

# Arizona State Board of Nursing

Janice K. Brewer  
Governor

Joey Ridenour  
Executive Director



## Board Meeting Minutes

The regular meeting of the Arizona State Board of Nursing convened at 8:04 a.m., Tuesday, March 23, 2010, 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  
Denise Link, PhD, WHCNP, FNAP, Vice President  
Kathy Scott, RN, MPA, PhD, FACHE, Secretary  
Terri Berrigan, LPN, Member  
Kathryn L. Busby, JD, Member  
E. Gary Gum, MSN, RN, FCN, Member  
Patricia Johnson, LPN, Member  
M. Hunter Perry, Member

### **BOARD MEMBERS ABSENT:**

Lori Gutierrez, BS, RN-C

### **LEGAL COUNSEL:**

Seth Hargraves, Assistant Attorney General  
Kim Zack, Assistant Attorney General  
Nina Zimmerman, Assistant Attorney General

### **STAFF:**

Joey Ridenour, RN, MN, FAAN, Executive Director  
Judy Bontrager, RN, MN, Associate Director of Operations  
Pamela Randolph, RN, MSN, Associate Director of Education and Evidence Based Regulation  
Valerie Smith, RN, MS, Associate Director of Investigations  
Susan Barber, RN, MSN, Nurse Practice Consultant/Hearings  
Tammi Bymers, RN, MSN, Nurse Practice Consultant  
Tim Chafey, RN, Senior Investigator  
Janeen Dahn, MSN, FNP, Nurse Practice Consultant/Advanced Practice  
Karen Grady, RN, MS, CS, FNP, Nurse Practice Consultant  
Angela Hill, RN, Nurse Practice Consultant  
Dolores Hurtado, Legal Assistant II/Monitoring  
Ron Lester, Senior Investigator  
Connie Linck, RN, MN, Nurse Practice Consultant/CANDO  
Patricia Midkiff, RN, MN, Nurse Practice Consultant  
Michelle Mills, RN, MA, Nurse Practice Consultant/Monitoring  
Linda Monas, Senior Investigator  
Betty Nelson, RN, MS, Nursing Assistant Consultant  
Stephanie Nelson, R.N., MSN, Nurse Practice Consultant  
Kirk Olson, Senior Investigator  
Doug Parlin, Senior Investigator  
Mary Rappoport, RN, MN, Nurse Practice Consultant  
Deborah Richards, JD, Senior Investigator  
Bonnie Richter, MSW, Senior Investigator  
Jeanine Sage, RN, MSN, Nursing Assistant Consultant  
V. Ann Schettler, RN, MHL, CLNC, Nurse Practice Consultant  
Sister Rachel Torrez, RN, MS, Nurse Practice Consultant  
Barbara Melberg, Legal Secretary

**I. Call to Order**

The meeting was called to order at 8:04 a.m., Tuesday, March 23, 2010.

The following Board members were present: Malloch, Link, Scott, Johnson, Gum, Perry, and Berrigan.

Malloch presided.

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

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

**VI.E.2. Jay D. Ford RN153098 (Midkiff)**

Attorney Judith Burman and Ford were present and available for questions. Perry moved, Gum seconded, and it was unanimously carried to dismiss the complaint.

Busby arrived at the meeting at 8:08 a.m.

**VI.G.4. Ana Cecilia Cortez RN107785 (S. Nelson)**

Attorney Jay Ryan was present and addressed the Board. Cortez was present and available for questions. Scott moved, Perry seconded, and it was unanimously carried to dismiss the complaint.

**VI.H.1. Jami Alison Remien RN146804; AP2767 (Olson)**

Remien was present and available for questions. Link moved, Scott seconded, and it was unanimously carried to issue a Letter of Concern for the arrest on February 7, 2009, and the pending misdemeanor charges of DUI, DUI with a BAC of .08 or more, and resisting arrest in the Marana Municipal Court in Marana, Arizona.

**VI.H.11. Carolyn Sue Williams RN116583; AP1831 (Olson) (aka: Dickenson; Andrews)**

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

	<b>VOTE</b>	<b>Johnson, Patricia Member</b>	<b>Gutierrez, Lori Member</b>	<b>Gum, Gary Member</b>	<b>Scott, Kathy Secretary</b>	<b>Malloch, Kathy President</b>	<b>Link, Denise Vice Pres</b>	<b>Perry, Hunter Member</b>	<b>Berrigan, Terri Member</b>	<b>Busby, Kathryn 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. Non-Compliance/Compliance with Board Orders**

**V.C.2. Cyndi McPherson RN075808 (Mills)**

Mills addressed the Board with additional information. Attorney Richard Klauer was present and addressed the Board. McPherson was present and available for questions. Johnson moved, Scott seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations

identified in the investigative report, to offer a Consent Agreement for 36 months stayed revocation /probation including the attached stipulations, amended to delete, surrender of license and substance abuse evaluation, and include, additional psychological counseling. If not signed within 30 days, issue Notice of Charges based upon the information contained in the investigative report.

	<b>VOTE</b>	<b>Johnson, Patricia Member</b>	<b>Gutierrez, Lori Member</b>	<b>Gum, Gary Member</b>	<b>Scott, Kathy Secretary</b>	<b>Malloch, Kathy President</b>	<b>Link, Denise Vice Pres</b>	<b>Perry, Hunter Member</b>	<b>Berrigan, Terri Member</b>	<b>Busby, Kathryn 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. RN/LPN/CNA Investigative Reports**

**VI.J.6. Melissa Marie Lentsch RN Endorsement (Rappoport)**

Lentsch was present telephonically and addressed the Board. Busby moved, Berrigan seