>Lic/Cert #</b>	<b>Board Resolution</b>	<b>LegalStaff</b>
<b>II.D.1.</b>	<b>Deborah Karen Breton</b>	<b>CNA999993839</b>	<b>Revocation</b>	<b>A. Olson</b>
<b>II.D.2.</b>	<b>Hazel M. Johnson (aka: Anderson)</b>	<b>CNA485133103</b>	<b>Revocation</b>	<b>A. Olson</b>
<b>II.D.3.</b>	<b>Alvina Moreno</b>	<b>CNA999992357</b>	<b>Revocation</b>	<b>A. Olson</b>
<b>II.D.4.</b>	<b>Lola Rosemary Bankhead</b>	<b>CNA284814070</b>	<b>Revocation</b>	<b>Christl</b>
<b>II.D.5.</b>	<b>Rachelle Marie Cain</b>	<b>CNA999992193</b>	<b>Revocation</b>	<b>Christl</b>
<b>II.D.6.</b>	<b>Alesha Annette Cope</b>	<b>CNA292926197</b>	<b>Revocation</b>	<b>Christl</b>
<b>II.D.7.</b>	<b>Ivah Kaye Garcia</b>	<b>CNA100000215</b>	<b>Revocation</b>	<b>Christl</b>
<b>II.D.8.</b>	<b>Kelley Marjorie Hall</b>	<b>CNA999991876</b>	<b>Revocation</b>	<b>Christl</b>

<b>II.D.10.</b>	<b>Rosie L. Johnson</b>	<b>CNA946067103</b>	<b>Revocation</b>	<b>Christl</b>
<b>II.D.11.</b>	<b>Clifford A. Keith</b>	<b>RN091526</b>	<b>Revocation</b>	<b>Christl</b>
<b>II.D.12.</b>	<b>Luis Mireles</b>	<b>RN106228</b>	<b>Revocation</b>	<b>Christl</b>
<b>II.D.13.</b>	<b>Annette Morales</b>	<b>CNA848220353</b>	<b>Revocation</b>	<b>Christl</b>
<b>II.D.14.</b>	<b>Shawna Rene Pulbratek</b>	<b>CNA999991886</b>	<b>Revocation</b>	<b>Christl</b>
<b>II.D.15.</b>	<b>Teresa Anonia Quihuis</b>	<b>CNA1000002374</b>	<b>Revocation</b>	<b>Christl</b>
<b>II.D.17.</b>	<b>Casandra K. Tuttle</b>	<b>CNA1000003915</b>	<b>Revocation</b>	<b>Christl</b>
<b>II.D.18.</b>	<b>Tamara Lynn Widener</b>	<b>CNA999993619</b>	<b>Revocation</b>	<b>Christl</b>
<b>II.D.19.</b>	<b>David L. Baedeker</b>	<b>CNA967890133</b>	<b>Revocation</b>	<b>Wood</b>
<b>II.D.20.</b>	<b>Shaunna Marie Bennett</b>	<b>CNA1000001640</b>	<b>Revocation</b>	<b>Wood</b>
<b>II.D.21.</b>	<b>Michele R. Brainard</b>	<b>LP029753</b>	<b>Revocation</b>	<b>Wood</b>
<b>II.D.22.</b>	<b>Pamela M. Duncan</b>	<b>CNA999992074</b>	<b>Revocation</b>	<b>Wood</b>
<b>II.D.23.</b>	<b>Daniel L. Leonard</b>	<b>RN104918</b>	<b>Revocation</b>	<b>Wood</b>

The Board was represented by Christopher Munn, Assistant Attorney General, Division of Solicitor General. Daniel Christl and Michelle Wood and Ann Olson, Assistant Attorney General's, represented the State.

Busby moved, Johnson seconded, and it was unanimously carried to grant the State's Motion to Deem Allegations Admitted for Agenda Items II.D.1-8, 10-15, and 17-23.

Busby moved, Crawley seconded, and it was unanimously carried to accept the Factual Allegations as Findings of Fact and Alleged Violations as Conclusions of Law from the Notice of Charges for Agenda Items II.D.1-8, 10-15, and 17-23.

Robertson moved, Busby seconded, and it was unanimously carried to accept the State's recommended discipline for Agenda Items II.D.1-8, 10-15, and 17-23.

	<b>VOTE</b>	<b>Johnson, Patricia</b> Member	<b>Robertson, Steve</b> Member	<b>Crawley, Theresa</b> Vice Pres	<b>Malloch, Kathy</b> President	<b>Hardy, Karen</b> Member	<b>Perry, Hunter</b> Member	<b>Busby, Kathryn</b> Member	<b>Rich, Judith</b> Member	<b>Link, Denise</b> Member r
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	

**II.F. Board Discussion Regarding Settlement Conference Cases & Decision to Accept Proposed Consent Agreements**

**II.F.1. Alycia Susan Ernst RN101841; LP032282 A. Olson**

The Board was represented by Christopher Munn, Assistant Attorney General, Division of Solicitor General. Ann Olson, Assistant Attorney General, represented the State.

Olson addressed the Board.

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

Crawley moved, Johnson seconded, to rescind the Board decision of March 17, 2005 to offer a Consent Agreement for 12 months practice probation, and accept the signed Consent Agreement for Decree of Censure. After discussion, Perry moved, Hardy seconded, and it was unanimously carried to table Agenda Item II.F.1.

**II.F.2. Wanda Jo Caldwell LP037689 Christl**

The Board was represented by Christopher Munn, Assistant Attorney General, Division of Solicitor General. Daniel Christl, Assistant Attorney General, represented the State.

Christl addressed the Board.

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

Johnson moved, Hardy seconded, to rescind the Board decision of July 20, 2005, to offer a Consent Agreement for 24 months probation, and accept the signed Consent Agreement for 18 months probation with the attached stipulations. After discussion, the motion carried with six in favor and two opposed.

	VOTE	Johnson, Patricia Member	Robertson, Steve Member	Crawley, Theresa Vice Pres	Malloch, Kathy President	Hardy, Karen Member	Perry, Hunter Member	Busby, Kathryn Member	Rich, Judith Member	Link, Denise Member
YES	6	X		X	X	X	X			X
NO	2		X					X		
ABSTAIN	0									
ABSENT	1								X	

**II.F.3. Carol Ann Selman RN081747 Wood**

The Board was represented by Christopher Munn, Assistant Attorney General, Division of Solicitor General. Michelle Wood, Assistant Attorney General, represented the State.

Wood addressed the Board.

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

Crawley moved, Johnson seconded, and it was unanimously carried to rescind the Board decision of September 21, 2005, to offer a Consent Agreement for a Decree of Censure, and accept the signed Consent Agreement for a \$250 Civil Penalty.

	VOTE	Johnson, Patricia Member	Robertson, Steve Member	Crawley, Theresa Vice Pres	Malloch, Kathy President	Hardy, Karen Member	Perry, Hunter Member	Busby, Kathryn Member	Rich, Judith Member	Link, Denise Member
YES	8	X	X	X	X	X	X	X		X
NO	0									
ABSTAIN	0									
ABSENT	1								X	

**II.H. Board Discussion and Decision Regarding Hearing Department Investigative Reports**

**II.H.1. Anne Beatrice Hierling RN028220 (Barber)**

Hierling was not present and was not represented by legal counsel. Barber addressed the Board. Busby moved, Perry seconded, and it was unanimously carried, based on the information contained in the investigative report, include additional findings of fact and conclusions of law in the Complaint and Notice of Hearing to be issued. If a pre-hearing settlement conference is requested, the authority to settle is limited to offering a stayed revocation/suspension, pending medical evaluation for chronic pain/sleep disorders, followed by a stayed revocation/probation of 12 months, followed by a standard probation of 12 months with stipulations attached.

	VOTE	Johnson, Patricia Member	Robertson, Steve Member	Crawley, Theresa Vice Pres	Malloch, Kathy President	Hardy, Karen Member	Perry, Hunter Member	Busby, Kathryn Member	Rich, Judith Member	Link, Denise Member
YES	8	X	X	X	X	X	X	X		X
NO	0									
ABSTAIN	0									
ABSENT	1								X	

The meeting recessed at 10:30 a.m. and reconvened at 10:47 a.m.

**III. Board Discussion and Decision Regarding Case Disposition Criteria Approved, Letter of Concern Summary Report Approved, Lapsed Licenses, and Reinstatement Applications (List Available in Board Office)**

**III.A. Board Discussion and Decision Regarding Case Disposition Criteria Approved -**

- III.A.1. RN/LPN Endorsement Applicants**
- III.A.2. RN/LPN Examination Applicants**
- III.A.3. RN/LPN Renewal Applicants**
- III.A.4. CNA Endorsement/Examination Applicants**
- III.A.5. CNA Renewal Applicants**
- III.A.6. AP/RN/LPN/CNA Respondents**
- III.A.7. School Nurse Certificate Applicants**
- III.A.8. Certified Registered Nurse Anesthetists Applying for Prescribing Authority**

Crawley moved, Johnson seconded, and it was unanimously carried to approve the applicants on the list to be dismissed by case disposition criteria and to grant licensure/certification to examination and endorsement applicants on the list pending successful completion of testing requirements, verification from original state licensure and receipt of negative state and federal criminal history.

**III.B. Board Discussion and Decision Regarding Letter of Concern Summary Report Approved**

- III.B.1. RN/LPN Endorsement Applicants**
- III.B.2. RN/LPN Examination Applicants**
- III.B.3. RN/LPN Renewal Applicants**
- III.B.4. CNA Endorsement/Examination Applicants**
- III.B.5. CNA Renewal Applicants**
- III.B.6. AP/RN/LPN/CNA Respondents**
- III.B.7. School Nurse Certificate Applicants**

Hardy moved, Link seconded, and it was unanimously carried to issue the letters of concern submitted and grant licensure/certification to examination and endorsement applicants on the list pending successful completion of testing requirements, verification from original state of licensure and receipt of no additional state and federal criminal history.

Busby returned to the meeting at 10:51 a.m.

**III.C. Board Discussion and Decision Regarding Investigative Reports for Dismissal, Letters of Concern & Lapsed Licenses**

<b>III.C.1.</b>	<b>Robert Nickerson</b>	<b>CNA697819609</b>	<b>\$50</b>
<b>III.C.2.</b>	<b>Cathy Dutcher</b>	<b>CNA999995021</b>	<b>\$75</b>
<b>III.C.3.</b>	<b>Luis Barrios</b>	<b>CNA859185213</b>	<b>\$200</b>
<b>III.C.4.</b>	<b>Timothy Hanson</b>	<b>RN053156</b>	<b>\$700</b>
<b>III.C.5.</b>	<b>Lynda Wymore</b>	<b>RN083755</b>	<b>\$700</b>
<b>III.C.6.</b>	<b>Julie Spizman</b>	<b>RN062800</b>	<b>\$800</b>

Hardy moved, Crawley seconded, and it was unanimously carried to offer a Consent Agreement for an Administrative Penalty in the amount stated for working on an expired license, or proceed to hearing for Agenda Items 1-6. Referral of the employers will be made to DHS for licensees working on a lapsed license for three months or greater.

	<b>VOTE</b>	<b>Johnson, Patricia Member</b>	<b>Robertson, Steve Member</b>	<b>Crawley, Theresa Vice Pres</b>	<b>Malloch, Kathy President</b>	<b>Hardy, Karen Member</b>	<b>Perry, Hunter Member</b>	<b>Busby, Kathryn Member</b>	<b>Rich, Judith Member</b>	<b>Link, Denise Member</b>
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	

**III.D.2. Notice of Charges**

**III.D.2.a. Sandra A. Miranda CNA999988010 (B. Nelson)**

**III.D.2.b. Sherri L. Burgess CNA435913294 (B. Nelson)**

Johnson moved, Busby seconded, and it was unanimously carried to adopt the attached Notice of Charges for Agenda Items III.D.2.a & b.

**III.E. Board Discussion and Decision Regarding Investigative Reports and Decision to Adopt Notice of Charges**

**III.E.1. Patricia H. Willemsen(aka: Friess) RN106911 (Munger)**

**III.E.2. Stacy Janette Burke RN101708 (Torrez)**

**III.E.4. Kelly Jean Payne LP035029 (Torrez)**

**III.E.5. Emma L. Estus CNA307833233 (Bauer)**

**III.E.6. Angel Kay Qalliaj CNA761372989 (Bauer)**  
(aka: Angel Hudson; Angela Baker)

**III.E.7. Cherrie L. Barton CNA498821803 (B. Nelson)**

Hardy moved, Busby seconded, and unanimously carried to adopt the attached Notice of Charges for Agenda Items III.E.1, 2, and 4-7.

**III.E.3. William Dean Kelly RN084184 (Munger)**

Busby moved, Hardy seconded, and unanimously carried to table Agenda Item III.E.3.

**III.F. Board Information Regarding Imposters & Cease and Desist Orders**

**1. Wanda Prevo August 24, 2006**

**2. Kathleen Monkman August 9, 2006**

Cease and Desist letters were mailed to the above listed on dates given.

**V.A.2. Gary Applehans RN Endorsement (Rappoport)**

Perry moved, Busby seconded, and it was unanimously carried, upon meeting all requirements, grant license and issue a letter of concern for prior disciplinary action by the MO Board of Nursing on or about July 13, 1998, which resulted in a five year monitored probation, which was successfully completed on or about July 12, 2003.

**IV.B. Board Discussion & Decision Regarding Non-Compliance/Compliance with Board Orders**

**IV.B.8. John Majewski LP038295; CNA796875389 (Bailey)**

Bailey addressed the Board with additional information. Majewski was present and addressed the Board. Perry knows Kristy Miller and Diane Kaballa but shows no bias. Busby moved, Hardy seconded, to offer a Consent Agreement for 12 months stayed revocation/suspension followed by 18 months stayed revocation/probation followed by 18 months standard probation with the attached terms and conditions. After discussion, Busby withdrew the motion. Busby moved, Link seconded, and after discussion it was unanimously carried to offer a Consent Agreement for a 36 month stayed revocation with terms and conditions.

	<b>VOTE</b>	<b>Johnson, Patricia</b> Member	<b>Robertson, Steve</b> Member	<b>Crawley, Theresa</b> Vice Pres	<b>Malloch, Kathy</b> President	<b>Hardy, Karen</b> Member	<b>Perry, Hunter</b> Member	<b>Busby, Kathryn</b> Member	<b>Rich, Judith</b> Member	<b>Link, Denise</b> 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	

**IV.B.9. Thomas Sjoberg CNA1000010093; LP Exam (Bailey)**

Bailey addressed the Board with additional information. Sjoberg was present and addressed the Board. Perry moved, Hardy seconded, and it was unanimously carried, upon passing the NCLEX exam, grant licensure upon signing a Consent Agreement for 12 month probation with attached terms and conditions. If an informal settlement conference is requested, the authority to settle is limited to the terms offered at this meeting.

	<b>VOTE</b>	<b>Johnson, Patricia</b> Member	<b>Robertson, Steve</b> Member	<b>Crawley, Theresa</b> Vice Pres	<b>Malloch, Kathy</b> President	<b>Hardy, Karen</b> Member	<b>Perry, Hunter</b> Member	<b>Busby, Kathryn</b> Member	<b>Rich, Judith</b> Member	<b>Link, Denise</b> 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	

**IV.B.2. Kelly Duvall CNA1000008503; LP Exam (Bailey) (aka: Stout)**

Duval was present and available for questions. Busby moved, Perry seconded, and it was unanimously carried to grant licensure upon signing a Consent Agreement for 18 months standard probation with attached terms and conditions. If an informal settlement conference is requested, the authority to settle is limited to the terms offered at this meeting.

	<b>VOTE</b>	<b>Johnson, Patricia</b> Member	<b>Robertson, Steve</b> Member	<b>Crawley, Theresa</b> Vice Pres	<b>Malloch, Kathy</b> President	<b>Hardy, Karen</b> Member	<b>Perry, Hunter</b> Member	<b>Busby, Kathryn</b> Member	<b>Rich, Judith</b> Member	<b>Link, Denise</b> 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	

**IV.E. Board Discussion & Decision Regarding CANDO Eligibility/Noncompliance and Investigative Reports**

**IV.E.1. Sandra Mae Bode RN078224 (S. Smith)**

Hardy recused herself to avoid the appearance of impropriety and left the meeting at 11:33 a.m. Malloch knows Laurie Vandersloot but shows no bias. Bode was present and addressed the Board. Busby moved, Link seconded, and it was unanimously carried to offer a Consent Agreement for 24 months stayed revocation probation followed by 12 month probation and to include the attached stipulations or hearing.

	<b>VOTE</b>	<b>Johnson, Patricia</b> Member	<b>Robertson, Steve</b> Member	<b>Crawley, Theresa</b> Vice Pres	<b>Malloch, Kathy</b> President	<b>Hardy, Karen</b> Member	<b>Perry, Hunter</b> Member	<b>Busby, Kathryn</b> Member	<b>Rich, Judith</b> Member	<b>Link, Denise</b> Member
YES	<b>7</b>	X	X	X	X		X	X		X
NO	<b>0</b>									
ABSTAIN	<b>0</b>									
ABSENT	<b>2</b>					X			X	

Hardy returned to the meeting at 11:36 a.m.

**IV.E.7. Danielle Francine Wilson RN128941; LP038243; CNA99989788 (S. Smith)**

Hardy recused herself to avoid the appearance of impropriety and left the meeting at 11:38 a.m. Wilson was present and available for questions. Link moved, Crawley seconded, to offer a Consent Agreement for stayed revocation suspension until June 2007 and receipt of documentation from the courts of successful completion of probation, followed by 12 month stayed revocation probation, followed then by 24 month probation and to include the attached stipulations, or hearing. Busby amended the motion to include stipulations: quarterly reports from probation officer, and aftercare. Crawley concurred. The motion carried unanimously.

	<b>VOTE</b>	<b>Johnson,</b> Patricia Member	<b>Robertson,</b> Steve Member	<b>Crawley,</b> Theresa Vice Pres	<b>Malloch,</b> Kathy President	<b>Hardy,</b> Karen Member	<b>Perry,</b> Hunter Member	<b>Busby,</b> Kathryn Member	<b>Rich,</b> Judith Member	<b>Link,</b> Denise Member
YES	<b>7</b>	X	X	X	X		X	X		X
NO	<b>0</b>									
ABSTAIN	<b>0</b>									
ABSENT	<b>2</b>					X			X	

Hardy returned to the meeting at 11:41 a.m.

**IV.E.10. Lisa Maffei RN102575 (S. Smith)**

Maffei was present and addressed the Board. V. Smith addressed the Board and confirmed receipt of additional information. Link moved, Busby seconded, and it was unanimously carried to offer a Consent Agreement for stayed revocation indefinite suspension, to include completion of an intensive outpatient treatment program and the attached stipulations, and upon successful completion, to be followed by 12 months stayed suspension probation followed by 24 months standard probation to include the attached stipulations, amended to include: rehabilitation, relapse prevention at 18 months, aftercare, relapse prevention therapy, or hearing.

	<b>VOTE</b>	<b>Johnson,</b> Patricia Member	<b>Robertson,</b> Steve Member	<b>Crawley,</b> Theresa Vice Pres	<b>Malloch,</b> Kathy President	<b>Hardy,</b> Karen Member	<b>Perry,</b> Hunter Member	<b>Busby,</b> Kathryn Member	<b>Rich,</b> Judith Member	<b>Link,</b> Denise 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	

Busby and Link left the meeting at 11:46 a.m. and Link returned at 11:48 a.m.

**IX. Dialogue with Nursing Students**

The Board members and staff dialogued with Glendale, Grand Canyon and Gateway Community College Nursing Students regarding Board functions, policies and procedures. Questions were asked on procedures of cases prior to being brought before the Board, if there is a pattern to medication errors.

The meeting recessed at 11:58 a.m. and reconvened at 1:02 p.m.

**V. Board Discussion and Decision Regarding RN/LPN Investigative Reports**

**V.G.1. Susan Kay Everett LP038189 (Torrez)**

Robertson knows Mary Volmmer but shows no bias. Everett and Teressa Sanzio, attorney, were present and available for questions. Sue Rhodes was present and addressed the Board. Johnson moved, Robertson seconded, and it was unanimously carried to issue a letter of concern for failing to document the advice received from an RN, related to the titration of morphine for a patient on or about December 20, 2005, while employed at Hospice.

Busby returned to the meeting at 1:18 p.m.

**V.G.2. Susan Christina Hapke RN054450; LP017549 (Torrez)**

Melanie Balestra, attorney, was present and addressed the Board. Link knows Balestra but shows no bias. Hapke was present and addressed the Board. Busby moved, Robertson seconded, and it was unanimously carried to issue a letter of concern for failing to assure that the nursing staff had complete information regarding the care of patient D.H. before leaving the facility on or about January 10, 2006 while employed at Cigna in Phoenix, Arizona.

**V.G.3. Margaret Coons Rogers RN078439; LP011031 (Torrez)**

Melanie Balestra, attorney, and Rogers were present and addressed the Board. Link knows Balestra but shows no bias. Busby moved, Perry seconded, and after discussion, it was unanimously carried to dismiss the case.

**V.F.5. Virginia Eunice Mahoney RN089744 (Munger)**

Brad Gardner and Mahoney were present and addressed the Board. Busby moved, Perry seconded, and it was unanimously carried to offer a Consent Agreement for a Decree of Censure or hearing.

	<b>VOTE</b>	<b>Johnson, Patricia Member</b>	<b>Robertson, Steve Member</b>	<b>Crawley, Theresa Vice Pres</b>	<b>Malloch, Kathy President</b>	<b>Hardy, Karen Member</b>	<b>Perry, Hunter Member</b>	<b>Busby, Kathryn Member</b>	<b>Rich, Judith Member</b>	<b>Link, Denise Member</b>
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	

**V.H.1. Molly Ann Moore RN049339; AP0191 (Grady)**

Grady addressed the Board with additional information. Moore was present and available for questions. Teresa Sanzio, attorney, was present and addressed the Board. Johnson moved, Crawley seconded, and it was unanimously carried to issue an Interim Order for a psychological evaluation with neuropsychological testing by a Board approved evaluator who is at minimum PhD prepared and with expertise in substance abuse, to be scheduled within 15 days and completed within 45 days and return to Board.

	<b>VOTE</b>	<b>Johnson, Patricia Member</b>	<b>Robertson, Steve Member</b>	<b>Crawley, Theresa Vice Pres</b>	<b>Malloch, Kathy President</b>	<b>Hardy, Karen Member</b>	<b>Perry, Hunter Member</b>	<b>Busby, Kathryn Member</b>	<b>Rich, Judith Member</b>	<b>Link, Denise Member</b>
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	

**V.H.2. Kathrine Marie Hardy RN129539; AP2027 (Grady)**

Crawley is employed by Phoenix Baptist Hospital but shows no bias. Katherine Hardy was present and addressed the Board. Link moved, Johnson seconded, and it was unanimously carried to issue a letter of concern for failure to obtain an x-ray report and initiate an appropriate follow up referral for a patient on or about December 7, 2004, while employed by Clinica Adelante, Surprise, Arizona.

**V.H.3. Karen Lee Carey RN020358; AP0047; AP0021 (Grady)**

Crawley knows Carey and Link knows Judith Whitecrane but show no bias. Carey and Captain Judith Whitecrane were present and addressed the Board. Crawley moved, Johnson seconded, to issue a letter of concern for failure to document surrender of care to a doctor for a patient who required an emergency C-section for fetal distress, on or about December 31, 1994, while employed at Phoenix Indian Medical Center, Phoenix, Arizona. After discussion, the motion failed with four opposed and four in favor. Perry moved, Robertson seconded, to dismiss the case. The motion carried with six in favor and two opposed.

**IV.C. Board Discussion & Decision Regarding Non-Compliance/Compliance with Board Orders**

**IV.C.3. Richard Henely RN046579 (Wiggin)**

Henely was present and available for questions. Teressa Sanzio, attorney, was present and addressed the Board. Busby moved, Perry seconded, and it was unanimously carried to terminate probation entered into on May 18, 2005.

**VI. Board Discussion and Decision Regarding CNA Investigative Reports**

**VI.E.6. Wakgari Mamo Dabalo CNA1000000790 (B. Nelson)**

B. Nelson addressed the Board with additional information. Dabalo was present and addressed the Board. Busby moved, Crawley seconded, and after discussion, it was unanimously carried to adopt the attached Notice of Charges.

**V. Board Discussion and Decision Regarding RN/LPN Investigative Reports**

**V.E.2. Susan Lee Bradley RN032824 (S. Nelson)**

Perry moved, Johnson seconded, and it was unanimously carried to table Agenda Item V.E.2.

The meeting recessed at 2:42 p.m. and reconvened at 3:01 p.m.

Crawley presiding.

**V.E.3. Cecile Arciaga Mendoza RN116268 (S. Nelson)**

Hardy moved, Perry seconded, and it was unanimously carried to reopen Agenda Item V.E.3. Busby moved, Perry seconded, and it was unanimously carried to adopt the attached Notice of Charges.

**VII.B. Educational Reports and Rules**

**VII.B.3. Everest College Application for Proposal Approval**

Jeanie Hately was present and addressed the Board. Hardy moved, Busby seconded, and it was unanimously carried to grant Everest College Application for proposal approval.

**IX. Dialogue with Nursing Students**

The Board members and staff dialogued with Boswell Mesa and Paradise Valley Community College Nursing Students regarding Board functions, policies and procedures. Questions were asked on outcomes of cases, documentation, how to acquire a position on the Board, types of cases most often brought before the Board, how much time Board members have to review cases prior to meetings.

**IV.A. Board Discussion Regarding RN/LPN/CNA Termination of Previously Issued Board Orders after Full Compliance**

<b>Susan Alison Youngreen</b>	<b>RN131707</b>	<b>Immediately (Bailey)</b>
<b>Lukaea Moran</b>	<b>LP040810</b>	<b>Immediately (Bailey)</b>
<b>Beverly Webber</b>	<b>RN087510; AP0565</b>	<b>Immediately (Bailey)</b>
<b>Alfred Dame</b>	<b>RN124740</b>	<b>Immediately (Bailey)</b>
<b>Jill Robbins</b>	<b>CNA253782803; RN088386</b>	<b>September 19, 2006 (Bailey)</b>
<b>Albert Rivera</b>	<b>CNA999987708</b>	<b>September 28, 2006 (Bailey)</b>
<b>Juanita Daily</b>	<b>CNA999992388</b>	<b>October 6, 2006 (Bailey)</b>
<b>David Brewer</b>	<b>RN123156; CRNA0264</b>	<b>October 16, 2006 (Bailey)</b>
<b>Heather Brock</b>	<b>RN094826</b>	<b>October 16, 2006 (Bailey)</b>

Hardy moved, Busby seconded, and it was unanimously carried to approve the full compliance list to terminate Board Order on the individual(s) listed above, on dates given, if no evidence of non-compliance with Board Order/Consent Agreement exist.

**IV.B. Board Discussion & Decision Regarding Non-Compliance/Compliance with Board Orders**

**IV.B.1. Sandra Woods RN083582 (Bailey)**

Woods was present, telephonically, and addressed the Board. Hardy moved, Johnson seconded, and it was unanimously carried to deny request for Woods to work two additional 12 hour shifts per 14 day period.

	<b>VOTE</b>	<b>Johnson, Patricia</b> Member	<b>Robertson, Steve</b> Member	<b>Crawley, Theresa</b> Vice Pres	<b>Malloch, Kathy</b> President	<b>Hardy, Karen</b> Member	<b>Perry, Hunter</b> Member	<b>Busby, Kathryn</b> Member	<b>Rich, Judith</b> Member	<b>Link, Denise</b> Member
YES	<b>7</b>	X	X	X		X	X	X		X
NO	<b>0</b>									
ABSTAIN	<b>0</b>									
ABSENT	<b>2</b>				X				X	

**IV.B.3. Judith Ann Walker RN129503 (Bailey)**

Hardy moved, Robertson seconded, and it was unanimously carried to table Agenda item IV.B.3.

Malloch returned to the meeting at 3:42 p.m.

**VI. Board Discussion and Decision Regarding CNA Investigative Reports**

**VI.G.1. Christina Marie Adams CNA751373626 (Bauer) (aka: Leach; Undercoffler; Etherington)**

Bauer addressed the Board with additional information. Johnson moved, Busby seconded, to issue an Interim Order for a substance abuse evaluation to be completed by a Board approved evaluator, who is at a minimum PhD prepared, and to include any additional testing deemed necessary by the evaluator, to be scheduled within 15 days and completed within 45 days and then return to the Board. If the Interim Order is not completed, adopt the attached Notice of Charges. If an informal settlement conference is requested, the authority to settle is limited to the terms offered at this meeting. The motion carried with seven in favor and one abstained.

	<b>VOTE</b>	<b>Johnson, Patricia</b> Member	<b>Robertson, Steve</b> Member	<b>Crawley, Theresa</b> Vice Pres	<b>Malloch, Kathy</b> President	<b>Hardy, Karen</b> Member	<b>Perry, Hunter</b> Member	<b>Busby, Kathryn</b> Member	<b>Rich, Judith</b> Member	<b>Link, Denise</b> Member
YES	<b>7</b>	X	X	X		X	X	X		X
NO	<b>0</b>									
ABSTAIN	<b>1</b>				X					
ABSENT	<b>1</b>								X	

**VI.G.2. Coleen Elizabeth Carlson CNA Exam (Bauer)**

Bauer addressed the Board with additional information. Johnson moved, Robertson seconded, and it was unanimously carried to deny certification based upon the information contained in this investigative report. If an informal settlement conference is requested, the authority to settle is limited to the denial of the application.

	<b>VOTE</b>	<b>Johnson, Patricia</b> Member	<b>Robertson, Steve</b> Member	<b>Crawley, Theresa</b> Vice Pres	<b>Malloch, Kathy</b> President	<b>Hardy, Karen</b> Member	<b>Perry, Hunter</b> Member	<b>Busby, Kathryn</b> Member	<b>Rich, Judith</b> Member	<b>Link, Denise</b> 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	

**VI.G.3. Candice Rene Cottrell CNA Exam (Bauer)**

Busby moved, Perry seconded, and it was unanimously carried to issue a letter of concern for an arrest on March 1, 2005, shoplifting offense in Tucson, Arizona.

**VI.G.5. Moira Y. Jensen CNA932027273 (Bauer)**

Perry knows Jane Almstead but shows no bias. Perry moved, Busby seconded, and it was unanimously carried to dismiss the case.

**VI.G.7. Jennifer K. Kremer CNA190512263 (Bauer)**

Perry moved, Crawley seconded, and it was unanimously carried to deny re-certification based on information contained in the investigative report. If an informal settlement conference is requested, the authority to settle is limited to the denial of the application.

	<b>VOTE</b>	<b>Johnson, Patricia</b> Member	<b>Robertson, Steve</b> Member	<b>Crawley, Theresa</b> Vice Pres	<b>Malloch, Kathy</b> President	<b>Hardy, Karen</b> Member	<b>Perry, Hunter</b> Member	<b>Busby, Kathryn</b> Member	<b>Rich, Judith</b> Member	<b>Link, Denise</b> 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	

**VI.G.8. Sharon J. Larimie CNA Endorsement (Bauer)**

Hardy moved, Crawley seconded, and it was unanimously carried to deny certification and adopt the attached Order of Denial. If an informal settlement conference is requested, the authority to settle is limited to the denial of the application.

	<b>VOTE</b>	<b>Johnson, Patricia</b> Member	<b>Robertson, Steve</b> Member	<b>Crawley, Theresa</b> Vice Pres	<b>Malloch, Kathy</b> President	<b>Hardy, Karen</b> Member	<b>Perry, Hunter</b> Member	<b>Busby, Kathryn</b> Member	<b>Rich, Judith</b> Member	<b>Link, Denise</b> 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	

**VI.G.9. Ann Nadine Mills CNA999991935 (Bauer)**  
**(Hall)**

Busby moved, Perry seconded, and it was unanimously carried to adopt the attached Notice of Charges.

**VI.G.10. Marco A. Mosqueda CNA999950281 (Bauer)**

Bauer addressed the Board with additional information. Busby moved, Perry seconded, and it was unanimously carried to offer Consent Agreement for a \$50 Civil Penalty. If not signed within 30 days, adopt Notice of Charges. If an informal settlement conference is requested, the authority to settle is limited to the terms of the Consent Agreement offered at this meeting.

	<b>VOTE</b>	<b>Johnson, Patricia</b> Member	<b>Robertson, Steve</b> Member	<b>Crawley, Theresa</b> Vice Pres	<b>Malloch, Kathy</b> President	<b>Hardy, Karen</b> Member	<b>Perry, Hunter</b> Member	<b>Busby, Kathryn</b> Member	<b>Rich, Judith</b> Member	<b>Link, Denise</b> 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	

**VI.G.11. Reyes Cruz Salaiz CNA Exam (Bauer)**  
**(aka: Salazar; Salias)**

Busby moved, Perry seconded, and it was unanimously carried to deny certification based upon information contained in the investigative report. If an informal settlement conference is requested, the authority to settle is limited to the denial of the application.

	<b>VOTE</b>	<b>Johnson, Patricia Member</b>	<b>Robertson, Steve Member</b>	<b>Crawley, Theresa Vice Pres</b>	<b>Malloch, Kathy President</b>	<b>Hardy, Karen Member</b>	<b>Perry, Hunter Member</b>	<b>Busby, Kathryn Member</b>	<b>Rich, Judith Member</b>	<b>Link, Denise Member</b>
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	

**VI.G.12. Tawyna Ireen Serna CNA999952562 (Bauer)**  
**(aka: Tawyna Irene Calvillo)**

Link moved, Busby seconded, and it was unanimously carried to adopt the attached Notice of Charges.

**VI.G.13. Shonnett Lanice Thomas CNA Exam (Bauer)**

Hardy moved, Robertson seconded, and it was unanimously carried to deny certification based upon information contained in the investigative report. If an informal settlement conference is requested, the authority to settle is limited to the denial of the application.

	<b>VOTE</b>	<b>Johnson, Patricia Member</b>	<b>Robertson, Steve Member</b>	<b>Crawley, Theresa Vice Pres</b>	<b>Malloch, Kathy President</b>	<b>Hardy, Karen Member</b>	<b>Perry, Hunter Member</b>	<b>Busby, Kathryn Member</b>	<b>Rich, Judith Member</b>	<b>Link, Denise Member</b>
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	

**VI.G.14. Hazel Lee Williams CNA Endorsement (Bauer)**  
**(aka: Moore)**

Bauer addressed the Board with additional information. Busby moved, Perry seconded, and it was unanimously carried to offer a Consent Agreement for a 24 month stayed revocation to include the attached terms. If not signed within 30 days, deny certification based upon the information contained in the investigative report. If an informal settlement conference is requested, the authority to settle is limited to the terms offered at this meeting.

	<b>VOTE</b>	<b>Johnson, Patricia Member</b>	<b>Robertson, Steve Member</b>	<b>Crawley, Theresa Vice Pres</b>	<b>Malloch, Kathy President</b>	<b>Hardy, Karen Member</b>	<b>Perry, Hunter Member</b>	<b>Busby, Kathryn Member</b>	<b>Rich, Judith Member</b>	<b>Link, Denise Member</b>
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	

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

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

**VII.A.3. Policy Recommendation: Monitoring Department – Wiggin/Bailey/Smith**

Information was provided to the Board and direction was given to staff regarding the Policy Recommendation: Monitoring Department.

**IV.C. Board Discussion & Decision Regarding Non-Compliance/Compliance with Board Orders**

**IV.C.1. Julie Coleman RN095173; LP026339 (Wiggin)**

Wiggin addressed the Board with additional information. Coleman was present and addressed the Board. Busby moved, Perry seconded, and it was unanimously carried to terminate probation entered into on November 18, 2003.

**IV.C.2. Rebecca Damgar LP029050 (Wiggin)**

Wiggin addressed the Board and confirmed receipt of additional information. Damgar was present and addressed the Board. Busby moved Perry seconded, and after discussion, it was unanimously carried to continue terms of current Consent Agreement, with stipulations amended to include: allowed to work in home health with one provider only, monthly supervisory reports to include audits of 25% of chart documentation for 1<sup>st</sup> six months and quarterly reports thereafter with audits of 10% of chart documentation.

	<b>VOTE</b>	<b>Johnson, Patricia Member</b>	<b>Robertson, Steve Member</b>	<b>Crawley, Theresa Vice Pres</b>	<b>Malloch, Kathy President</b>	<b>Hardy, Karen Member</b>	<b>Perry, Hunter Member</b>	<b>Busby, Kathryn Member</b>	<b>Rich, Judith Member</b>	<b>Link, Denise Member</b>
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	

**IV.C.6. Lorie Wood RN053359 (Wiggin)**

Wood was present and addressed the Board. Robertson moved, Perry seconded, and it was unanimously carried to terminate probation entered into on November 16, 2005.

**IV.C.7. Phyllis Walters RN105226 (Wiggin)**

Walters was present and addressed the Board. Crawley moved, Robertson seconded, to terminate probation entered into on November 2, 2005. The motion carried with seven in favor and one opposed.

**IV.C.8. Marlon Gonzalez RN131289; CNA999987741 (Wiggin)**

Gonzalez was present and available for questions. Busby moved, Perry seconded, to terminate probation entered into on December 29, 2004. The motion carried with seven in favor and one opposed.

**IV.D. Board Discussion & Decision to Adopt Notice of Charges for RN/LP/CNA Non-Compliance**

**IV.D.2. Martin Sanchez LP036693 (Wiggin)**

Wiggin addressed the Board with additional information. Sanchez was present and addressed the Board. Busby moved, Hardy seconded, and it was unanimously carried to offer a Consent Agreement for indefinite suspension followed by 12 months stayed revocation probation followed by 24 months standard probation to include the attached stipulations or proceed to non-compliance hearing.

	<b>VOTE</b>	<b>Johnson, Patricia Member</b>	<b>Robertson, Steve Member</b>	<b>Crawley, Theresa Vice Pres</b>	<b>Malloch, Kathy President</b>	<b>Hardy, Karen Member</b>	<b>Perry, Hunter Member</b>	<b>Busby, Kathryn Member</b>	<b>Rich, Judith Member</b>	<b>Link, Denise Member</b>
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	

Robertson and Crawley left the meeting at 4:56 p.m. and returned at 4:58 p.m.

**IX. Dialogue with Nursing Students**

The Board members and staff dialogued with Maricopa Community College Nursing Students regarding Board functions, policies and procedures. Questions were asked on how to acquire a position on the Board.

The meeting recessed at 5:05 p.m., Monday, September 11, 2006

# *Arizona State Board of Nursing*

Janet Napolitano  
Governor

Joey Ridenour  
Executive Director



## **Board Meeting Minutes**

The regular meeting of the Arizona State Board of Nursing convened at 8:32 a.m., Tuesday, September 12, 2006, in the Board of Nursing Board Room, Suite 200, 4747 N. 7<sup>th</sup> Street, Phoenix, Arizona, with Kathy Malloch, PhD, MBA, RN, FAAN, President, presiding.

### **BOARD MEMBERS PRESENT:**

Kathy Malloch, PhD, MBA, RN, FAAN, President  
Theresa Crawley, CRNA, MSHSA, Vice-President  
Karen Hodges Hardy, RN, MSN, Secretary  
Kathryn L. Busby, JD, Member  
Patricia Johnson, LPN, Member  
Denise Link, DNS, WHCNP, FNAP  
M. Hunter Perry, Member  
Steve Robertson, LPN, Member

### **BOARD MEMBERS ABSENT:**

Judy Rich, RN, Member

### **LEGAL COUNSEL:**

Daniel Christl, Assistant Attorney General  
Michelle L. Wood, Assistant Attorney General  
Ann Olson, Assistant Attorney General

### **STAFF:**

Joey Ridenour, RN, MN, Executive Director  
Judy Bontrager, RN, MN, Associate Director  
Valerie Smith, RN, MS, Associate Director  
Erica Bailey, Senior Investigator/Monitoring  
Jeanne Bauer, Senior Investigator  
Susan Barber, RN, MSN, Nurse Practice Consultant/Hearings  
Debra Blake, Paralegal/Hearing Department  
Karen Grady, RN, MS, CS, FNP, Nurse Practice Consultant/Advanced Practice  
Ron Lester, Senior Investigator  
Sydney Munger, RN, MS, Nurse Practice Consultant  
Betty Nelson, RN, MS, Nursing Assistant Consultant  
Stephanie Nelson, R.N., M.S.N., Nurse Practice Consultant  
Kirk Olson, Senior Investigator  
Cory Polak, Senior Investigator  
Pamela Randolph, RN, MSN, Nurse Practice Consultant/Education  
Mary Rappoport, RN, MN, Nurse Practice Consultant  
Jeanine Sage, RN, MSN, Nursing Assistant Consultant  
Sister Rachel Torrez, RN, MS, Nurse Practice Consultant  
Nancy Twigg, RN, MSN, Nurse Practice Consultant  
Rose Wilcox, RN, M Ed, Nurse Practice Consultant/Education  
Pamela Wiggin, RN, MS, Nurse Practice Consultant/Monitoring  
James Williams, Senior Investigator  
Theresa Huff, Legal Secretary  
Barbara Ritenour, Legal Secretary

## **I. Call to Order**

The meeting was called to order at 8:32 a.m., Tuesday, September 12, 2006.

The following Board members were present: Johnson, Robertson, Crawley, Malloch, Hardy, Perry, and Link.

Malloch presided.

Malloch welcomed members of the audience and explained the procedure for addressing the Board.

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

#### **VII.A. Executive Director's Report**

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

Hardy moved, Johnson seconded, and it was unanimously carried to approve minutes from regular Board meeting July 19, 20 & 21, 2006; and Executive Session minutes from July 19 and 20, 2006, with a technical correction on page 34.

Busby arrived at the meeting at 8:34 a.m.

##### **VII.A.2. Second Draft Policy Recommendation: Settlement Conferences – Barber/Blake/Smith**

After discussion, Busby moved, Perry seconded, and it was unanimously carried to accept the second draft policy recommendation for Settlement Conferences with suggested modifications.

Busby left the meeting at 8:41 a.m. and returned at 8:45 a.m.

##### **VII.A.4. FY 2006 Budget Update & FY 2008/2009 Budget Recommendation & Proposed Board Fee Structure for November 2006 Meeting & FY 2007 Certified Nursing Assistant Budget Recommendation & Information Technology Budget/PIG Recommendation – Harris/Henriksen/Davitt/Bontrager**

Henriksen gave an overview of the information technology projected budget, and the need for replacement of computers, cash registers, printers, and fire suppressions system to protect assets and keep data readily available. Henriksen noted the need for updating of anti-virus and anti-spam. Implementation of software such as crystal reports would provide the ability for better data in a more timely manner. Henriksen went over the need for increased document imaging in order to reduce and streamline processes and to implement the paper reduction plan. The hiring of an on site programmer to keep licensing and programming updated was also discussed. Bontrager gave a brief overview of the projected increase in licensing fees and the estimated revenue impact. Bontrager also provided a summary of necessary requested items such as photo copier, postage machine, and office furniture. Projected rent increases were also included. Ridenour commented on the CNA program and stated that it continues to be subsidized by this Board at a cost of approximately \$210,000-\$300,000 per year. Perry moved, Busby seconded, and it was unanimously carried to approve the recommended FY 2008/2009 budget, and recommended FY 2007 Certified Nursing Assistant budget and Information Technology budget/PIG.

**VII.A.5. 2006 License Time Frames Compliance Report; Report on Timeframes to License Advanced Practice Nurses – Bontrager**

Bontrager reported on the 2006 time frames compliance report and noted a 9% overall increase in licenses/certificates issued within the time frame FY 2005-2006. Bontrager gave an overview of the license/certificates acted on outside the time frame and breakdowns: 0.002% of the licenses/certificates issued in FY 05-06 were acted upon outside the time frame and required a refund; 0.0005% of the applications received in FY 05-06 were denied outside of the time frame; approximately 51% of the total applications acted upon outside of the time frames were being investigated. Of those under investigation approximately 33% did not have the administrative notice of completion sent. Approximately 66% of those under investigation did not have their investigations completed within the time frame; the remaining half of the applications acted upon outside of the time frames was a result of miscellaneous/clerical reasons.

**VII.A.6. Report on Telephone Software Available to Collect Data on Phone System – Davitt/Henriksen**

Davitt reported on software being considered to measure & improve telephone efficiencies, and the pros and cons. If implemented, software would provide reporting on the phone system to address many of the issues brought to the staff by the public, to include extended reporting based on per call, per person, or per hold queue, not previously available; real-time statistics; hourly based reporting that would show when call volume is greatest; and a “birth to death” report of every call.

**VII.A.8. Performance Measurements for Staff Performance Pay – Bontrager/Smith/Ridenour**

Ridenour reported on the implementation plan for performance pay for ASBN staff and performance required to retain a 2.5% pay increase each quarter.

**VII.A.9. Update on Hearing Department Caseload; Report on Outcomes Related to Investigator Negotiation Conference & Cases Referred to Hearing – Blake/Barber/Christl/Smith**

Christl reported on the Hearing Department caseload and stated that all 2004 cases have been closed with 5 remaining from 2005 and not yet scheduled for hearing. 29 cases from 2006 remain after this meeting. Cases scheduled for hearing YTD: 111, cases withdrawn 3, cases deemed 38, hearings held 13, cases settled 35, cases in process 22, cases settled without return to the Board YTD 22, formal settlement conferences YTD 24.

**VII.A.10. Breach of the Philippine Nurse Licensure Test June 11 & 12, 2006 & Board Direction Regarding Accepting Applications – Christl/Randolph/Ridenour**

Ridenour provided information to the Board regarding the breach of the Philippine Nurse Licensure Test June 11 & 12, 2006 and stated that information will be brought to the Board as received.

**VII.A.13. American Nurses Association Request for Public Information from Nurse Licensure Compact States - Ridenour**

Information was provided to the Board regarding the American Nurses Association request for public information from nurse licensure compact states.

**VII.A.14. Potential 2007 Legislation to be introduced by School Nurses & Sponsored by Representative Lujan - Ridenour**

Information was provided to the Board regarding potential 2007 Legislation to be introduced by school nurses & sponsored by representative Lujan.

**VII.A.15. Update on AzBN’s 85<sup>th</sup> Anniversary Open House & Proposed Date – Wiemann/Ridenour**

The Board agreed to Ridenour’s suggestion that the AzBN’s 85<sup>th</sup> Anniversary Open House would be held at the conclusion of the November Board meeting on November 17, 2006.

**VII.A.16. Update on APRN Statewide Conference on September 29, 2006 – Crawley/Grady**

Ridenour stated that, to date, 125 persons have registered for the APRN Statewide Conference scheduled for September 29, 2006.

**VII.A.17. Update on Caseloads/Personnel Changes – Bontrager/Smith**

V. Smith reported there are currently 885 open cases not previously brought before the Board; 236 of these cases are on the September 2006 Agenda; 649 cases remain at the conclusion of this meeting; current average time to from intake of a case to placing it on the Board agenda is 6.5 months.

Smith stated there are 27 priority cases currently in process and not on this Agenda.

Smith reported on the retirement of Suanne Smith from the CANDO department and the hiring of new staff to fill that position, projected to begin employment in mid-October.

**VII.A.19. Proof of Employment Requirements for CNA Applicants – Bontrager/Ridenour**

Hardy moved, Busby seconded, and it was unanimously carried to revise the CNA renewal and endorsement application process to obtain the “proof of employment” information by asking a question on the application regarding employment as a nursing assistant or performing nursing assistant duties for at least 160 hours within the past two years.

The meeting recessed at 9:59 a.m. and reconvened at 10:16 a. m.

**IV.B. Board Discussion & Decision Regarding Non-Compliance/Compliance with Board Orders**

**IV.B.3. Judith Ann Walker RN129503 (Bailey)**

Hardy moved, Perry seconded, and it was unanimously carried to reopen Agenda Item IV.B.3. Walker was present, telephonically, and addressed the Board. Bailey addressed the Board with additional information. Johnson moved, Crawley seconded, and it was unanimously carried to offer Consent Agreement for a 12 month stayed revocation/suspension followed by a 12 month stayed revocation/probation followed by 24 months standard probation with the attached terms and conditions. If not signed within 30 days proceed to non-compliance hearing.

	<b>VOTE</b>	<b>Johnson, Patricia</b> Member	<b>Robertson, Steve</b> Member	<b>Crawley, Theresa</b> Vice Pres	<b>Malloch, Kathy</b> President	<b>Hardy, Karen</b> Member	<b>Perry, Hunter</b> Member	<b>Busby, Kathryn</b> Member	<b>Rich, Judith</b> Member	<b>Link, Denise</b> 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	

**IV.B.4. Patricia White RN097209; AP1776; PD1776 (Bailey)**

An attempt was made to contact White telephonically. Busby moved, Perry seconded, and it was unanimously carried to issue an Interim Order for a substance abuse evaluation by a Board approved evaluator, who is at a minimum Ph.D. prepared, to be scheduled within 15 days and completed within 45 days and return to Board.

	<b>VOTE</b>	<b>Johnson, Patricia</b> Member	<b>Robertson, Steve</b> Member	<b>Crawley, Theresa</b> Vice Pres	<b>Malloch, Kathy</b> President	<b>Hardy, Karen</b> Member	<b>Perry, Hunter</b> Member	<b>Busby, Kathryn</b> Member	<b>Rich, Judith</b> Member	<b>Link, Denise</b> 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	

**IV.B.6. Arlene Demattia LP037609 (Bailey)**

An attempt was made to contact Demattia telephonically. Perry moved, Hardy seconded, and it was unanimously carried to offer a Consent Agreement for a 12 month stayed suspension/probation followed by standard probation for 12 months with the attached terms and conditions.

	<b>VOTE</b>	<b>Johnson, Patricia</b> Member	<b>Robertson, Steve</b> Member	<b>Crawley, Theresa</b> Vice Pres	<b>Malloch, Kathy</b> President	<b>Hardy, Karen</b> Member	<b>Perry, Hunter</b> Member	<b>Busby, Kathryn</b> Member	<b>Rich, Judith</b> Member	<b>Link, Denise</b> 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	

**IV.B.7. Andrea Peltz RN057428 (Bailey)**

Bailey addressed the Board with additional information. Peltz was present and addressed the Board. Busby moved, Johnson seconded, and after discussion, it was unanimously carried to offer a Consent Agreement for a 12 month stayed revocation/probation followed by 24 month probation with the attached terms and conditions.

	<b>VOTE</b>	<b>Johnson, Patricia</b> Member	<b>Robertson, Steve</b> Member	<b>Crawley, Theresa</b> Vice Pres	<b>Malloch, Kathy</b> President	<b>Hardy, Karen</b> Member	<b>Perry, Hunter</b> Member	<b>Busby, Kathryn</b> Member	<b>Rich, Judith</b> Member	<b>Link, Denise</b> 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	

**IV.C. Board Discussion & Decision Regarding Non-Compliance/Compliance with Board Orders**

**IV.C.4. Lisa Mazzarella RN129917; LP038370 (Wiggin) (aka: Ontiveros)**

Mazzarella was present, telephonically, and available for questions. Robertson moved, Perry seconded, and it was unanimously carried to grant request for early termination entered into on August 19, 2005.

**IV.C.5. Sharon Petitti RN075224 (Wiggin)**

Wiggin was present, telephonically, and available for questions. Wiggin addressed the Board with additional information. Busby moved, Perry seconded, and it was unanimously carried to continue current Consent Agreement and Order for an additional six months with the attached terms and conditions, to include: allowed to work nightshift.

	<b>VOTE</b>	<b>Johnson, Patricia</b> Member	<b>Robertson, Steve</b> Member	<b>Crawley, Theresa</b> Vice Pres	<b>Malloch, Kathy</b> President	<b>Hardy, Karen</b> Member	<b>Perry, Hunter</b> Member	<b>Busby, Kathryn</b> Member	<b>Rich, Judith</b> Member	<b>Link, Denise</b> 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	

**IV.D. Board Discussion & Decision to Adopt Notice of Charges for RN/LP/CNA Non-Compliance**

**IV.D.3. Frank Vergili RN099822; LP020942 (Wiggin)**

Vergili was present, telephonically, and addressed the Board. Busby moved, Perry seconded, and it was unanimously carried to adopt the attached Notice of Charges.

**V. Board Discussion and Decision Regarding RN/LPN Investigative Reports**

**V.A.3. Henrietta J. Yazzie RN117739 (Rappoport) (aka: Yabeny)**

Rappoport addressed the Board with additional information. Yazzie was present and addressed the Board. Johnson moved, Crawley seconded, and it was unanimously carried to accept the signed Consent Agreement for indefinite suspension to include the attached stipulations, followed by 24 month probation to include the attached stipulations.

	<b>VOTE</b>	<b>Johnson, Patricia</b> Member	<b>Robertson, Steve</b> Member	<b>Crawley, Theresa</b> Vice Pres	<b>Malloch, Kathy</b> President	<b>Hardy, Karen</b> Member	<b>Perry, Hunter</b> Member	<b>Busby, Kathryn</b> Member	<b>Rich, Judith</b> Member	<b>Link, Denise</b> 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	

**V.A.5. Danielle Rae Campos TRN140740 (Rappoport)**

Campos was present and available for questions. Busby moved Hardy seconded, and it was unanimously carried, upon meeting all requirements, grant license and accept signed Consent Agreement for a \$100 Civil Penalty.

	<b>VOTE</b>	<b>Johnson, Patricia</b> Member	<b>Robertson, Steve</b> Member	<b>Crawley, Theresa</b> Vice Pres	<b>Malloch, Kathy</b> President	<b>Hardy, Karen</b> Member	<b>Perry, Hunter</b> Member	<b>Busby, Kathryn</b> Member	<b>Rich, Judith</b> Member	<b>Link, Denise</b> 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	

**V.A.6. Halley's Janea Shank TLP042416 (Rappoport)**

Shank was present and available for questions. Perry moved Hardy seconded, and it was unanimously carried, upon meeting all requirements, grant license, and issue a letter of concern for prior disciplinary action, resulting in three year probation, by the Montana State Board of Nursing, which was successfully completed on or about March 24, 2006.

**V.A.7. Louise Rodenbeck RN Endorsement (Rappoport)**

Rodenbeck was present and addressed the Board. Crawley moved, Hardy seconded, and it was unanimously carried, upon meeting all requirements and signing a Consent Agreement for a \$100 Civil Penalty, grant licensure. If not signed within 30 days, deny licensure based upon the information contained in this investigative report. If an informal settlement conference is requested, the authority to settle is limited to the terms of the Consent Agreement offered at this meeting.

	<b>VOTE</b>	<b>Johnson, Patricia</b> Member	<b>Robertson, Steve</b> Member	<b>Crawley, Theresa</b> Vice Pres	<b>Malloch, Kathy</b> President	<b>Hardy, Karen</b> Member	<b>Perry, Hunter</b> Member	<b>Busby, Kathryn</b> Member	<b>Rich, Judith</b> Member	<b>Link, Denise</b> 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	

**V.A.9. Carlos Uriel Garcia LP Endorsement (Rappoport)**

Rappoport noted a technical correction to the investigative report. Garcia was present and available for questions. Busby moved, Hardy seconded, and it was unanimously carried, upon meeting all licensure requirements, grant licensure and issue a letter of concern for a 1999 disciplinary action by the California State Board of Vocational Nursing and Psychiatric Technicians that resulted in a three-year probation, which was successfully completed on or about November 2002.

**V.A.12. Maritas Portillo Giron RN Endorsement (Rappoport)**

Rappoport addressed the Board with additional information. Giron was present and addressed the Board. Perry moved, Crawley seconded, and it was unanimously carried, upon meeting all licensure requirements grant licensure and accept the signed Consent Agreement for \$1,000 Civil Penalty

	<b>VOTE</b>	<b>Johnson, Patricia</b> Member	<b>Robertson, Steve</b> Member	<b>Crawley, Theresa</b> Vice Pres	<b>Malloch, Kathy</b> President	<b>Hardy, Karen</b> Member	<b>Perry, Hunter</b> Member	<b>Busby, Kathryn</b> Member	<b>Rich, Judith</b> Member	<b>Link, Denise</b> 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	

**V.B.2. James J. Burr RN Exam (K. Olson)**

Burr was present and available for questions. Busby moved, Perry seconded, and it was unanimously carried, upon meeting all requirements and signing a Consent Agreement for 12 month probation, to include the attached stipulations, grant licensure. If not signed within 30 days, deny licensure based upon the information contained in this investigative report. If an informal settlement conference is requested, the authority to settle is limited to the terms of the Consent Agreement offered at this meeting.

	<b>VOTE</b>	<b>Johnson, Patricia</b> Member	<b>Robertson, Steve</b> Member	<b>Crawley, Theresa</b> Vice Pres	<b>Malloch, Kathy</b> President	<b>Hardy, Karen</b> Member	<b>Perry, Hunter</b> Member	<b>Busby, Kathryn</b> Member	<b>Rich, Judith</b> Member	<b>Link, Denise</b> 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	

**V.B.5. Jacqueline A. Green LP038412 (K. Olson)**

Green was present and available for questions. Busby moved, Perry seconded, and it was unanimously carried to offer a Consent Agreement for a 12 month stayed suspension probation, to be followed by a 24 month standard probation, with the attached stipulations. If not signed within 30 days, adopt the attached Notice of Charges. If an informal settlement conference is requested, the authority to settle is limited to the terms offered at this meeting.

	<b>VOTE</b>	<b>Johnson, Patricia</b> Member	<b>Robertson, Steve</b> Member	<b>Crawley, Theresa</b> Vice Pres	<b>Malloch, Kathy</b> President	<b>Hardy, Karen</b> Member	<b>Perry, Hunter</b> Member	<b>Busby, Kathryn</b> Member	<b>Rich, Judith</b> Member	<b>Link, Denise</b> 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	

**V.B.8. Mark E. Lukasik RN079854 (K. Olson)**

Lukasik was present and addressed the Board. Busby moved, Link seconded, and it was unanimously carried to continue the investigation to allow Lukasik to undergo a psychological evaluation for potential sexual misconduct and anger management, by a Board approved psychologist, to include any additional testing deemed necessary by the evaluator, to be scheduled within 15 days and completed within 45 days, and return to Board. If not completed deny reinstatement of licensure based on the information

contained in the investigative report. If an informal settlement conference is requested, the authority to settle is limited to the terms offered at this meeting.

	<b>VOTE</b>	<b>Johnson, Patricia</b> Member	<b>Robertson, Steve</b> Member	<b>Crawley, Theresa</b> Vice Pres	<b>Malloch, Kathy</b> President	<b>Hardy, Karen</b> Member	<b>Perry, Hunter</b> Member	<b>Busby, Kathryn</b> Member	<b>Rich, Judith</b> Member	<b>Link, Denise</b> 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	

**V.C.6. Cameo Miranda Perkins RN Exam (Polak)**  
**(aka: Meyer)**

Polak addressed the Board with additional information. Perkins was present and addressed the Board. Busby moved, Perry seconded, and it was unanimously carried, upon meeting all requirements and signing a Consent Agreement for 12 month probation, to include the attached stipulations to include review by Dr. Lett and the appropriate counseling outpatient treatment required, grant licensure. If not signed within 30 days, deny licensure based upon the information contained in the investigative report. If an informal settlement conference is requested, the authority to settle is limited to the terms of the Consent Agreement offered at this meeting.

	<b>VOTE</b>	<b>Johnson, Patricia</b> Member	<b>Robertson, Steve</b> Member	<b>Crawley, Theresa</b> Vice Pres	<b>Malloch, Kathy</b> President	<b>Hardy, Karen</b> Member	<b>Perry, Hunter</b> Member	<b>Busby, Kathryn</b> Member	<b>Rich, Judith</b> Member	<b>Link, Denise</b> 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	

**V.C.7. Macgregor John Smith RN Exam (Polak)**

Polak addressed the Board with additional information. Smith was present and addressed the Board. Busby moved, Johnson seconded, and it was unanimously carried, upon meeting all requirements and signing a Consent Agreement for a \$250 Civil Penalty, grant licensure. If not signed within 30 days, deny licensure based upon the information contained in this investigative report. If an informal settlement conference is requested, the authority to settle is limited to the terms of the Consent Agreement offered at this meeting.

	<b>VOTE</b>	<b>Johnson, Patricia</b> Member	<b>Robertson, Steve</b> Member	<b>Crawley, Theresa</b> Vice Pres	<b>Malloch, Kathy</b> President	<b>Hardy, Karen</b> Member	<b>Perry, Hunter</b> Member	<b>Busby, Kathryn</b> Member	<b>Rich, Judith</b> Member	<b>Link, Denise</b> 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	

**V.C.8. Michael Edward Showalter RN Endorsement (Polak)**

Polak addressed the Board and confirmed receipt of additional information. Showalter was present and addressed the Board. Busby moved, Perry seconded, and it was unanimously carried, upon meeting all requirements, grant license, and issue a letter of concern for five (5) misdemeanor arrests for driving under the influence of alcohol from April of 1994 to December of 2000, resulting in misdemeanor convictions in the States of California and Virginia.

**V.D.5. Jeri Lynn Garcia LP031395; CNA28358689 (Twigg)**

Twigg addressed the Board with additional information. Garcia was present and available for questions. Perry moved, Johnson seconded, and it was unanimously carried to dismiss the case.

**V.D.11. Kong Suk Iglesias RN111985; LP033517 (Twigg)**

Perry knows Debra Henry but shows no bias. Iglesias was present and addressed the Board. Hardy moved, Johnson seconded, to offer Consent Agreement for 24 month probation with attached stipulations, or hearing. After discussion, Hardy amended the stipulations to include an assessment by evaluator, and quarterly reports. Johnson agreed. The motion carried unanimously.

	VOTE	Johnson, Patricia Member	Robertson, Steve Member	Crawley, Theresa Vice Pres	Malloch, Kathy President	Hardy, Karen Member	Perry, Hunter Member	Busby, Kathryn Member	Rich, Judith Member	Link, Denise Member
YES	8	X	X	X	X	X	X	X		X
NO	0									
ABSTAIN	0									
ABSENT	1								X	

The meeting recessed at 12:04 p.m. and reconvened at 1:01 p.m.

**V.F.1. Maria Guadalupe Calzada RN107811 (Munger)**

Calzada was present and available for questions. Johnson moved, Crawley seconded, and it was unanimously carried to offer a Consent Agreement for 24 month probation, to include the attached stipulations or hearing.

	VOTE	Johnson, Patricia Member	Robertson, Steve Member	Crawley, Theresa Vice Pres	Malloch, Kathy President	Hardy, Karen Member	Perry, Hunter Member	Busby, Kathryn Member	Rich, Judith Member	Link, Denise Member
YES	6	X	X	X	X		X			X
NO	0									
ABSTAIN	0									
ABSENT	3					X		X	X	

**V.F.2. Diana L. Cash RN057586 (Munger) (aka: Siders)**

Cash was present and addressed the Board. Robertson moved, Johnson seconded, and it was unanimously carried to issue a letter of concern for failing to prevent a patient's fall which resulted in injury to his eye, on November 4, 2005, while working for Nursing Solutions in Phoenix, Arizona.

Hardy and Busby returned to the meeting at 1:15 p.m.

**V.F.3. Cindy Dawn Sherman RN000099074; LP031851 (Munger)**

Munger addressed the Board with additional information. Crawley moved, Robertson seconded, to offer a Consent Agreement for indefinite probation, with completion of an anger management evaluation with completion of the evaluator's recommendations, to include the attached stipulations, or hearing. The motion carried with seven in favor and one opposed.

	VOTE	Johnson, Patricia Member	Robertson, Steve Member	Crawley, Theresa Vice Pres	Malloch, Kathy President	Hardy, Karen Member	Perry, Hunter Member	Busby, Kathryn Member	Rich, Judith Member	Link, Denise Member
YES	7	X	X	X	X	X	X			X
NO	1							X		
ABSTAIN	0									
ABSENT	1								X	

**V.F.4. Richard Leon Nolan RN056815 (Munger)**

Munger addressed the Board with additional information. Perry knows Joanne Linton but shows no bias. Johnson moved, Crawley seconded, and it was unanimously carried to offer a Consent Agreement for a Decree of Censure, or hearing for complaint #1, and issue an Interim Order for a substance abuse evaluation to be completed by a Board approved evaluator who is at minimum Ph.D. prepared, to

include any additional testing deemed necessary by the evaluator, to be scheduled within 15 days and completed within 45 days and then return to the Board for complaint #2.

	<b>VOTE</b>	<b>Johnson, Patricia</b> Member	<b>Robertson, Steve</b> Member	<b>Crawley, Theresa</b> Vice Pres	<b>Malloch, Kathy</b> President	<b>Hardy, Karen</b> Member	<b>Perry, Hunter</b> Member	<b>Busby, Kathryn</b> Member	<b>Rich, Judith</b> Member	<b>Link, Denise</b> 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	

**V.F.6. Raheem Willie Mangum RN124389 (Munger)**

Mangum was present and addressed the Board. Johnson moved, Hardy seconded, to offer a Consent Agreement for 24 month probation, to include the attached stipulations, or hearing. After discussion, the motion failed with four opposed and four in favor.

	<b>VOTE</b>	<b>Johnson, Patricia</b> Member	<b>Robertson, Steve</b> Member	<b>Crawley, Theresa</b> Vice Pres	<b>Malloch, Kathy</b> President	<b>Hardy, Karen</b> Member	<b>Perry, Hunter</b> Member	<b>Busby, Kathryn</b> Member	<b>Rich, Judith</b> Member	<b>Link, Denise</b> Member
YES	<b>4</b>	X	X		X	X				
NO	<b>4</b>			X			X	X		X
ABSTAIN	<b>0</b>									
ABSENT	<b>1</b>								X	

Busby moved, Perry seconded, to offer a Consent Agreement for 12 month probation to include the attached stipulations or hearing. The motion carried with five in favor and three opposed.

	<b>VOTE</b>	<b>Johnson, Patricia</b> Member	<b>Robertson, Steve</b> Member	<b>Crawley, Theresa</b> Vice Pres	<b>Malloch, Kathy</b> President	<b>Hardy, Karen</b> Member	<b>Perry, Hunter</b> Member	<b>Busby, Kathryn</b> Member	<b>Rich, Judith</b> Member	<b>Link, Denise</b> Member
YES	<b>5</b>		X	X			X	X		X
NO	<b>3</b>	X			X	X				
ABSTAIN	<b>0</b>									
ABSENT	<b>1</b>								X	

**V.F.7. Ronda Rae Holliday RN086565 (Munger) (aka: Trantham)**

Crawley moved, Busby seconded, and it was unanimously carried to offer a Consent Agreement for a Decree of Censure or hearing.

	<b>VOTE</b>	<b>Johnson, Patricia</b> Member	<b>Robertson, Steve</b> Member	<b>Crawley, Theresa</b> Vice Pres	<b>Malloch, Kathy</b> President	<b>Hardy, Karen</b> Member	<b>Perry, Hunter</b> Member	<b>Busby, Kathryn</b> Member	<b>Rich, Judith</b> Member	<b>Link, Denise</b> 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	

**V.F.8. Rosalie Roy RN108754 (Munger)**

Johnson moved, Robertson seconded, and it was unanimously carried to offer a Consent Agreement for a Decree of Censure or hearing.

	<b>VOTE</b>	<b>Johnson, Patricia</b> Member	<b>Robertson, Steve</b> Member	<b>Crawley, Theresa</b> Vice Pres	<b>Malloch, Kathy</b> President	<b>Hardy, Karen</b> Member	<b>Perry, Hunter</b> Member	<b>Busby, Kathryn</b> Member	<b>Rich, Judith</b> Member	<b>Link, Denise</b> 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	

**V.F.9. Sally Simmons Jourden RN106013 (Munger)**  
**(aka: Barnett; Baker)**

Johnson recused herself to avoid the appearance of impropriety and left the meeting at 1:34 p.m. Jourden and Kim Walter were present and addressed the Board. Hardy moved, Crawley seconded, and it was unanimously carried to offer a Consent Agreement for a Decree of Censure or hearing.

	VOTE	Johnson, Patricia Member	Robertson, Steve Member	Crawley, Theresa Vice Pres	Malloch, Kathy President	Hardy, Karen Member	Perry, Hunter Member	Busby, Kathryn Member	Rich, Judith Member	Link, Denise Member
YES	7		X	X	X	X	X	X		X
NO	0									
ABSTAIN	0									
ABSENT	2	X							X	

Johnson returned to the meeting at 1:39 p.m.

**V.F.10. Laura Ann Kennedy LP041293 (Munger)**  
**(aka: Biesenthal; Lubien)**

Perry knows Lisa Palmer but shows no bias. Kennedy was present and addressed the Board. Crawley moved, Hardy seconded, and after discussion, it was unanimously carried to issue an Interim Order for a substance abuse evaluation to be completed by a Board approved evaluator who is at minimum Ph.D. prepared, to include any additional testing deemed necessary by the evaluator, to be scheduled within 15 days and completed within 45 days, then return to the Board.

	VOTE	Johnson, Patricia Member	Robertson, Steve Member	Crawley, Theresa Vice Pres	Malloch, Kathy President	Hardy, Karen Member	Perry, Hunter Member	Busby, Kathryn Member	Rich, Judith Member	Link, Denise Member
YES	8	X	X	X	X	X	X	X		X
NO	0									
ABSTAIN	0									
ABSENT	1								X	

**V.F.11. Cynthia D. Montgomery RN100391 (Munger)**

Crawley is employed at Phoenix Baptist but shows no bias. Perry moved, Crawley seconded, and it was unanimously carried to issue an Interim Order for a substance abuse evaluation to be completed by a Board approved evaluator who is at minimum Ph.D. prepared, to include any additional testing deemed necessary by the evaluator, to be scheduled within 15 days and completed within 45 days, and then return to the Board. If the Interim Order is not completed, adopt the attached Notice of Charges and include the factual allegations and alleged violations for failure to comply with the Interim Order.

	VOTE	Johnson, Patricia Member	Robertson, Steve Member	Crawley, Theresa Vice Pres	Malloch, Kathy President	Hardy, Karen Member	Perry, Hunter Member	Busby, Kathryn Member	Rich, Judith Member	Link, Denise Member
YES	8	X	X	X	X	X	X	X		X
NO	0									
ABSTAIN	0									
ABSENT	1								X	

**V.E.2. Susan Lee Bradley RN032824 (S. Nelson)**

Hardy moved, Perry seconded, and it was unanimously carried to reopen Agenda Item V.E.2. John Drazkowski, attorney, and Bradley were present and addressed the Board. Busby moved, Johnson seconded, and it was unanimously carried to dismiss the case.

**V.E.6. Carol Flaughter (S. Nelson)**

Leslie Paradise, complainant was present and addressed the Board. Johnson moved, Robertson seconded, to dismiss the case. After discussion, Robertson withdrew the second. Busby seconded. The motion failed with five opposed and three in favor. Hardy moved, Robertson seconded, to issue a letter

of concern for failing to respond to a request for comfort measures while employed at Sun Health Care Center on December 3, 2005. After discussion, the motion carried with five in favor and three opposed.

**V.E.7. Shirley Xiang Lee RN078361 (S. Nelson)**

Lee was present and available for questions. Perry moved, Hardy seconded, and it was unanimously carried to issue a letter of concern for taking a medication (benzodiazepines) prescribed for a family member and a March 13, 2006 positive pre-employment urine drug screen.

**V.E.9. Rochelle Stayer LP040346 (S. Nelson)**

Busby moved, Perry seconded, and it was unanimously carried to table Agenda Item V.E.9.

**V.G.7. Carol Meyer Jeffryes RN083376 (Torrez)**

Robertson works at Hospice but shows no bias. Eric Landau, complainant was present and addressed the Board. Jeffryes and Pamela Roman were present and addressed the Board. Hardy moved, Robertson seconded, and it was unanimously carried to dismiss the case.

**V.E.9. Rochelle Stayer LP040346 (S. Nelson)**

Nelson addressed the Board with an amendment to the stipulations, to delete: neuropsych evaluation. Perry knows Sara Ellis but shows no bias. Stayer was present and addressed the Board. Perry moved, Robertson seconded, and it was unanimously carried to go into Executive Session on Agenda Item V.E.9. for the purpose of reviewing confidential documents and to obtain legal advice. Executive Session convened at 2:20 p.m. and adjourned at 2:25 p.m. Busby moved, Perry seconded, and it was unanimously carried to table Agenda Item V.E.9.

The meeting recessed at 2:31 p.m. and reconvened at 2:49 p.m.

**V.E.9. Rochelle Stayer LP040346 (S. Nelson)**

Johnson moved, Crawley seconded, and it was unanimously carried to reopen Agenda Item V.E.9. S. Nelson addressed the Board with additional information. Crawley moved, Hardy seconded, and it was unanimously carried to offer a Consent Agreement indefinite suspension pending completion of a neuropsychological evaluation, and then return to the Board for determination of licensure status. If not signed within 48 hours, proceed with summary suspension.

	<b>VOTE</b>	<b>Johnson, Patricia Member</b>	<b>Robertson, Steve Member</b>	<b>Crawley, Theresa Vice Pres</b>	<b>Malloch, Kathy President</b>	<b>Hardy, Karen Member</b>	<b>Perry, Hunter Member</b>	<b>Busby, Kathryn Member</b>	<b>Rich, Judith Member</b>	<b>Link, Denise Member</b>
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		

**V.G.16. Joe John Varela III RN060877; LP019031 (Torrez)**

Hardy knows Tony Horton but shows no bias. Varela was present and available for questions. Busby moved, Perry seconded, and after discussion, it was unanimously carried to dismiss the case.

**V.G.12. Vicki S. Nolte RN108240; LP033096; CNA083438103 (Torrez)**

Nolte was present and addressed the Board. Hardy moved Robertson seconded, and it was unanimously carried to offer Consent Agreement for 24 month probation with the attached stipulations, amended to include: abstain from alcohol 12 hours prior to working, or hearing.

	<b>VOTE</b>	<b>Johnson, Patricia Member</b>	<b>Robertson, Steve Member</b>	<b>Crawley, Theresa Vice Pres</b>	<b>Malloch, Kathy President</b>	<b>Hardy, Karen Member</b>	<b>Perry, Hunter Member</b>	<b>Busby, Kathryn Member</b>	<b>Rich, Judith Member</b>	<b>Link, Denise Member</b>
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	

**II.F. Board Discussion Regarding Settlement Conference Cases & Decision to Accept Proposed Consent Agreements**

**II.F.1. Alycia Susan Ernst RN101841; LP032282 A. Olson**

Hardy moved, Perry seconded, and it was unanimously carried to reopen Agenda Item II.F.1. The Board was represented by Christopher Munn, Assistant Attorney General, Division of Solicitor General, who was present telephonically. Ann Olson, Assistant Attorney General, represented the State.

Olson addressed the Board.

Ernst was present and addressed the Board.

Hardy moved, Johnson seconded, and it was unanimously carried to rescind the Board decision of March 17, 2005 to offer a Consent Agreement for 12 months practice probation, and accept the signed Consent Agreement for Decree of Censure.

	<b>VOTE</b>	<b>Johnson, Patricia Member</b>	<b>Robertson, Steve Member</b>	<b>Crawley, Theresa Vice Pres</b>	<b>Malloch, Kathy President</b>	<b>Hardy, Karen Member</b>	<b>Perry, Hunter Member</b>	<b>Busby, Kathryn Member</b>	<b>Rich, Judith Member</b>	<b>Link, Denise Member</b>
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	

**V.I.1. Gary Wiseman LP Exam (Williams)**

Wiseman was present and addressed the Board. Perry moved, Hardy seconded, and it was unanimously carried to continue the investigation to allow Wiseman the opportunity to obtain a psychological evaluation for potential substance abuse by a Board approved evaluator who is at minimum PhD prepared, to be scheduled within 15 days and completed within 45 and include any additional testing deemed necessary by the evaluator and return to the Board. If the evaluation is not completed, deny certification based upon the information contained in the investigative report. If an informal settlement conference is requested, the authority to settle is limited to the terms offered at this meeting.

	<b>VOTE</b>	<b>Johnson, Patricia Member</b>	<b>Robertson, Steve Member</b>	<b>Crawley, Theresa Vice Pres</b>	<b>Malloch, Kathy President</b>	<b>Hardy, Karen Member</b>	<b>Perry, Hunter Member</b>	<b>Busby, Kathryn Member</b>	<b>Rich, Judith Member</b>	<b>Link, Denise Member</b>
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	

**V.G.4. Dolores Doreen Headrick RN085428 (Torrez)**

Headrick was present and addressed the Board. Torrez addressed the Board with a correction to the stipulations to read: direct supervision for the first 6 months and on site supervision for the following 12 months month. Johnson moved, Hardy seconded, and after discussion, it was unanimously carried to offer Consent Agreement for 18 month probation with the attached stipulations, as amended, or hearing.

	<b>VOTE</b>	<b>Johnson, Patricia Member</b>	<b>Robertson, Steve Member</b>	<b>Crawley, Theresa Vice Pres</b>	<b>Malloch, Kathy President</b>	<b>Hardy, Karen Member</b>	<b>Perry, Hunter Member</b>	<b>Busby, Kathryn Member</b>	<b>Rich, Judith Member</b>	<b>Link, Denise Member</b>
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	

**V.G.9. Dawn McCuin RN126975; LP037873; CNA999992630 (Torrez)**  
 McCuin was present and addressed the Board. Johnson moved, Robertson seconded, and it was unanimously carried to issue a letter of concern for failing to follow facility policy related to documentation while assigned to work at Banner Desert Samaritan Hospital and employed by Banner Professional Registry on or about November 2005.

**V.K.1. Vallerie Lax Gardner LP20567; RN069104 (Bauer)**  
 Bauer addressed the Board and confirmed receipt of additional information. Gardner was present and addressed the Board. Crawley moved, Busby seconded, and it was unanimously carried to issue an Interim Order for a psychological evaluation to be completed by a Board approved evaluator and to include any additional testing deemed necessary by the evaluator, to be scheduled in 15 days and completed within 45 days and then return to the Board. If the Interim Order is not completed, adopt the attached Notice of Charges. If an informal settlement conference is requested, the authority to settle is limited to the terms offered at this meeting.

	<b>VOTE</b>	<b>Johnson, Patricia Member</b>	<b>Robertson, Steve Member</b>	<b>Crawley, Theresa Vice Pres</b>	<b>Malloch, Kathy President</b>	<b>Hardy, Karen Member</b>	<b>Perry, Hunter Member</b>	<b>Busby, Kathryn Member</b>	<b>Rich, Judith Member</b>	<b>Link, Denise Member</b>
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	

**VI. Board Discussion and Decision Regarding CNA Investigative Reports**

**V.I.E.4. Kelly Marie Seebert CNA1000006501 (B. Nelson)**  
 Crawley is employed by Phoenix Baptist but shows no bias. Seebert was present and addressed the Board. Robertson moved, Johnson seconded, and it was unanimously carried to offer a Consent Agreement for a \$100 Civil Penalty or hearing.

	<b>VOTE</b>	<b>Johnson, Patricia Member</b>	<b>Robertson, Steve Member</b>	<b>Crawley, Theresa Vice Pres</b>	<b>Malloch, Kathy President</b>	<b>Hardy, Karen Member</b>	<b>Perry, Hunter Member</b>	<b>Busby, Kathryn Member</b>	<b>Rich, Judith Member</b>	<b>Link, Denise Member</b>
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	

**V. Board Discussion and Decision Regarding RN/LPN Investigative Reports**

**V.E.10. Rebecca Lambert RN086672 (S. Nelson)**  
 S. Nelson addressed the Board with additional information. Lambert was present and addressed the Board. Perry moved, Link seconded, and it was unanimously carried to offer a Consent Agreement for a Decree of Censure of hearing.

	<b>VOTE</b>	<b>Johnson, Patricia Member</b>	<b>Robertson, Steve Member</b>	<b>Crawley, Theresa Vice Pres</b>	<b>Malloch, Kathy President</b>	<b>Hardy, Karen Member</b>	<b>Perry, Hunter Member</b>	<b>Busby, Kathryn Member</b>	<b>Rich, Judith Member</b>	<b>Link, Denise Member</b>
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	

**V.G.13. Bethany Gayle Kelly RN032382 (Torrez)**

Crawley is employed by Phoenix Baptist but shows no bias. Torrez addressed the Board and confirmed receipt of additional information. Kelly was present and addressed the Board. Busby moved, Perry seconded, and it was unanimously carried to issue Interim Order for an evaluation to be completed by a Board approved neuropsychologist to include an additional testing deemed necessary by the evaluator, to be scheduled within 15 days and completed in 45 days and then return to the Board. If the Interim Order is not completed, adopt the attached Notice of Charges and include the factual allegations and alleged violations for failure to comply with the Interim Order.

	<b>VOTE</b>	<b>Johnson, Patricia</b> Member	<b>Robertson, Steve</b> Member	<b>Crawley, Theresa</b> Vice Pres	<b>Malloch, Kathy</b> President	<b>Hardy, Karen</b> Member	<b>Perry, Hunter</b> Member	<b>Busby, Kathryn</b> Member	<b>Rich, Judith</b> Member	<b>Link, Denise</b> 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	

**V.H.4. Paulette Diana Wright RN124982; AP1846 (Grady)**

Grady addressed the Board with additional information. Wright was present and addressed the Board. Johnson moved, Hardy seconded, and it was unanimously carried to offer a Consent Agreement for a 24 month probation with the attached stipulations, amended to include: neuropsychological re-evaluation in 6 months, or hearing.

	<b>VOTE</b>	<b>Johnson, Patricia</b> Member	<b>Robertson, Steve</b> Member	<b>Crawley, Theresa</b> Vice Pres	<b>Malloch, Kathy</b> President	<b>Hardy, Karen</b> Member	<b>Perry, Hunter</b> Member	<b>Busby, Kathryn</b> Member	<b>Rich, Judith</b> Member	<b>Link, Denise</b> 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	

Robertson left the meeting at 4:45 p.m.

**V.H.5. Cleopatra Alexander Park RN076714; AP1818 (Grady)**

Link recused herself to avoid the appearance of impropriety and left the meeting at 4:45 p.m. Park was present and available for questions. Busby moved, Hardy seconded, to issue a letter of concern for working in a position as a Behavioral Health Nurse Practitioner without formal educational preparation and/or certification in psychiatric/mental health, while employed by St. Luke’s Behavioral Health Center Child & Adolescent Crisis Services-Urgent Care Unit, Phoenix, Arizona. After discussion, the motion carried with five in favor and one opposed.

Link returned to the meeting at 4:50 p.m.

**VI. Board Discussion and Decision Regarding CNA Investigative Reports**

**V.I.E.5. Kerren C. Taylor CNA999949371 (B. Nelson)**

B. Nelson addressed the Board with additional information. Taylor was present and addressed the Board. Malloch knows Fran Roberts and Mary Kay Flynn but shows no bias. Crawley moved, Johnson seconded, and it was unanimously carried to issue an Interim Order for a psychological evaluation to be completed by a Board approved evaluator and to include any additional testing deemed necessary by the evaluator, to be scheduled within 15 days and completed within 45 days and then return to the Board.

	<b>VOTE</b>	<b>Johnson, Patricia</b> Member	<b>Robertson, Steve</b> Member	<b>Crawley, Theresa</b> Vice Pres	<b>Malloch, Kathy</b> President	<b>Hardy, Karen</b> Member	<b>Perry, Hunter</b> Member	<b>Busby, Kathryn</b> Member	<b>Rich, Judith</b> Member	<b>Link, Denise</b> Member
YES	<b>7</b>	X		X	X	X	X	X		X
NO	<b>0</b>									
ABSTAIN	<b>0</b>									
ABSENT	<b>2</b>		X						X	

**V.F.6. Raheem Willie Mangum RN124389 (Munger)**

Busby moved, Perry seconded, and it was unanimously carried to reopen Agenda Item V.F.6. Munger addressed the Board with additional information. Mangum was present and addressed the Board. Busby moved Crawley seconded, and it was unanimously carried to amend prior Board motion to include the stipulation: allowed to work in current position in current agency as long as direct supervision is provided, and if work position changes, stipulations would revert back to “no home care”.

	<b>VOTE</b>	<b>Johnson, Patricia</b> Member	<b>Robertson, Steve</b> Member	<b>Crawley, Theresa</b> Vice Pres	<b>Malloch, Kathy</b> President	<b>Hardy, Karen</b> Member	<b>Perry, Hunter</b> Member	<b>Busby, Kathryn</b> Member	<b>Rich, Judith</b> Member	<b>Link, Denise</b> Member
YES	<b>7</b>	X		X	X	X	X	X		X
NO	<b>0</b>									
ABSTAIN	<b>0</b>									
ABSENT	<b>2</b>		X						X	

**IX. Dialogue with Nursing Students**

The Board members and staff dialogued with Glendale Community College Nursing Students regarding Board functions, policy and procedure. Questions were asked on the Board’s legal authority and structure, and qualifications necessary to obtain a seat of the Board.

**VII.C.1. Welcome & Introduction of Dr. Charlotte Beason, Executive Director, Kentucky Board of Nursing – Ridenour/Malloch**

Dr. Beason thanked the Board and staff for helpful direction and welcome during her visit to ASBN, and presented Ridenour with an honorary Kentucky Colonel award from the Governor of Kentucky

The meeting recessed at 5:05 p.m. and reconvened at 5:10 p.m. Busby left the meeting at 5:05 p.m.

Hardy returned to the meeting at 5:12 p.m.

**VI. Board Discussion and Decision Regarding CNA Investigative Reports**

**V.I.E.1. Sabarie A. Collins CNA960829897 (B. Nelson)**

Johnson moved, Perry seconded, to adopt the attached Notice of Charges. The motion carried with five in favor and one abstained.

**V.I.E.2. Melinda M. Gomez CNA999997219 (B. Nelson)**

Johnson moved, Crawley seconded, and it was unanimously carried to offer a Consent Agreement for a \$100 Civil Penalty or hearing.

	<b>VOTE</b>	<b>Johnson, Patricia</b> Member	<b>Robertson, Steve</b> Member	<b>Crawley, Theresa</b> Vice Pres	<b>Malloch, Kathy</b> President	<b>Hardy, Karen</b> Member	<b>Perry, Hunter</b> Member	<b>Busby, Kathryn</b> Member	<b>Rich, Judith</b> Member	<b>Link, Denise</b> Member
YES	<b>6</b>	X		X	X	X	X			X
NO	<b>0</b>									
ABSTAIN	<b>0</b>									
ABSENT	<b>3</b>		X					X	X	

**VI.E.3. Maria B. Gutierrez CNA999947875 (B. Nelson)**

Hardy moved, Perry seconded, and it was unanimously carried to offer a Consent Agreement for a \$50 Civil Penalty or hearing.

	VOTE	Johnson, Patricia Member	Robertson, Steve Member	Crawley, Theresa Vice Pres	Malloch, Kathy President	Hardy, Karen Member	Perry, Hunter Member	Busby, Kathryn Member	Rich, Judith Member	Link, Denise Member
YES	6	X		X	X	X	X			X
NO	0									
ABSTAIN	0									
ABSENT	3		X					X	X	

**V. Board Discussion and Decision Regarding RN/LPN Investigative Reports**

**V.D.1. Rosalinda Barr RN082548 (Twigg)**

Perry moved, Crawley seconded, and it was unanimously carried to dismiss the case.

**V.D.2. Madeline M. Butler RN134148 (Twigg)  
(aka: Way; Malburg)**

Twigg addressed the Board with additional information. Perry moved, Link seconded, and it was unanimously carried to offer a Consent Agreement for indefinite suspension pending psychiatric evaluation and completion of rehabilitation followed by 36 month probation with attached stipulations, or hearing.

	VOTE	Johnson, Patricia Member	Robertson, Steve Member	Crawley, Theresa Vice Pres	Malloch, Kathy President	Hardy, Karen Member	Perry, Hunter Member	Busby, Kathryn Member	Rich, Judith Member	Link, Denise Member
YES	6	X		X	X	X	X			X
NO	0									
ABSTAIN	0									
ABSENT	3		X					X	X	

**V.D.3. Susan Ann Degnan LP040889 (Twigg)**

Johnson moved, Hardy seconded, and it was unanimously carried to adopt the attached Notice of Charges.

**V.D.4. Holly Marie Dobrezenski LP028527 (Twigg)**

Perry moved, Link seconded, and it was unanimously carried to offer a Consent Agreement for a Decree of Censure or hearing.

	VOTE	Johnson, Patricia Member	Robertson, Steve Member	Crawley, Theresa Vice Pres	Malloch, Kathy President	Hardy, Karen Member	Perry, Hunter Member	Busby, Kathryn Member	Rich, Judith Member	Link, Denise Member
YES	6	X		X	X	X	X			X
NO	0									
ABSTAIN	0									
ABSENT	3		X					X	X	

**V.D.6. Kevin Kirkpatrick Gentner RN108292 (Twigg)**

Twigg addressed the Board with additional information. Perry moved, Link seconded, and it was unanimously carried to issue an Interim Order for a substance abuse evaluation to be scheduled within 15 days and completed within 45 days by a Board approved addictionologist, and return to the Board. If not completed adopt the attached Notice of Charges.

	<b>VOTE</b>	<b>Johnson, Patricia</b> Member	<b>Robertson, Steve</b> Member	<b>Crawley, Theresa</b> Vice Pres	<b>Malloch, Kathy</b> President	<b>Hardy, Karen</b> Member	<b>Perry, Hunter</b> Member	<b>Busby, Kathryn</b> Member	<b>Rich, Judith</b> Member	<b>Link, Denise</b> Member
YES	<b>6</b>	X		X	X	X	X			X
NO	<b>0</b>									
ABSTAIN	<b>0</b>									
ABSENT	<b>3</b>		X					X	X	

**V.D.7. Ernestine Ruth Glampe LP022773 (Twigg)**  
**(aka: Thomas; Ernestine Chavez Rodriquez)**

Johnson moved, Hardy seconded, and it was unanimously carried to Issue Interim Order for substance abuse evaluation to be scheduled within 15 days and completed within 45 days by a Board approved evaluator, and return to the Board. If the evaluation is not completed, adopt the attached Notice of Charges.

	<b>VOTE</b>	<b>Johnson, Patricia</b> Member	<b>Robertson, Steve</b> Member	<b>Crawley, Theresa</b> Vice Pres	<b>Malloch, Kathy</b> President	<b>Hardy, Karen</b> Member	<b>Perry, Hunter</b> Member	<b>Busby, Kathryn</b> Member	<b>Rich, Judith</b> Member	<b>Link, Denise</b> Member
YES	<b>6</b>	X		X	X	X	X			X
NO	<b>0</b>									
ABSTAIN	<b>0</b>									
ABSENT	<b>3</b>		X					X	X	

**V.D.8. Carl J. Gorski RN085409; CNA074273329 (Twigg)**

Malloch knows Diana McBroom but shows no bias. Twigg addressed the Board with additional information. Hardy moved, Perry seconded, and it was unanimously carried to Issue Interim Order for substance abuse evaluation to be scheduled within 15 days and completed within 45 days by a Board approved addictionist, and return to the Board. If is not completed, adopt the attached Notice of Charges.

	<b>VOTE</b>	<b>Johnson, Patricia</b> Member	<b>Robertson, Steve</b> Member	<b>Crawley, Theresa</b> Vice Pres	<b>Malloch, Kathy</b> President	<b>Hardy, Karen</b> Member	<b>Perry, Hunter</b> Member	<b>Busby, Kathryn</b> Member	<b>Rich, Judith</b> Member	<b>Link, Denise</b> Member
YES	<b>6</b>	X		X	X	X	X			X
NO	<b>0</b>									
ABSTAIN	<b>0</b>									
ABSENT	<b>3</b>		X					X	X	

**V.D.9. Terry Lee Greene RN110523 (Twigg)**  
**(aka: Hostetler)**

Perry knows Officer Howard Nicks but shows no bias. Johnson moved, Link seconded, and it was unanimously carried to dismiss the case.

**V.D.10. Frank John Hadley LP036210; CNA541099533 (Twigg)**

Perry knows Jane Olmstead but shows no bias. Twigg addressed the Board with additional information. Johnson moved, Crawley seconded, and it was unanimously carried to offer a Consent Agreement for a 36 month probation to include the attached stipulations or hearing.

	<b>VOTE</b>	<b>Johnson, Patricia</b> Member	<b>Robertson, Steve</b> Member	<b>Crawley, Theresa</b> Vice Pres	<b>Malloch, Kathy</b> President	<b>Hardy, Karen</b> Member	<b>Perry, Hunter</b> Member	<b>Busby, Kathryn</b> Member	<b>Rich, Judith</b> Member	<b>Link, Denise</b> Member
YES	<b>6</b>	X		X	X	X	X			X
NO	<b>0</b>									
ABSTAIN	<b>0</b>									
ABSENT	<b>3</b>		X					X	X	

**V.D.12. Michelle Lynn Johnson LP027641; CNA119599803 (Twigg)**

Perry knows Brenda McCoy but shows no bias. Twigg addressed the Board with additional information. Link moved, Perry seconded, and it was unanimously carried to issue a letter of concern for responding inappropriately to a resident by raising your voice and speaking rudely on or about December 7, 2005 while working at Catalina Care Center in Tucson, Arizona

**V.D.13. Edward Schulz LP031215; CNA134176641 (Twigg)**

Link moved, Hardy seconded, and it was unanimously carried to issue an Interim Order for substance abuse and psychological evaluation to be scheduled within 15 days and completed within 45 days by a Board approved psychologist with expertise in substance abuse, and return to the Board. If not completed, adopt the attached Notice of Charges.

	<b>VOTE</b>	<b>Johnson, Patricia</b> Member	<b>Robertson, Steve</b> Member	<b>Crawley, Theresa</b> Vice Pres	<b>Malloch, Kathy</b> President	<b>Hardy, Karen</b> Member	<b>Perry, Hunter</b> Member	<b>Busby, Kathryn</b> Member	<b>Rich, Judith</b> Member	<b>Link, Denise</b> Member
YES	<b>6</b>	X		X	X	X	X			X
NO	<b>0</b>									
ABSTAIN	<b>0</b>									
ABSENT	<b>3</b>		X					X	X	

**V.D.14. Susan C. Webster LP037228; CNA999948999 (Twigg)**  
(aka: Cox)

Twigg addressed the Board with additional information. Johnson moved, Crawley seconded, and it was unanimously carried to issue Interim Order for a substance abuse and psychological evaluation to be scheduled within 15 days and completed within 45 days by a Board approved psychologist with expertise in substance abuse, and return to the Board. If the evaluation is not completed, adopt the attached Notice of Charges.

	<b>VOTE</b>	<b>Johnson, Patricia</b> Member	<b>Robertson, Steve</b> Member	<b>Crawley, Theresa</b> Vice Pres	<b>Malloch, Kathy</b> President	<b>Hardy, Karen</b> Member	<b>Perry, Hunter</b> Member	<b>Busby, Kathryn</b> Member	<b>Rich, Judith</b> Member	<b>Link, Denise</b> Member
YES	<b>6</b>	X		X	X	X	X			X
NO	<b>0</b>									
ABSTAIN	<b>0</b>									
ABSENT	<b>3</b>		X					X	X	

**V.D.15. Judith Kay Wright RN046994 (Twigg)**

Perry moved, Hardy seconded, and it was unanimously carried to offer a Consent Agreement for a Decree of Censure or hearing.

	<b>VOTE</b>	<b>Johnson, Patricia</b> Member	<b>Robertson, Steve</b> Member	<b>Crawley, Theresa</b> Vice Pres	<b>Malloch, Kathy</b> President	<b>Hardy, Karen</b> Member	<b>Perry, Hunter</b> Member	<b>Busby, Kathryn</b> Member	<b>Rich, Judith</b> Member	<b>Link, Denise</b> Member
YES	<b>6</b>	X		X	X	X	X			X
NO	<b>0</b>									
ABSTAIN	<b>0</b>									
ABSENT	<b>3</b>		X					X	X	

**V.D.16. Mary Collins Huffman RN43548 (Twigg)**

Huffman was present, telephonically, and addressed the Board. Perry moved, Johnson seconded, and it was unanimously carried to reaffirm previous motion to offer Consent Agreement for indefinite suspension pending a psychological and neuropsychological evaluation and completion of a refresher course followed by 24 month probation with attached stipulations, or hearing. If the psychological and neuropsychological evaluation and the refresher course are not completed within 12 months, revoke license.

	<b>VOTE</b>	<b>Johnson, Patricia Member</b>	<b>Robertson, Steve Member</b>	<b>Crawley, Theresa Vice Pres</b>	<b>Malloch, Kathy President</b>	<b>Hardy, Karen Member</b>	<b>Perry, Hunter Member</b>	<b>Busby, Kathryn Member</b>	<b>Rich, Judith Member</b>	<b>Link, Denise Member</b>
YES	<b>6</b>	X		X	X	X	X			X
NO	<b>0</b>									
ABSTAIN	<b>0</b>									
ABSENT	<b>3</b>		X					X	X	

The meeting recessed at 5:38 p.m., Tuesday, September 12, 2006.

# Arizona State Board of Nursing

Janet Napolitano  
Governor

Joey Ridenour  
Executive Director



## Board Meeting Minutes

The regular meeting of the Arizona State Board of Nursing convened at 8:30 a.m., Wednesday, September 13, 2006, in the Board of Nursing Board Room, Suite 200, 4747 N. 7<sup>th</sup> Street, Phoenix, Arizona, with Kathy Malloch, PhD, MBA, RN, FAAN, President, presiding.

### BOARD MEMBERS PRESENT:

Kathy Malloch, PhD, MBA, RN, FAAN, President  
Theresa Crawley, CRNA, MSHSA, Vice-President  
Karen Hodges Hardy, RN, MSN, Secretary  
Kathryn L. Busby, JD, Member  
Patricia Johnson, LPN, Member  
Denise Link, DNS, WHCNP, FNAP  
M. Hunter Perry, Member  
Steve Robertson, LPN, Member

### BOARD MEMBERS ABSENT:

Judy Rich, RN, Member

### LEGAL COUNSEL:

Daniel Christl, Assistant Attorney General  
Michelle L. Wood, Assistant Attorney General  
Ann Olson, Assistant Attorney General

### STAFF:

Joey Ridenour, RN, MN, Executive Director  
Judy Bontrager, RN, MN, Associate Director  
Valerie Smith, RN, MS, Associate Director  
Erica Bailey, Senior Investigator/Monitoring  
Jeanne Bauer, Senior Investigator  
Susan Barber, RN, MSN, Nurse Practice Consultant/Hearings  
Debra Blake, Paralegal/Hearing Department  
Karen Grady, RN, MS, CS, FNP, Nurse Practice Consultant/Advanced Practice  
Ron Lester, Senior Investigator  
Sydney Munger, RN, MS, Nurse Practice Consultant  
Betty Nelson, RN, MS, Nursing Assistant Consultant  
Stephanie Nelson, R.N., M.S.N., Nurse Practice Consultant  
Kirk Olson, Senior Investigator  
Cory Polak, Senior Investigator  
Pamela Randolph, RN, MSN, Nurse Practice Consultant/Education  
Mary Rappoport, RN, MN, Nurse Practice Consultant  
Jeanine Sage, RN, MSN, Nursing Assistant Consultant  
Sister Rachel Torrez, RN, MS, Nurse Practice Consultant  
Nancy Twigg, RN, MSN, Nurse Practice Consultant  
Rose Wilcox, RN, M Ed, Nurse Practice Consultant/Education  
Pamela Wiggin, RN, MS, Nurse Practice Consultant/Monitoring  
James Williams, Senior Investigator  
Thereasa Huff, Legal Secretary  
Barbara Ritenour, Legal Secretary

## **I. Call to Order**

The meeting was called to order at 8:30 a.m., Wednesday, September 13, 2006.

The following Board members were present: Johnson, Robertson, Crawley, Malloch, and Perry.

Malloch presided.

Malloch welcomed members of the audience and explained the procedure for addressing the Board.

### **VII.E.5. Certified Medication Technician**

#### **VII.E.5.a. Update on PSMT Project (Randolph)**

Randolph reported on the Pilot Study Medication Technician project and stated that it is in the implementation phase with 2 facilities having completed the first round of training. Approximately 10 persons have passed both the written and the manual skills pilot study med tech examination and are passing medications Randolph stated that the examination, especially the written portion, is proving to be challenging and many are failing on the first attempt. The feedback from the facilities is positive, particularly from the LPN's, whose time is now freed up for other necessary tasks.

Hardy arrived at the meeting at 8:41 a.m.

#### **IV.D. Board Discussion & Decision to Adopt Notice of Charges for RN/LP/CNA Non-Compliance**

<b>IV.D.4.</b>	<b>Nancy Whelton</b>	<b>RN106268 (Bailey)</b>
<b>IV.D.5.</b>	<b>Leticia Young</b>	<b>RN117484; LP036088 (Bailey)</b>
<b>IV.D.6.</b>	<b>Janet Coronel (aka: Rayes)</b>	<b>CNA1000005505 (Bailey)</b>
<b>IV.D.7.</b>	<b>Sandra Fenton</b>	<b>CNA999995453 (Bailey)</b>
<b>IV.D.8.</b>	<b>Marny Murphy-Wylie</b>	<b>LP038788; CNA306531733 (Bailey)</b>
<b>IV.D.9.</b>	<b>Christopher Mautner</b>	<b>LP037499; CNA999993834 (Bailey)</b>
<b>IV.D.11.</b>	<b>Susan Williams</b>	<b>CNA1000002878 (Bailey)</b>
<b>IV.D.12.</b>	<b>Dara Garcia</b>	<b>RN091717; LP28178; CNA961326037 (Bailey)</b>

Crawley moved, Hardy seconded, to adopt the attached Notice of Charges for Agenda Items IV.D. 4-9, 11 and 12. The motion carried with six in favor and one abstained.

#### **IV.D.10. Kendra Clay LP033590; CNA140162803 (Bailey)**

Clay was present, telephonically, and addressed the Board. Johnson moved, Crawley seconded, and it was unanimously carried to adopt the attached Notice of Charges.

#### **IV.D.13. Rebecca Hahn RN087853 (Bailey)**

Bailey addressed the Board with additional information. Perry moved, Busby seconded, and it was unanimously carried to adopt the attached Notice of Charges.

#### **IV.E. Board Discussion & Decision Regarding CANDO Eligibility/Noncompliance and Investigative Reports**

##### **IV.E.2. Bruce Wayne Elmendorf RN129546 (S. Smith)**

Johnson moved, Crawley seconded, and after discussion, it was unanimously carried to issue Notice of Charges.

**IV.E.3. Yevette B. Jacques RN092380 (S. Smith)**

Johnson moved, Robertson seconded, and it was unanimously carried to offer a Consent Agreement for a 24 month Stayed Revocation with the license suspended during the first 12 months and on probation the last 12 months, followed then by 24 month probation and to include the attached stipulations, amended to include: “narcotic restriction first six months of nursing employment”, or hearing.

	VOTE	Johnson, Patricia Member	Robertson, Steve Member	Crawley, Theresa Vice Pres	Malloch, Kathy President	Hardy, Karen Member	Perry, Hunter Member	Busby, Kathryn Member	Rich, Judith Member	Link, Denise Member
YES	8	X	X	X	X	X	X	X		X
NO	0									
ABSTAIN	0									
ABSENT	1								X	

**IV.E.4. Mary H. King LP021126; CNA387426103 (S. Smith)**

Crawley moved, Hardy seconded, and it was unanimously carried to issue Notice of Charges.

**IV.E.5. Lisa Diane Price RN135600 (S. Smith)**

Perry moved, Crawley seconded, and it was unanimously carried to adopt the attached Notice of Charges.

**IV.E.6. Bryan William Rauch RN098768; LP031444; CNA782040441 (S. Smith)**

Malloch knows Lorna Maxin but shows no bias. Perry moved, Hardy seconded, and it was unanimously carried to offer a Consent Agreement for a voluntary revocation to be signed in 15 days or adopt the attached Notice of Charges.

	VOTE	Johnson, Patricia Member	Robertson, Steve Member	Crawley, Theresa Vice Pres	Malloch, Kathy President	Hardy, Karen Member	Perry, Hunter Member	Busby, Kathryn Member	Rich, Judith Member	Link, Denise Member
YES	8	X	X	X	X	X	X	X		X
NO	0									
ABSTAIN	0									
ABSENT	1								X	

**IV.E.8. Annie Cathering Borkowski RN Endorsement (S. Smith)**

Link moved, Busby seconded, and it was unanimously carried to accept request for withdrawal of application.

**IV.E.9. Melissa Kay Odom LP041469 (S. Smith)**

Busby moved, Perry seconded, and it was unanimously carried to adopt the attached Notice of Charges.

**IV.E.11. Lori Rae James LP030565 (S. Smith)**

V. Smith addressed the Board with additional information. Perry moved, Hardy seconded, and it was unanimously carried to offer a Consent Agreement for 12 month stayed revocation/probation, to include a \$500 Civil Penalty and the attached stipulations. If not signed within 30 days, adopt the attached Notice of Charges

	VOTE	Johnson, Patricia Member	Robertson, Steve Member	Crawley, Theresa Vice Pres	Malloch, Kathy President	Hardy, Karen Member	Perry, Hunter Member	Busby, Kathryn Member	Rich, Judith Member	Link, Denise Member
YES	8	X	X	X	X	X	X	X		X
NO	0									
ABSTAIN	0									
ABSENT	1								X	

**V. Board Discussion and Decision Regarding RN/LPN Investigative Reports**

**V.A.1. Linda Sorensen TRN138425 (Rappoport)**  
**(aka: Jones)**

Sorensen was present, telephonically, and addressed the Board. Johnson moved, Hardy seconded, and after discussion, it was unanimously carried to deny licensure based upon information contained in the investigative report. If an informal settlement conference is requested, the authority to settle is limited to the denial of the application.

	<b>VOTE</b>	<u>Johnson, Patricia</u> Member	<u>Robertson, Steve</u> Member	<u>Crawley, Theresa</u> Vice Pres	<u>Malloch, Kathy</u> President	<u>Hardy, Karen</u> Member	<u>Perry, Hunter</u> Member	<u>Busby, Kathryn</u> Member	<u>Rich, Judith</u> Member	<u>Link, Denise</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	

**V.A.4. Susan Scott Williams RN Endorsement (Rappoport)**

Williams was present, telephonically, and available for questions. Busby moved, Perry seconded, upon meeting all requirements and documentation of successful completion of a 2004 New Jersey Board of Nursing stipulated monitoring agreement, grant licensure and issue a letter of concern for a 2002 disciplinary action in Connecticut. After discussion, Busby amended the motion to include: if documentation is not presented, return to the November 2006 Board meeting for reconsideration.

**V.A.8. Sharon Charlene Holmes RN Endorsement (Rappoport)**  
**(aka: Turner)**

Holmes was present, telephonically, and addressed the Board. Busby moved, Perry seconded, and it was unanimously carried, upon meeting all requirements, grant license and issue a letter of concern for past disciplinary actions (monitored probation) by the Alabama State Board of Nursing in 1987, 1991 and 1997, all of which were successfully completed.

**V.A.10. Cynthia Carreon San Agustin TRN130181 (Rappoport)**  
**(aka: Carreon)**

Hardy moved, Perry seconded, and it was unanimously carried to grant licensure upon meeting all requirements and accept a Consent Agreement for a \$150 Civil Penalty, grant licensure.

	<b>VOTE</b>	<u>Johnson, Patricia</u> Member	<u>Robertson, Steve</u> Member	<u>Crawley, Theresa</u> Vice Pres	<u>Malloch, Kathy</u> President	<u>Hardy, Karen</u> Member	<u>Perry, Hunter</u> Member	<u>Busby, Kathryn</u> Member	<u>Rich, Judith</u> Member	<u>Link, Denise</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	

**V.B.1. Brittney N. Barnhart LP Endorsement (K. Olson)**

Olson addressed the Board with additional information. Johnson moved, Robertson seconded, and it was unanimously carried to continue the investigation to allow Barnhart the opportunity to obtain a psychological evaluation, to include a substance abuse evaluation, by a Board approved psychologist, and to include any additional testing deemed necessary by the evaluator, to be scheduled within 15 days and completed within 45 days and then return to the Board. If the evaluation is not completed, deny licensure based upon the information contained in the investigative report. If an informal settlement conference is requested, the authority to settle is limited to the terms offered at this meeting.

	<b>VOTE</b>	<b>Johnson, Patricia Member</b>	<b>Robertson, Steve Member</b>	<b>Crawley, Theresa Vice Pres</b>	<b>Malloch, Kathy President</b>	<b>Hardy, Karen Member</b>	<b>Perry, Hunter Member</b>	<b>Busby, Kathryn Member</b>	<b>Rich, Judith Member</b>	<b>Link, Denise Member</b>
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	

**V.B.3. Jessica L. Giratore LP Endorsement (K. Olson)**

Perry moved, Busby seconded, and it was unanimously carried to grant licensure upon signing a Consent Agreement for a \$250 Civil Penalty within 30 days, or deny licensure based upon the information contained in the investigative report. If an informal settlement conference is requested, the authority to settle is limited to the terms offered at this meeting.

	<b>VOTE</b>	<b>Johnson, Patricia Member</b>	<b>Robertson, Steve Member</b>	<b>Crawley, Theresa Vice Pres</b>	<b>Malloch, Kathy President</b>	<b>Hardy, Karen Member</b>	<b>Perry, Hunter Member</b>	<b>Busby, Kathryn Member</b>	<b>Rich, Judith Member</b>	<b>Link, Denise Member</b>
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	

**V.B.4. Catherine M. Gordon RN Endorsement (K. Olson)**

Busby moved, Hardy seconded, and it was unanimously carried to grant licensure and issue a letter of concern for failing to disclose her arrest and subsequent conviction on August 22, 1997, of DWI, a misdemeanor, in Hamburg Town Court in Erie County, New York, which occurred during the Board's previous investigation.

**V.B.6. David Inger RN Exam (K. Olson)**

Hardy moved, Busby seconded, and it was unanimously carried to Grant licensure upon meeting all requirements and upon signing a Consent Agreement for a \$250 Civil Penalty within 30 days, or deny licensure based upon the information contained in the investigative report. If an informal settlement conference is requested, the authority to settle is limited to the terms offered at this meeting.

	<b>VOTE</b>	<b>Johnson, Patricia Member</b>	<b>Robertson, Steve Member</b>	<b>Crawley, Theresa Vice Pres</b>	<b>Malloch, Kathy President</b>	<b>Hardy, Karen Member</b>	<b>Perry, Hunter Member</b>	<b>Busby, Kathryn Member</b>	<b>Rich, Judith Member</b>	<b>Link, Denise Member</b>
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	

**V.B.7. Syvera E. Jones LP Endorsement (K. Olson)**

Olson addressed the Board with additional information. Johnson moved, Crawley seconded, and it was unanimously carried to grant licensure upon signing a Consent Agreement for a \$250 Civil Penalty within 30 days, or deny licensure based upon the information contained in the investigative report. If an informal settlement conference is requested, the authority to settle is limited to the terms offered at this meeting.

	<b>VOTE</b>	<b>Johnson, Patricia Member</b>	<b>Robertson, Steve Member</b>	<b>Crawley, Theresa Vice Pres</b>	<b>Malloch, Kathy President</b>	<b>Hardy, Karen Member</b>	<b>Perry, Hunter Member</b>	<b>Busby, Kathryn Member</b>	<b>Rich, Judith Member</b>	<b>Link, Denise Member</b>
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	

**V.B.9. Sandra M. Monterroso TLP042190 (K. Olson)**  
**(aka: Coffey)**

Johnson moved, Busby seconded, and it was unanimously carried to deny licensure and adopt the attached Order of Denial, and invalidate temporary license number TLP042190 when the Order of Denial becomes final. If an informal settlement conference is requested, the authority to settle is limited to the denial of the application.

	<b>VOTE</b>	<b>Johnson, Patricia Member</b>	<b>Robertson, Steve Member</b>	<b>Crawley, Theresa Vice Pres</b>	<b>Malloch, Kathy President</b>	<b>Hardy, Karen Member</b>	<b>Perry, Hunter Member</b>	<b>Busby, Kathryn Member</b>	<b>Rich, Judith Member</b>	<b>Link, Denise Member</b>
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	

**V.B.10. Steven W. Robb RN Endorsement (K. Olson)**

Olson addressed the Board with additional information. Busby moved, Perry seconded, and it was unanimously carried, upon meeting all requirements, grant licensure and issue a letter of concern for the multiple arrests and felony convictions on February 26, 1974 for forgery, and on April 15, 1975, for auto theft, felonies, in Orange County Superior Court in Orange County, California, and August 31, 1988, convictions of 4 counts of unarmed bank robbery, and on September 17, 1990, for possession of contraband by an inmate (Narcotic Controlled Substance), felonies, in the U.S. District Court for the Central District of California.

**V.B.11. Joseph B. Vincent LP030829 (K. Olson)**

Perry knows Herb Cook but shows no bias. Johnson moved, Hardy seconded, and it was unanimously carried to adopt the attached Notice of Charges.

**VI. Board Discussion and Decision Regarding CNA Investigative Reports**

**VI.B.1. Skye M. Hansen CNA Endorsement (K. Olson)**

Perry moved, Hardy seconded, and it was unanimously carried to deny certification based upon information contained in the investigative report. If an informal settlement conference is requested, the authority to settle is limited to the denial of the application.

	<b>VOTE</b>	<b>Johnson, Patricia Member</b>	<b>Robertson, Steve Member</b>	<b>Crawley, Theresa Vice Pres</b>	<b>Malloch, Kathy President</b>	<b>Hardy, Karen Member</b>	<b>Perry, Hunter Member</b>	<b>Busby, Kathryn Member</b>	<b>Rich, Judith Member</b>	<b>Link, Denise Member</b>
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	

**VI.B.2. Georgia J. Reddell CNA290463803 (K. Olson)**

Olson addressed the Board with additional information. Reddell was present and addressed the Board. Crawley moved, Robertson seconded, and it was unanimously carried to continue the investigation to allow Reddell the opportunity to obtain a psychological evaluation, to include a substance abuse evaluation, by a Board approved psychologist, and to include any additional testing deemed necessary by the evaluator, to be scheduled within 15 days and completed within 45 days and then return to the Board. If the evaluation is not completed, deny certification based upon the information contained in the investigative report. If an informal settlement conference is requested, the authority to settle is limited to the terms offered at this meeting.

	<b>VOTE</b>	<b>Johnson, Patricia Member</b>	<b>Robertson, Steve Member</b>	<b>Crawley, Theresa Vice Pres</b>	<b>Malloch, Kathy President</b>	<b>Hardy, Karen Member</b>	<b>Perry, Hunter Member</b>	<b>Busby, Kathryn Member</b>	<b>Rich, Judith Member</b>	<b>Link, Denise Member</b>
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	

**VI.B.3. Esmeralda Morales CNA Endorsement (K. Olson)**

Busby moved, Perry seconded, and it was unanimously carried to deny certification based upon information contained in the investigative report. If an informal settlement conference is requested, the authority to settle is limited to the denial of the application.

	<b>VOTE</b>	<b>Johnson, Patricia Member</b>	<b>Robertson, Steve Member</b>	<b>Crawley, Theresa Vice Pres</b>	<b>Malloch, Kathy President</b>	<b>Hardy, Karen Member</b>	<b>Perry, Hunter Member</b>	<b>Busby, Kathryn Member</b>	<b>Rich, Judith Member</b>	<b>Link, Denise Member</b>
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	

**V. Board Discussion and Decision Regarding RN/LPN Investigative Reports**

**V.C.1. Erik Franklin Cooper TRN136498 (Polak)**

An attempt was made to contact Cooper telephonically. Johnson moved, Busby seconded, to grant licensure upon meeting all requirements, and issue a letter of concern for a misdemeanor conviction for misdemeanor reckless driving on November 15, 2005, in Superior Court of California, County of San Luis Obispo. After discussion, the motion failed with four in favor and four opposed. Hardy moved, Crawley seconded, and it was unanimously carried to continue the investigation to allow Cooper the opportunity to obtain a substance abuse evaluation to be completed by a Board approved evaluator and to include any additional testing deemed necessary by the evaluator, to be scheduled within 15 days and completed within 45 days and then return to the Board. If the evaluation is not completed, deny licensure based upon the information contained in this investigative report. If an informal settlement conference is requested, the authority to settle is limited to the terms offered at this meeting

	<b>VOTE</b>	<b>Johnson, Patricia Member</b>	<b>Robertson, Steve Member</b>	<b>Crawley, Theresa Vice Pres</b>	<b>Malloch, Kathy President</b>	<b>Hardy, Karen Member</b>	<b>Perry, Hunter Member</b>	<b>Busby, Kathryn Member</b>	<b>Rich, Judith Member</b>	<b>Link, Denise Member</b>
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	

**V.C.2. Dustin Nicholas Draper RN126495 (Polak)**

Polak addressed the Board with additional information. Busby moved, Perry seconded, and it was unanimously carried to issue a Complaint and Notice of Hearing based on the information contained in the investigative report.

	<b>VOTE</b>	<b>Johnson, Patricia Member</b>	<b>Robertson, Steve Member</b>	<b>Crawley, Theresa Vice Pres</b>	<b>Malloch, Kathy President</b>	<b>Hardy, Karen Member</b>	<b>Perry, Hunter Member</b>	<b>Busby, Kathryn Member</b>	<b>Rich, Judith Member</b>	<b>Link, Denise Member</b>
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	

**V.C.3. Aimee Nicole Girty TRN137223 (Polak)**

Perry moved, Busby seconded, and it was unanimously carried, upon meeting all requirements, grant license, and issue a letter of concern for two (2) misdemeanor DUI arrests and convictions and two (2)

summary offense arrests and convictions for shoplifting and disorderly conduct between 1998 and 2000, in Pennsylvania.

**V.C.4. Cynthia Marie Kottke TRN138688 (Polak)**  
**(aka: Jankowski)**

Crawley moved, Hardy seconded, and it was unanimously carried to deny licensure based upon information contained in the investigative report. If an informal settlement conference is requested, the authority to settle is limited to the denial of the application.

	<b>VOTE</b>	<b>Johnson,</b> Patricia Member	<b>Robertson,</b> Steve Member	<b>Crawley,</b> Theresa Vice Pres	<b>Malloch,</b> Kathy President	<b>Hardy,</b> Karen Member	<b>Perry,</b> Hunter Member	<b>Busby,</b> Kathryn Member	<b>Rich,</b> Judith Member	<b>Link,</b> Denise 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	

**V.C.5. Kathy Hale Lee RN118656 (Polak)**

Busby moved, Perry seconded, and it was unanimously carried to Offer a Consent Agreement for 24 month probation, including a \$1000 Civil Penalty, and to include the attached stipulations. If not signed in 30 days, issue a Notice of Charges based on the information in the investigative report.

	<b>VOTE</b>	<b>Johnson,</b> Patricia Member	<b>Robertson,</b> Steve Member	<b>Crawley,</b> Theresa Vice Pres	<b>Malloch,</b> Kathy President	<b>Hardy,</b> Karen Member	<b>Perry,</b> Hunter Member	<b>Busby,</b> Kathryn Member	<b>Rich,</b> Judith Member	<b>Link,</b> Denise 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	

**VI. Board Discussion and Decision Regarding CNA Investigative Reports**

**VI.C.1. Shawn Allen Henne CNA Endorsement (Polak)**

An attempt was made to contact Henne telephonically. Hardy moved, Perry seconded, and it was unanimously carried to continue the investigation to allow Henne the opportunity to obtain a substance abuse evaluation to be completed by a Board approved evaluator and to include any additional testing deemed necessary by the evaluator, to be scheduled within 15 days and completed with 45 days and then return to the Board. If the evaluation is not completed, deny certification based upon the information contained in the investigative report. If an informal settlement conference is requested, the authority to settle is limited to the terms offered at this meeting.

	<b>VOTE</b>	<b>Johnson,</b> Patricia Member	<b>Robertson,</b> Steve Member	<b>Crawley,</b> Theresa Vice Pres	<b>Malloch,</b> Kathy President	<b>Hardy,</b> Karen Member	<b>Perry,</b> Hunter Member	<b>Busby,</b> Kathryn Member	<b>Rich,</b> Judith Member	<b>Link,</b> Denise 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	

**VI.C.2. Sherry Larue Leonard CNA Exam (Polak)**

Polak addressed the Board with additional information. Johnson moved, Robertson seconded, and it was unanimously carried to deny certification based upon information contained in the investigative report. If an informal settlement conference is requested, the authority to settle is limited to the denial of the application.

	<b>VOTE</b>	<b>Johnson, Patricia Member</b>	<b>Robertson, Steve Member</b>	<b>Crawley, Theresa Vice Pres</b>	<b>Malloch, Kathy President</b>	<b>Hardy, Karen Member</b>	<b>Perry, Hunter Member</b>	<b>Busby, Kathryn Member</b>	<b>Rich, Judith Member</b>	<b>Link, Denise Member</b>
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	

**VI.C.3. Angela Renee Vicari CNA Endorsement (Polak)**

Vicari was present, telephonically, and addressed the Board. Polak addressed the Board with additional information. Busby moved, Perry seconded, and it was unanimously carried to continue the investigation to allow Vicari the opportunity to obtain a substance abuse evaluation to be completed by a Board approved evaluator who is at minimum PhD prepared and to include any additional testing deemed necessary by the evaluator, to be scheduled within 15 days and completed within 45 days and then return to the Board. If the evaluation is not completed, deny certification based upon the information contained in the investigative report. If an informal settlement conference is requested, the authority to settle is limited to the terms offered at this meeting

	<b>VOTE</b>	<b>Johnson, Patricia Member</b>	<b>Robertson, Steve Member</b>	<b>Crawley, Theresa Vice Pres</b>	<b>Malloch, Kathy President</b>	<b>Hardy, Karen Member</b>	<b>Perry, Hunter Member</b>	<b>Busby, Kathryn Member</b>	<b>Rich, Judith Member</b>	<b>Link, Denise Member</b>
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	

**IX. Dialogue with Nursing Students**

The Board members and staff dialogued with Glendale Community College Nursing Students regarding Board functions, policy and procedure. Questions were asked on how to acquire a position on the Board and if Board members continue to practice in their professions while serving on the Board.

The meeting recessed at 10:05 a.m. and reconvened at 10:20 a.m.

**VII.B. Educational Reports and Rules**

**VII.B.2. East Valley Institute of Technology Application for Provisional Approval**

Betty Shockey and Denise Griffin were present and available for questions. Link moved, Robertson seconded, and it was unanimously carried to grant application for provisional approval for East Valley Institute of Technology.

**VII.B.1. Nurse Assistant Programs – Approvals (List available in Board office)**

Johnson moved, Crawley seconded, and it was unanimously carried to adopt the Nurse Assistant Program Survey Recommendation for 2 year approval for new and renewal programs.

Busby returned to the meeting at 10:25 a.m.

**VII.B.4. North Dakota Nurses Association Refresher Program Application**

Johnson moved, Crawley seconded, to approve RN Refresher Program offered by CNE-Net. The motion carried with seven in favor and one abstained.

**VII.B.5. MCCDNP Application for Nursing Program Change**

Perry moved, Busby seconded, and it was unanimously carried to grant MCCDNP application for Nursing Program Change.

**VII.B.7. NCLEX Quarterly Results**

NCLEX Quarterly Reports were provided to the Board.

**VII.B.9. New Nursing Program Faculty Chair Phoenix College**

Information regarding changes in the nursing program council membership with the election of Irene Fawcett at Maricopa Community College and Margaret Souders at GateWay Community College was provided to the Board.

**VII.B.10. 5 Year Rule Review Articles 4, 6, and 7**

Busby moved, Perry seconded, and it was unanimously carried to approve the 5 year review (as written/amended) if no comment is received from a member of the public by September 30, 2006.

**VII.B.11. Competency Evaluation of Nursing Practice**

Randolph reported that the Education Committee continues to explore the possibility of forming a competency evaluation of nursing practice and presented draft criteria of how the Board could evaluate nursing practice, similar to the way nurses are evaluated for concerns such as addiction. The criteria were presented for information only and will be discussed further by the Education Committee.

**VII.B.12. Update on Rulemaking R4-19-214, 301, 302, 505, 506, 507, and 508**

Randolph gave an update on Rulemaking R4-19-214, 301, 302, 505, 506, 507, and 508 and noted language cleanup, and reported on the English language proficiency portion, with no changes.

**VII.B.13. Nurse Practice Act Examination**

Randolph reported on the Nurse Practice Act Examination for Arizona. Perry moved, Busby seconded, and it was unanimously carried to move forward with placing the exam on ASBN website, contacting schools regarding the availability of the exam, and making this tool available to the community at large for Arizona.

**VII.B.14. Case Dismiss Cochise College**

Busby moved, Perry seconded, and it was unanimously carried for case dismissal.

**VII.B.15. Northern Arizona University Application for Nursing Program Change**

Busby moved, Perry seconded, and it was unanimously carried to approve Northern Arizona University application for nursing program change.

**VII.B.16. Arizona State University Application for Program Change**

Link and Malloch recused themselves to avoid the appearance of impropriety. Busby moved, Perry seconded, to approve Arizona State University application for program change. The motion carried with six in favor and two abstained.

**VII.B.17. Change in Program Administrator Pima Medical Institute**

Information was provided to the Board regarding the appointment of Sharon Akes-Caves and Emily Pogue as Interim Program Director and Interim Clinical Director, respectively.

**VII.B.18. Grand Canyon University Response to NCLEX Report**

Information was provided to the Board regarding Grand Canyon University response to NCLEX Report.

**V. Board Discussion and Decision Regarding RN/LPN Investigative Reports**

**V.E.1. Christy Marie Bentley RN113890 (S. Nelson)**

Malloch knows Maria Hayes but shows no bias. Crawley recused herself to avoid the appearance of impropriety and left the meeting at 10:43 a.m. Bentley was present, telephonically, and available for questions. Busby moved, Perry seconded, and it was unanimously carried to issue a letter of concern for falsifying a patient’s vital sign record to reflect within normal limits when the actual findings were not within normal limits, and delegating patient teachings to a CNA on or about July 8, 2004 and leaving the facility for several hours without notifying other staff while working at Paradise Valley Surgical Recovery Center.

Crawley returned to the meeting at 10:45 a.m.

**V.E.3. Cecile Arciaga Mendoza RN116268 (S. Nelson)**

Perry moved, Busby seconded, and it was unanimously carried to issue a letter of concern for failing to document circulation/motor/sensation checks to patient L.R.’s left leg on or about March 3, 2003 and March 4, 2003 while employed as a registry nurse at Banner Mesa Medical Center.

**V.E.4. Benjamin Chastain RN Endorsement (S. Nelson)**

Chastain was present, telephonically, and addressed the Board. Robertson moved, Hardy seconded, and it was unanimously carried to revoke the privilege to practice nursing in the State of Arizona and issue a notice of revocation of multi-state privilege and issue a cease and desist letter.

	<b>VOTE</b>	<b>Johnson, Patricia</b> Member	<b>Robertson, Steve</b> Member	<b>Crawley, Theresa</b> Vice Pres	<b>Malloch, Kathy</b> President	<b>Hardy, Karen</b> Member	<b>Perry, Hunter</b> Member	<b>Busby, Kathryn</b> Member	<b>Rich, Judith</b> Member	<b>Link, Denise</b> 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	

**V.E.5. John Daniel Davis (S. Nelson)**

Hardy knows Shannon Hyock but shows no bias. Nelson addressed the Board with additional information. Busby moved, Robertson seconded, to offer a Consent Agreement for a Decree of Censure or hearing. After discussion, the motion carried with five in favor and three opposed.

	<b>VOTE</b>	<b>Johnson, Patricia</b> Member	<b>Robertson, Steve</b> Member	<b>Crawley, Theresa</b> Vice Pres	<b>Malloch, Kathy</b> President	<b>Hardy, Karen</b> Member	<b>Perry, Hunter</b> Member	<b>Busby, Kathryn</b> Member	<b>Rich, Judith</b> Member	<b>Link, Denise</b> Member
YES	<b>5</b>	X	X	X				X		X
NO	<b>3</b>				X	X	X			
ABSTAIN	<b>0</b>									
ABSENT	<b>1</b>								X	

**V.E.8. James Scherman RN090586 (S. Nelson)**

Malloch knows Selma Kendrick but shows no bias. Busby moved, Perry seconded, and it was unanimously carried to issue a letter of concern for admitting she abused her prescription for Oxycodone in or about April 2006 while working at Banner Good Samaritan Hospital.

**V.G.5. Marie Argusta Anders RN134169 (Torrez)**

Torrez addressed the Board with additional information. Busby moved, Hardy seconded, and it was unanimously carried to offer Consent Agreement for 24 months stayed suspension/probation with the attached amended stipulations or hearing.

	<b>VOTE</b>	<b>Johnson, Patricia Member</b>	<b>Robertson, Steve Member</b>	<b>Crawley, Theresa Vice Pres</b>	<b>Malloch, Kathy President</b>	<b>Hardy, Karen Member</b>	<b>Perry, Hunter Member</b>	<b>Busby, Kathryn Member</b>	<b>Rich, Judith Member</b>	<b>Link, Denise Member</b>
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	

**V.G.6. Julia F. Kendall RN098088 (Torrez)**

Torrez addressed the Board and confirmed receipt of additional information and offered additional information. Busby moved, Perry seconded, and it was unanimously carried to offer Consent Agreement indefinite suspension pending the completion of in-patient Rehabilitation Program followed by 36 month probation to include the attached stipulations or hearing.

	<b>VOTE</b>	<b>Johnson, Patricia Member</b>	<b>Robertson, Steve Member</b>	<b>Crawley, Theresa Vice Pres</b>	<b>Malloch, Kathy President</b>	<b>Hardy, Karen Member</b>	<b>Perry, Hunter Member</b>	<b>Busby, Kathryn Member</b>	<b>Rich, Judith Member</b>	<b>Link, Denise Member</b>
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	

**V.G.8. Nancy M. Acheson LP024034 (Torrez)**

Perry knows Kathryn Corbin but shows no bias. Torrez addressed the Board and confirmed receipt of additional information. Busby moved, Johnson seconded, to dismiss the case for complaint #1, and offer a Consent Agreement for a Decree of Censure or hearing for complaint #2. After discussion, the motion failed with four opposed and four in favor.

	<b>VOTE</b>	<b>Johnson, Patricia Member</b>	<b>Robertson, Steve Member</b>	<b>Crawley, Theresa Vice Pres</b>	<b>Malloch, Kathy President</b>	<b>Hardy, Karen Member</b>	<b>Perry, Hunter Member</b>	<b>Busby, Kathryn Member</b>	<b>Rich, Judith Member</b>	<b>Link, Denise Member</b>
YES	<b>4</b>	X	X			X		X		
NO	<b>4</b>			X	X		X			X
ABSTAIN	<b>0</b>									
ABSENT	<b>1</b>								X	

Busby moved, Perry seconded, and it was unanimously carried to dismiss the case for complaint #1 and issue an Interim Order for an anger management evaluation to be completed by a Board approved evaluator who is at minimum PhD prepared and to include any additional testing deemed necessary by the evaluator, to be scheduled in 15 days, and completed in 45 days and then return to the Board. If the Interim Order is not completed adopt the attached Notice of Charges and include the factual allegation and alleged violations for failure to comply with the Interim Order for complaint #2.

	<b>VOTE</b>	<b>Johnson, Patricia Member</b>	<b>Robertson, Steve Member</b>	<b>Crawley, Theresa Vice Pres</b>	<b>Malloch, Kathy President</b>	<b>Hardy, Karen Member</b>	<b>Perry, Hunter Member</b>	<b>Busby, Kathryn Member</b>	<b>Rich, Judith Member</b>	<b>Link, Denise Member</b>
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	

**V.G.10. Grace Jean Begay LP038973; CNA390175353 (Torrez)**

Torrez addressed the Board with additional information. Perry moved, Busby seconded, and it was unanimously carried to issue a letter of concern for failing to respond to requests from Board staff to furnish in writing a complete explanation regarding the allegation submitted to ASBN on or about November 22, 2005.

**V.G.11. Edna Fay Ayers 75572 (Texas RN) (Torrez)**

Torrez addressed the Board with a technical correction to the investigative report. Busby moved, Perry seconded, and it was unanimously carried to revoke the privilege to practice in the State of Arizona, and issue and cease and desist order.

	<b>VOTE</b>	<b>Johnson, Patricia</b> Member	<b>Robertson, Steve</b> Member	<b>Crawley, Theresa</b> Vice Pres	<b>Malloch, Kathy</b> President	<b>Hardy, Karen</b> Member	<b>Perry, Hunter</b> Member	<b>Busby, Kathryn</b> Member	<b>Rich, Judith</b> Member	<b>Link, Denise</b> 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	

**V.G.14. Romeo Perez Palisoc LP040779 (Torrez)**

Perry knows Wendy Gore but shows no bias. Busby moved, Johnson seconded, and it was unanimously carried to offer a Consent Agreement for \$250 Civil Penalty or hearing.

	<b>VOTE</b>	<b>Johnson, Patricia</b> Member	<b>Robertson, Steve</b> Member	<b>Crawley, Theresa</b> Vice Pres	<b>Malloch, Kathy</b> President	<b>Hardy, Karen</b> Member	<b>Perry, Hunter</b> Member	<b>Busby, Kathryn</b> Member	<b>Rich, Judith</b> Member	<b>Link, Denise</b> 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	

**V.G.15. Priscilla Gale Lee RN070247 (Torrez)**

Perry moved, Busby seconded, carried to issue a letter of concern for failing to follow facility policies regarding universal precautions when drawing blood from a patient on or about March 2006, while employed at Option Care in Phoenix, Arizona. After discussion, the motion carried with seven in favor and one opposed.

**V.I.2. Brenda Levenson LP Exam (Williams)**

Williams addressed the Board with additional information. Busby moved, Hardy seconded, and it was unanimously carried, upon meeting all requirements, grant licensure upon signing a Consent Agreement for a 12 month Probation to include the attached stipulations. If not signed within 30 days, deny licensure based upon the information contained in the investigative report. If an informal settlement conference is requested, the authority to settle is limited to the terms offered at this meeting.

	<b>VOTE</b>	<b>Johnson, Patricia</b> Member	<b>Robertson, Steve</b> Member	<b>Crawley, Theresa</b> Vice Pres	<b>Malloch, Kathy</b> President	<b>Hardy, Karen</b> Member	<b>Perry, Hunter</b> Member	<b>Busby, Kathryn</b> Member	<b>Rich, Judith</b> Member	<b>Link, Denise</b> 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	

**VI. Board Discussion and Decision Regarding CNA Investigative Reports**

**VI.A.1. Katherine Benally CNA Exam (Williams) (aka: Jim)**

Perry moved, Busby seconded, and it was unanimously carried to grant certification upon meeting all requirements and signing a Consent Agreement for a \$50 Civil Penalty. If not signed within 30 days, deny certification based upon the information contained in the investigation report. If an informal settlement conference is requested, the authority to settle is limited to the denial the application.

	<b>VOTE</b>	<b>Johnson, Patricia Member</b>	<b>Robertson, Steve Member</b>	<b>Crawley, Theresa Vice Pres</b>	<b>Malloch, Kathy President</b>	<b>Hardy, Karen Member</b>	<b>Perry, Hunter Member</b>	<b>Busby, Kathryn Member</b>	<b>Rich, Judith Member</b>	<b>Link, Denise Member</b>
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	

**VI.A.2. Georgina Marie Bracamonte CNA Exam (Williams)**  
**(aka: Mendoza)**

Johnson moved, Robertson seconded, and it was unanimously carried to deny certification based upon information contained in the investigative report. If an informal settlement conference is requested, the authority to settle is limited to the denial of the application.

	<b>VOTE</b>	<b>Johnson, Patricia Member</b>	<b>Robertson, Steve Member</b>	<b>Crawley, Theresa Vice Pres</b>	<b>Malloch, Kathy President</b>	<b>Hardy, Karen Member</b>	<b>Perry, Hunter Member</b>	<b>Busby, Kathryn Member</b>	<b>Rich, Judith Member</b>	<b>Link, Denise Member</b>
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	

**VI.A.3. Robert J. Harvey CNA Exam (Williams)**

Perry moved, Hardy seconded, and it was unanimously carried to deny certification based upon information contained in the investigative report. If an informal settlement conference is requested, the authority to settle is limited to the denial of the application.

	<b>VOTE</b>	<b>Johnson, Patricia Member</b>	<b>Robertson, Steve Member</b>	<b>Crawley, Theresa Vice Pres</b>	<b>Malloch, Kathy President</b>	<b>Hardy, Karen Member</b>	<b>Perry, Hunter Member</b>	<b>Busby, Kathryn Member</b>	<b>Rich, Judith Member</b>	<b>Link, Denise Member</b>
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	

**VI.A.4. Nicole C. Johnston CNA Exam (Williams)**  
**(aka: Bolduc; Blasch; Bla)**

Busby moved, Perry seconded, and it was unanimously carried to continue the investigation to allow Johnston the opportunity to obtain a psychological evaluation for potential substance abuse by a Board approved evaluator who is at minimum Ph.D. prepared, to be scheduled within 15 days and completed within 45 days and include any additional tests deemed necessary by the evaluator and return to the Board. If the evaluation is not completed, deny certification based upon the information contained in the investigative report. If an informal settlement conference is requested, the authority to settle is limited to the terms offered at this meeting.

	<b>VOTE</b>	<b>Johnson, Patricia Member</b>	<b>Robertson, Steve Member</b>	<b>Crawley, Theresa Vice Pres</b>	<b>Malloch, Kathy President</b>	<b>Hardy, Karen Member</b>	<b>Perry, Hunter Member</b>	<b>Busby, Kathryn Member</b>	<b>Rich, Judith Member</b>	<b>Link, Denise Member</b>
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	

**VI.A.5. Jennifer Ann Kreger CNA Exam (Williams)**  
**(aka: Grebb; Selenak)**

Williams addressed the Board with additional information. Kreger was present and addressed the Board. Busby moved, Perry seconded, and after discussion, it was unanimously carried to continue the investigation to allow Kreger the opportunity to obtain a psychological evaluation for potential

substance abuse and anger management by a Board approved evaluator who is at minimum PhD prepared, to be scheduled within 15 days and completed within 45 and include any additional tests deemed necessary by the evaluator and return to the Board. If the evaluation is not completed, deny certification based upon the information contained in the investigative report. If an informal settlement conference is requested, the authority to settle is limited to the terms offered at this meeting.

	<b>VOTE</b>	<b>Johnson,</b> Patricia Member	<b>Robertson,</b> Steve Member	<b>Crawley,</b> Theresa Vice Pres	<b>Malloch,</b> Kathy President	<b>Hardy,</b> Karen Member	<b>Perry,</b> Hunter Member	<b>Busby,</b> Kathryn Member	<b>Rich,</b> Judith Member	<b>Link,</b> Denise 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	

**VI.A.6. Sheila M. Victery CNA Exam (Williams)**  
**(aka: Grebb)**

Victery was present and addressed the Board. Johnson moved, Robertson seconded, and it was unanimously carried to continue the investigation to allow Victery the opportunity to obtain a psychological evaluation for potential substance abuse and anger management by a Board approved evaluator who is at minimum PhD prepared, to be scheduled within 15 days and completed within 45 and include any additional tests deemed necessary by the evaluator and return to the Board. If the evaluation is not completed, deny certification based upon the information contained in the investigative report. If an informal settlement conference is requested, the authority to settle is limited to the terms offered at this meeting.

	<b>VOTE</b>	<b>Johnson,</b> Patricia Member	<b>Robertson,</b> Steve Member	<b>Crawley,</b> Theresa Vice Pres	<b>Malloch,</b> Kathy President	<b>Hardy,</b> Karen Member	<b>Perry,</b> Hunter Member	<b>Busby,</b> Kathryn Member	<b>Rich,</b> Judith Member	<b>Link,</b> Denise 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	

**VI.A.7. Jaimy Pierce Quasula CNA Exam (Williams)**  
**(aka: Pierce; Lanay; Jaimy)**

Perry moved, Busby seconded, to grant certification upon meeting all requirements and signing a Consent Agreement for a \$50 Civil Penalty. If not signed within 30 days, deny certification based upon the information contained in the investigation report. If an informal settlement conference is requested, the authority to settle is limited to the denial the application. The motion carried with seven in favor and one abstained.

	<b>VOTE</b>	<b>Johnson,</b> Patricia Member	<b>Robertson,</b> Steve Member	<b>Crawley,</b> Theresa Vice Pres	<b>Malloch,</b> Kathy President	<b>Hardy,</b> Karen Member	<b>Perry,</b> Hunter Member	<b>Busby,</b> Kathryn Member	<b>Rich,</b> Judith Member	<b>Link,</b> Denise Member
YES	<b>7</b>	X		X	X	X	X	X		X
NO	<b>0</b>									
ABSTAIN	<b>1</b>		X							
ABSENT	<b>1</b>								X	

The meeting recessed at 11:22 a.m. and reconvened at 11:30 a.m. Robertson left the meeting at 11:22 a.m.

**V. Board Discussion and Decision Regarding RN/LPN Investigative Reports**  
**V.J.1. Vincent James Anzalaco LP036426 (Sage)**

Sage addressed the Board with additional information. Johnson moved, Crawley seconded, and it was unanimously carried to issue an Interim Order for a psychological evaluation by a Board approved PhD evaluator to include substance abuse and anger management, to be scheduled with in 15 days and

completed within 45 days and return to the Board. If not completed, adopt the attached Notice of Charges.

	<b>VOTE</b>	<b>Johnson, Patricia</b> Member	<b>Robertson, Steve</b> Member	<b>Crawley, Theresa</b> Vice Pres	<b>Malloch, Kathy</b> President	<b>Hardy, Karen</b> Member	<b>Perry, Hunter</b> Member	<b>Busby, Kathryn</b> Member	<b>Rich, Judith</b> Member	<b>Link, Denise</b> Member
YES	<b>7</b>	X		X	X	X	X	X		X
NO	<b>0</b>									
ABSTAIN	<b>0</b>									
ABSENT	<b>2</b>		X						X	

**V.J.2. Marilyn Joanne Norris LP020625 (Sage)**

Sage addressed the Board with additional information. Busby moved, Perry seconded, and it was unanimously carried to offer a Consent Agreement for a \$100 Civil Penalty to be signed within 30 days or adopt the attached Notice of Charges.

	<b>VOTE</b>	<b>Johnson, Patricia</b> Member	<b>Robertson, Steve</b> Member	<b>Crawley, Theresa</b> Vice Pres	<b>Malloch, Kathy</b> President	<b>Hardy, Karen</b> Member	<b>Perry, Hunter</b> Member	<b>Busby, Kathryn</b> Member	<b>Rich, Judith</b> Member	<b>Link, Denise</b> Member
YES	<b>7</b>	X		X	X	X	X	X		X
NO	<b>0</b>									
ABSTAIN	<b>0</b>									
ABSENT	<b>2</b>		X						X	

**V.J.3. Beryl Fay Palmer LP037159 (Sage)**  
**(aka: Depaolis; Solea)**

Johnson moved, Hardy seconded, and it was unanimously carried to offer a Consent Agreement for a Decree of Censure or hearing.

	<b>VOTE</b>	<b>Johnson, Patricia</b> Member	<b>Robertson, Steve</b> Member	<b>Crawley, Theresa</b> Vice Pres	<b>Malloch, Kathy</b> President	<b>Hardy, Karen</b> Member	<b>Perry, Hunter</b> Member	<b>Busby, Kathryn</b> Member	<b>Rich, Judith</b> Member	<b>Link, Denise</b> Member
YES	<b>7</b>	X		X	X	X	X	X		X
NO	<b>0</b>									
ABSTAIN	<b>0</b>									
ABSENT	<b>2</b>		X						X	

**V.J.4. Mona Lisa Shimp LP041393 (Sage)**

Busby moved, Perry seconded, and it was unanimously carried to adopt the attached Notice of Charges.

**V.J.5. Mary Langham RN060613 (Sage)**

Busby moved, Perry seconded, and it was unanimously carried to dismiss the case.

**VI. Board Discussion and Decision Regarding CNA Investigative Reports**

**VI.F.1. Lianita Howard CNA305317619 (Sage)**

Hardy moved, Busby seconded, and it was unanimously carried to adopt the attached Notice of Charges.

**VI.F.2. Tamara J. Lumry CNA485635103 (Sage)**

Johnson moved, Crawley seconded, and it was unanimously carried to adopt the attached Notice of Charges.

**VI.F.3. Anna Alicia Mendivil CNA1000002196 (Sage)**  
**(aka: Williams; Ochoa)**

Busby moved, Perry seconded, and it was unanimously carried to adopt the attached Notice of Charges.

**VI.F.4. Lulu Osuagwu CNA999950318 (Sage)**

Sage addressed the Board with technical corrections to the Notice of Charges Busby moved, Perry seconded, and it was unanimously carried to offer a Consent Agreement for a \$100 Civil Penalty to be signed within 30 days or adopt the attached Notice of Charges, as amended.

	<b>VOTE</b>	<u>Johnson, Patricia</u> Member	<u>Robertson, Steve</u> Member	<u>Crawley, Theresa</u> Vice Pres	<u>Malloch, Kathy</u> President	<u>Hardy, Karen</u> Member	<u>Perry, Hunter</u> Member	<u>Busby, Kathryn</u> Member	<u>Rich, Judith</u> Member	<u>Link, Denise</u> Member
YES	<b>7</b>	X		X	X	X	X	X		X
NO	<b>0</b>									
ABSTAIN	<b>0</b>									
ABSENT	<b>2</b>		X						X	

**VI.F.5. Bobbi Jo Page CNA100004457 (Sage)**

Perry moved, Hardy seconded, and it was unanimously carried to issue an Interim Order for a psychological evaluation with emphasis on anger management, to be scheduled within 15 days and completed within 45 days, by to Board approved PhD minimum level evaluator. If not completed, adopt the attached Notice of Charges.

	<b>VOTE</b>	<u>Johnson, Patricia</u> Member	<u>Robertson, Steve</u> Member	<u>Crawley, Theresa</u> Vice Pres	<u>Malloch, Kathy</u> President	<u>Hardy, Karen</u> Member	<u>Perry, Hunter</u> Member	<u>Busby, Kathryn</u> Member	<u>Rich, Judith</u> Member	<u>Link, Denise</u> Member
YES	<b>7</b>	X		X	X	X	X	X		X
NO	<b>0</b>									
ABSTAIN	<b>0</b>									
ABSENT	<b>2</b>		X						X	

**VI.F.6. Kevin Shawn Rouse CNA100006756 (Sage)**

Busby moved, Perry seconded, and it was unanimously carried to offer a Consent Agreement for a stayed revocation suspension to include the attached stipulations, pending an evaluation by a Board approved addictionist, to include any additional testing deemed necessary by the evaluator. If not signed within 30 days, adopt the attached Notice of Charges.

	<b>VOTE</b>	<u>Johnson, Patricia</u> Member	<u>Robertson, Steve</u> Member	<u>Crawley, Theresa</u> Vice Pres	<u>Malloch, Kathy</u> President	<u>Hardy, Karen</u> Member	<u>Perry, Hunter</u> Member	<u>Busby, Kathryn</u> Member	<u>Rich, Judith</u> Member	<u>Link, Denise</u> Member
YES	<b>7</b>	X		X	X	X	X	X		X
NO	<b>0</b>									
ABSTAIN	<b>0</b>									
ABSENT	<b>2</b>		X						X	

**VI.F.7. Flavia Tumora Saxon CNA100003907 (Sage)**

Johnson moved, Crawley seconded, and it was unanimously carried to issue an Interim Order for a substance abuse evaluation by a Board approved evaluator with a minimum PhD, to be scheduled within 15 days and completed within 45 days. If not completed, issue the attached Notice of Charges.

	<b>VOTE</b>	<u>Johnson, Patricia</u> Member	<u>Robertson, Steve</u> Member	<u>Crawley, Theresa</u> Vice Pres	<u>Malloch, Kathy</u> President	<u>Hardy, Karen</u> Member	<u>Perry, Hunter</u> Member	<u>Busby, Kathryn</u> Member	<u>Rich, Judith</u> Member	<u>Link, Denise</u> Member
YES	<b>7</b>	X		X	X	X	X	X		X
NO	<b>0</b>									
ABSTAIN	<b>0</b>									
ABSENT	<b>2</b>		X						X	

**VI.F.8. Pamela Jean Spangler CNA100000543 (Sage)**

Perry knows Ken Kidder but shows no bias. Johnson moved, Busby seconded, and it was unanimously carried to adopt the attached Notice of Charges.

**VI.F.9. Adrienne A. Stewart CNA362271279 (Sage)**

Busby moved, Perry seconded, and it was unanimously carried to offer a Consent Agreement for a \$100 Civil Penalty to be signed within 30 days or adopt the attached Notice of Charges.

	VOTE	Johnson, Patricia Member	Robertson, Steve Member	Crawley, Theresa Vice Pres	Malloch, Kathy President	Hardy, Karen Member	Perry, Hunter Member	Busby, Kathryn Member	Rich, Judith Member	Link, Denise Member
YES	7	X		X	X	X	X	X		X
NO	0									
ABSTAIN	0									
ABSENT	2		X						X	

**VI.F.10. Etta M. Tachine CNA43980864 (Sage)**

Perry knows Kathryn Corbin and Lisa Thomas but shows no bias. Sage addressed the Board with a technical correction to the investigative report. Busby moved, Perry seconded, and it was unanimously carried to offer a Consent Agreement for a \$50 Civil Penalty to be signed within 30 days or hearing.

	VOTE	Johnson, Patricia Member	Robertson, Steve Member	Crawley, Theresa Vice Pres	Malloch, Kathy President	Hardy, Karen Member	Perry, Hunter Member	Busby, Kathryn Member	Rich, Judith Member	Link, Denise Member
YES	7	X		X	X	X	X	X		X
NO	0									
ABSTAIN	0									
ABSENT	2		X						X	

**VI.F.11. Antonio Lamar Watts CNA999996681 (Sage)**

Busby moved, Perry seconded, and it was unanimously carried to issue a letter of concern for reportedly physically abusing a resident in or about May 2006, while employed as a CNA at Santa Rosa Care Center in Tucson, Arizona.

**VI.G.4. Debbie Marie Dixon CNA100000826 (Bauer)  
(aka: Deborah Dixon)**

Bauer addressed the Board with additional information. Dixon was present and available for questions. Busby moved, Perry seconded, and it was unanimously carried to continue the investigation to the November 2006 Board meeting.

**VI.G.6. Anthony Jones CNA Exam (Bauer)  
(aka: Anthony Bonney Jones)**

Bauer addressed the Board with additional information. Jones was present and addressed the Board. Crawley moved, Johnson seconded, to continue the investigation to allow Jones to obtain a substance abuse evaluation by a Board approved evaluator and to include any additional testing deemed necessary by the evaluator, to be scheduled within 15 days and completed within 45 days. If not completed, deny certification based on the information in the investigative report. If an informal settlement conference is requested, the authority to settle is limited to the terms offered at this meeting. The motion carried with six in favor and one opposed.

	VOTE	Johnson, Patricia Member	Robertson, Steve Member	Crawley, Theresa Vice Pres	Malloch, Kathy President	Hardy, Karen Member	Perry, Hunter Member	Busby, Kathryn Member	Rich, Judith Member	Link, Denise Member
YES	6	X		X	X	X	X			X
NO	1							X		
ABSTAIN	0									
ABSENT	2		X						X	

**VI.D.1. Rhonda L. Yantis CNA Exam (Lester)**  
**(aka: Perkins; Broadway; Tardy)**

Yantis was present and addressed the Board. Busby moved, Hardy seconded, and it was unanimously carried to deny certification based upon information contained in the investigative report. If an informal settlement conference is requested, the authority to settle is limited to the denial of the application.

	<b>VOTE</b>	<b>Johnson, Patricia</b> Member	<b>Robertson, Steve</b> Member	<b>Crawley, Theresa</b> Vice Pres	<b>Malloch, Kathy</b> President	<b>Hardy, Karen</b> Member	<b>Perry, Hunter</b> Member	<b>Busby, Kathryn</b> Member	<b>Rich, Judith</b> Member	<b>Link, Denise</b> Member
YES	<b>7</b>	X		X	X	X	X	X		X
NO	<b>0</b>									
ABSTAIN	<b>0</b>									
ABSENT	<b>2</b>		X						X	

The meeting recessed at 12:07 p.m. and reconvened at 12:23 p.m.

**IX. Dialogue with Nursing Students**

The Board members and staff dialogued with Gateway Community College Nursing Students regarding Board functions, policies and procedures. Questions were asked on the definition of endorsement and exam applicants, and on NCLEX pass rates.

**V. Board Discussion and Decision Regarding RN/LPN Investigative Reports**

**V.L.1. Jodi L. Alden RN102459 (Wiggin)**

Wiggin addressed the Board with an amendment to the Board option. An attempt was made to contact Alden telephonically. Perry moved, Crawley seconded, and it was unanimously carried to issue and Interim Order for an evaluation by a Board approved addictionologist to be scheduled within 30 days and completed within 60 days, as amended. If not completed, proceed to noncompliance hearing.

	<b>VOTE</b>	<b>Johnson, Patricia</b> Member	<b>Robertson, Steve</b> Member	<b>Crawley, Theresa</b> Vice Pres	<b>Malloch, Kathy</b> President	<b>Hardy, Karen</b> Member	<b>Perry, Hunter</b> Member	<b>Busby, Kathryn</b> Member	<b>Rich, Judith</b> Member	<b>Link, Denise</b> Member
YES	<b>7</b>	X		X	X	X	X	X		X
NO	<b>0</b>									
ABSTAIN	<b>0</b>									
ABSENT	<b>2</b>		X						X	

**V.L.2. Veronica Dorrell RN095499; CNA871533103 (Wiggin)**

An attempt was made to contact Dorrell telephonically. Busby moved, Perry seconded, and it was unanimously carried to issue and Interim Order for a psychological evaluation by a Board approved addictionologist to be scheduled within 15 days and completed within 45 days. If not completed, proceed to noncompliance hearing.

	<b>VOTE</b>	<b>Johnson, Patricia</b> Member	<b>Robertson, Steve</b> Member	<b>Crawley, Theresa</b> Vice Pres	<b>Malloch, Kathy</b> President	<b>Hardy, Karen</b> Member	<b>Perry, Hunter</b> Member	<b>Busby, Kathryn</b> Member	<b>Rich, Judith</b> Member	<b>Link, Denise</b> Member
YES	<b>7</b>	X		X	X	X	X	X		X
NO	<b>0</b>									
ABSTAIN	<b>0</b>									
ABSENT	<b>2</b>		X						X	

**V.L.4. Christina Willeford RN133982 (Wiggin)**

An attempt was made to contact Willeford telephonically. Hardy moved, Busby seconded, and it was unanimously carried to adopt the attached Notice of Charges.

**V.L.5. Avis Hershfield-Mayoral RN Endorsement (Wiggin)**

An attempt was made to contact Hershfield-Mayoral telephonically. Busby moved, Crawley seconded, and it was unanimously carried, upon meeting all requirements, grant licensure and accept a signed Consent Agreement for 12 months probation, with the attached terms and conditions.

	VOTE	Johnson, Patricia Member	Robertson, Steve Member	Crawley, Theresa Vice Pres	Malloch, Kathy President	Hardy, Karen Member	Perry, Hunter Member	Busby, Kathryn Member	Rich, Judith Member	Link, Denise Member
YES	7	X		X	X	X	X	X		X
NO	0									
ABSTAIN	0									
ABSENT	2		X						X	

**V.M.1. Susan Renee Crawford RN115472 (Huff)**

Perry moved, Busby seconded, and it was unanimously carried to offer a Consent Agreement for 36 month probation to include a substance abuse evaluation to be completed within 30 days and to include the attached stipulations or hearing.

	VOTE	Johnson, Patricia Member	Robertson, Steve Member	Crawley, Theresa Vice Pres	Malloch, Kathy President	Hardy, Karen Member	Perry, Hunter Member	Busby, Kathryn Member	Rich, Judith Member	Link, Denise Member
YES	7	X		X	X	X	X	X		X
NO	0									
ABSTAIN	0									
ABSENT	2		X						X	

**V.M.2. Deborah Anne Payne RN113821; LP035496 (Huff)**

Busby moved, Link seconded, and it was unanimously carried offer a Consent Agreement for 12 month probation to include the attached stipulations or hearing.

	VOTE	Johnson, Patricia Member	Robertson, Steve Member	Crawley, Theresa Vice Pres	Malloch, Kathy President	Hardy, Karen Member	Perry, Hunter Member	Busby, Kathryn Member	Rich, Judith Member	Link, Denise Member
YES	7	X		X	X	X	X	X		X
NO	0									
ABSTAIN	0									
ABSENT	2		X						X	

**VI. Board Discussion and Decision Regarding CNA Investigative Reports**

**VI.H.1. Nicole Violette Nesselroad CNA999998011 (Huff)**

Hardy moved, Perry seconded, and it was unanimously carried to issue an Interim Order for a substance abuse evaluation to be completed by a Board approved evaluator who is at minimum PhD prepared, and to include any additional testing deemed necessary by the evaluator, to be scheduled within 15 days and completed with 45 days and then return to the Board.

	VOTE	Johnson, Patricia Member	Robertson, Steve Member	Crawley, Theresa Vice Pres	Malloch, Kathy President	Hardy, Karen Member	Perry, Hunter Member	Busby, Kathryn Member	Rich, Judith Member	Link, Denise Member
YES	7	X		X	X	X	X	X		X
NO	0									
ABSTAIN	0									
ABSENT	2		X						X	

**VI.H.2. Clarissa Jimenez Madrid CNA Exam (Huff)**

Link moved, Hardy seconded, to deny certification based upon information contained in the investigative report. If an informal settlement conference is requested, the authority to settle is limited to the denial of the application. The motion carried with six in favor and one opposed.

	<b>VOTE</b>	<b>Johnson, Patricia Member</b>	<b>Robertson, Steve Member</b>	<b>Crawley, Theresa Vice Pres</b>	<b>Malloch, Kathy President</b>	<b>Hardy, Karen Member</b>	<b>Perry, Hunter Member</b>	<b>Busby, Kathryn Member</b>	<b>Rich, Judith Member</b>	<b>Link, Denise Member</b>
YES	<b>6</b>	X		X	X	X	X			X
NO	<b>1</b>							X		
ABSTAIN	<b>0</b>									
ABSENT	<b>2</b>		X						X	

**VI. Board Discussion and Decision Regarding CNA Investigative Reports**

**VI.D.2. Jeffery E. Groom CNA Exam (Lester)**

Perry moved, Busby seconded, and it was unanimously carried to deny certification based upon information contained in the investigative report. If an informal settlement conference is requested, the authority to settle is limited to the denial of the application.

	<b>VOTE</b>	<b>Johnson, Patricia Member</b>	<b>Robertson, Steve Member</b>	<b>Crawley, Theresa Vice Pres</b>	<b>Malloch, Kathy President</b>	<b>Hardy, Karen Member</b>	<b>Perry, Hunter Member</b>	<b>Busby, Kathryn Member</b>	<b>Rich, Judith Member</b>	<b>Link, Denise Member</b>
YES	<b>7</b>	X		X	X	X	X	X		X
NO	<b>0</b>									
ABSTAIN	<b>0</b>									
ABSENT	<b>2</b>		X						X	

**VI.D.3. Jeffery Hunt CNA Exam (Lester)**

Johnson moved, Crawley seconded, and it was unanimously carried to deny certification based upon information contained in the investigative report. If an informal settlement conference is requested, the authority to settle is limited to the denial of the application.

	<b>VOTE</b>	<b>Johnson, Patricia Member</b>	<b>Robertson, Steve Member</b>	<b>Crawley, Theresa Vice Pres</b>	<b>Malloch, Kathy President</b>	<b>Hardy, Karen Member</b>	<b>Perry, Hunter Member</b>	<b>Busby, Kathryn Member</b>	<b>Rich, Judith Member</b>	<b>Link, Denise Member</b>
YES	<b>7</b>	X		X	X	X	X	X		X
NO	<b>0</b>									
ABSTAIN	<b>0</b>									
ABSENT	<b>2</b>		X						X	

**VI.D.4. Lidia M. Madrid CNA Exam (Lester)  
(aka: Cordova; Corolva)**

Lester addressed the Board with additional information. Madrid was present, telephonically, and addressed the Board. Busby moved, Link seconded, and it was unanimously carried to grant licensure and issue a letter of concern for the July 7, 2002, misdemeanor Possession of Marijuana, in Maricopa County Superior Court, Maricopa County, Arizona.

**VI.D.5. Kathleen M. McKee CNA Endorsement (Lester)  
(aka: Turner)**

Johnson moved, Crawley seconded, and it was unanimously carried to deny certification based upon information contained in the investigative report. If an informal settlement conference is requested, the authority to settle is limited to the denial of the application.

	<b>VOTE</b>	<b>Johnson, Patricia Member</b>	<b>Robertson, Steve Member</b>	<b>Crawley, Theresa Vice Pres</b>	<b>Malloch, Kathy President</b>	<b>Hardy, Karen Member</b>	<b>Perry, Hunter Member</b>	<b>Busby, Kathryn Member</b>	<b>Rich, Judith Member</b>	<b>Link, Denise Member</b>
YES	<b>7</b>	X		X	X	X	X	X		X
NO	<b>0</b>									
ABSTAIN	<b>0</b>									
ABSENT	<b>2</b>		X						X	

**VI.D.6. John T. Turner CNA Exam (Lester)**

Busby moved, Perry seconded, and it was unanimously carried to deny certification based upon information contained in the investigative report. If an informal settlement conference is requested, the authority to settle is limited to the denial of the application.

	<b>VOTE</b>	<b>Johnson, Patricia</b> Member	<b>Robertson, Steve</b> Member	<b>Crawley, Theresa</b> Vice Pres	<b>Malloch, Kathy</b> President	<b>Hardy, Karen</b> Member	<b>Perry, Hunter</b> Member	<b>Busby, Kathryn</b> Member	<b>Rich, Judith</b> Member	<b>Link, Denise</b> Member
YES	<b>7</b>	X		X	X	X	X	X		X
NO	<b>0</b>									
ABSTAIN	<b>0</b>									
ABSENT	<b>2</b>		X						X	

**VI.D.7. Fernando Anaya CNA999949995 (Lester)**

Lester addressed the Board with additional information. Hardy knows Doris Slosik but shows no bias. Busby moved, Perry seconded, and it was unanimously carried to offer a Consent Agreement for a 24 month stayed revocation to include the attached terms to be signed within 30 days or hearing.

	<b>VOTE</b>	<b>Johnson, Patricia</b> Member	<b>Robertson, Steve</b> Member	<b>Crawley, Theresa</b> Vice Pres	<b>Malloch, Kathy</b> President	<b>Hardy, Karen</b> Member	<b>Perry, Hunter</b> Member	<b>Busby, Kathryn</b> Member	<b>Rich, Judith</b> Member	<b>Link, Denise</b> Member
YES	<b>7</b>	X		X	X	X	X	X		X
NO	<b>0</b>									
ABSTAIN	<b>0</b>									
ABSENT	<b>2</b>		X						X	

**VI.D.8. Gilda R. McDuffey CNA Endorsement (Lester)**

Lester addressed the Board with additional information. Link moved, Hardy seconded, and after discussion, it was unanimously carried to deny certification based upon information contained in the investigative report. If an informal settlement conference is requested, the authority to settle is limited to the denial of the application.

	<b>VOTE</b>	<b>Johnson, Patricia</b> Member	<b>Robertson, Steve</b> Member	<b>Crawley, Theresa</b> Vice Pres	<b>Malloch, Kathy</b> President	<b>Hardy, Karen</b> Member	<b>Perry, Hunter</b> Member	<b>Busby, Kathryn</b> Member	<b>Rich, Judith</b> Member	<b>Link, Denise</b> Member
YES	<b>7</b>	X		X	X	X	X	X		X
NO	<b>0</b>									
ABSTAIN	<b>0</b>									
ABSENT	<b>2</b>		X						X	

**VI.D.9. Warquida M. Johnson CNA Endorsement (Lester)**

Lester addressed the Board with additional information. Busby moved, Perry seconded, and it was unanimously carried to deny certification based upon information contained in the investigative report. If an informal settlement conference is requested, the authority to settle is limited to the denial of the application.

	<b>VOTE</b>	<b>Johnson, Patricia</b> Member	<b>Robertson, Steve</b> Member	<b>Crawley, Theresa</b> Vice Pres	<b>Malloch, Kathy</b> President	<b>Hardy, Karen</b> Member	<b>Perry, Hunter</b> Member	<b>Busby, Kathryn</b> Member	<b>Rich, Judith</b> Member	<b>Link, Denise</b> Member
YES	<b>7</b>	X		X	X	X	X	X		X
NO	<b>0</b>									
ABSTAIN	<b>0</b>									
ABSENT	<b>2</b>		X						X	

**VI.D.10. Sheila M. Beital CNA Exam (Lester)**

Lester addressed the Board with additional information. Busby moved, Perry seconded, and it was unanimously carried to continue the investigation to allow Beitel the opportunity to obtain a psychological evaluation with emphasis on substance abuse by a Board approved evaluator who is at minimum PhD prepared and to include any additional testing deemed necessary by the evaluator to be

scheduled within 15 days and completed within 45 days, and return to the Board. If the evaluation is not completed, deny certification based upon information contained in the investigative report. If an informal settlement conference is requested, the authority to settle is limited to the terms offered at this meeting.

	<b>VOTE</b>	<b>Johnson, Patricia</b> Member	<b>Robertson, Steve</b> Member	<b>Crawley, Theresa</b> Vice Pres	<b>Malloch, Kathy</b> President	<b>Hardy, Karen</b> Member	<b>Perry, Hunter</b> Member	<b>Busby, Kathryn</b> Member	<b>Rich, Judith</b> Member	<b>Link, Denise</b> Member
YES	<b>7</b>	X		X	X	X	X	X		X
NO	<b>0</b>									
ABSTAIN	<b>0</b>									
ABSENT	<b>2</b>		X						X	

Malloch left the meeting at 12:59 p.m. Crawley presiding.

**VI.D.11. Phyllis S. Belone CNA Exam (Lester)**  
**(aka:Kaibetoney; Smith)**

Lester addressed the Board with additional information. Busby moved, Perry seconded, and it was unanimously carried to continue the investigation to allow Belone the opportunity to obtain a psychological evaluation with emphasis on substance abuse by a Board approved evaluator who is at minimum PhD prepared and include any additional testing deemed necessary by the evaluator to be scheduled within 15 days and completed within 45 days, and then return to the Board. If the evaluation is not completed, deny certification based upon information contained in the investigative report. If an informal settlement conference is requested, the authority to settle is limited to the terms offered at this meeting.

	<b>VOTE</b>	<b>Johnson, Patricia</b> Member	<b>Robertson, Steve</b> Member	<b>Crawley, Theresa</b> Vice Pres	<b>Malloch, Kathy</b> President	<b>Hardy, Karen</b> Member	<b>Perry, Hunter</b> Member	<b>Busby, Kathryn</b> Member	<b>Rich, Judith</b> Member	<b>Link, Denise</b> Member
YES	<b>6</b>	X		X		X	X	X		X
NO	<b>0</b>									
ABSTAIN	<b>0</b>									
ABSENT	<b>3</b>		X		X				X	

**VI.D.12. Michael T. Ayala CNA Exam (Lester)**

Lester addressed the Board with additional information. Johnson moved, Link seconded, and it was unanimously carried to deny certification based upon information contained in the investigative report. If an informal settlement conference is requested, the authority to settle is limited to the denial of the application.

	<b>VOTE</b>	<b>Johnson, Patricia</b> Member	<b>Robertson, Steve</b> Member	<b>Crawley, Theresa</b> Vice Pres	<b>Malloch, Kathy</b> President	<b>Hardy, Karen</b> Member	<b>Perry, Hunter</b> Member	<b>Busby, Kathryn</b> Member	<b>Rich, Judith</b> Member	<b>Link, Denise</b> Member
YES	<b>6</b>	X		X		X	X	X		X
NO	<b>0</b>									
ABSTAIN	<b>0</b>									
ABSENT	<b>3</b>		X		X				X	

**VI.D.13. Lorraine C. Durgin CNA Endorsement (Lester)**  
**(aka: Enriquez)**

Link moved, Hardy seconded, and it was unanimously carried to deny certification based upon information contained in the investigative report. If an informal settlement conference is requested, the authority to settle is limited to the denial of the application.

	<b>VOTE</b>	<b>Johnson, Patricia Member</b>	<b>Robertson, Steve Member</b>	<b>Crawley, Theresa Vice Pres</b>	<b>Malloch, Kathy President</b>	<b>Hardy, Karen Member</b>	<b>Perry, Hunter Member</b>	<b>Busby, Kathryn Member</b>	<b>Rich, Judith Member</b>	<b>Link, Denise Member</b>
YES	<b>6</b>	X		X		X	X	X		X
NO	<b>0</b>									
ABSTAIN	<b>0</b>									
ABSENT	<b>3</b>		X		X				X	

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

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

**VII.A.7. Recommended Board Meeting Dates Calendar Year 2007/2008 – Wiemann/Ridenour**

Hardy moved, Perry seconded, and it was unanimously carried to approve recommended Board Meeting dates calendar year 2008.

**VII.A.12. Update on Nurse Licensure Compact & Investigative Cases - Ridenour**

Ridenour reported an average of one investigative case per month opened since ASBN joined the compact in 2002. It was noted that most cases were for chemical dependency/substance abuse. Decisions made by the Board on compact cases most often revoke the privilege to practice nursing in Arizona and a cease and desist letter is issued to the nurse.

**VII.E. Committee Reports**

**VII.E.1. Scope of Practice**

**VII.E.1.a. Draft Advisory Opinions**

**VII.E.1.a.1. Mediset**

Busby moved, Perry seconded, and it was unanimously carried to approve Mediset advisory opinion

**VII.E.1.a.2. Vaginal Speculum Exam and Specimen Collection**

Busby moved, Perry seconded, and it was unanimously carried to approve Vaginal Speculum Exam and Specimen Collection advisory opinion

**VII.E.3. Education**

**VII.E.3.a. Draft Minutes of August 31, 2006**

Draft minutes of August 31, 2006 were provided to the Board.

**IX. Dialogue with Nursing Students**

The Board members and staff dialogued with Glendale, Gateway and Boswell Community College Nursing Students regarding Board functions, policies and procedures. Questions were asked about types of discipline imposed by the Board.

Malloch returned to the meeting at 1:24 p.m.

**VII.C. President’s Report**

**VII.C.2. Report on NCSBN 2006 Annual Meeting & Election of Dr. Malloch to the NCSBN Board of Directors – Malloch/Crawley/Johnson/Smith/Ridenour**

Malloch gave a report on the NCSBN 2006 Annual Meeting held in Salt Lake City, Utah, and stated that the research committee was approved from the National Council, a new event funded by NCSBN with a \$5 million research fund for projects that advance the evidence for regulation and the interaction of practice regulation . First submissions for grants ranging from \$2,500 to \$300,000 are due December 1, 2006; Malloch commented on V. Smith’s presentation on the use of ethelgluconeride as a more effective way of performing drug screens than the blood alcohol tests now used; Malloch stated that Tercap is

officially completed and moving toward implementation with the beginning of data collection. Arizona is among other states that volunteered to submit data for analysis. Malloch reported that the Advanced Practice vision paper, with some of the analysis from the study of the differences of the roles between the clinical specialists and nurse practitioners, was sent back to the committee for more clarity. Eight areas of controversy were identified; Johnson and Crawley reported on workshops they attended for LPN's and Nurse Practitioners, respectively; Crawley recognized Malloch's appointment to the NCSBN Board of Directors.

**VII.C.3. Discuss Board Member Committee Chair Appointments/Reappointments 1.) Scope of Practice; 2.)Advanced Practice; 3.)Education – Malloch/All**

Board members discussed Committee chair appointments and reappointments. Malloch noted that Hardy would move from the Education Committee to the Scope of Practice Committee, Link would co-chair the Advanced Practice Committee, and Malloch would remain on the Education Committee

**VII.C.5. Discuss Process for Upcoming November Election of Officers – Malloch/All**

Board members discussed the process for upcoming November 2006 election of officers.

**VII.C.4. Board Self Evaluation & Debriefing on Board Processes & Suggested Changes – All**

Board members discussed the flow of the meeting and suggestions for improvement, which included the audio system, separating the case portion from the business portion of the meetings, and Board decorum. Board members unanimously approved Hardy's appointment to the Scope of Practice Committee.

**VIII. Call to the Public**

A public body may make an open call to the public during a public meeting, subject to reasonable time, place and manner restrictions, to allow individuals to address the public body on any issue within the jurisdiction of the public body. The Board may ask staff to review a matter or may ask that a matter be put on a future agenda. Members of the public body shall not discuss or take legal action on matters raised during an open call to the public unless the matters are properly noticed for discussion and legal action. A.R.S. § 38-431.01(G).

**X. Adjournment**

Busby moved, Perry seconded, and it was unanimously carried to adjourn the meeting.

The meeting adjourned at 2:06 p.m., Wednesday, September 13, 2006.

---

Kathy Malloch, PhD, MBA, RN, FAAN, President

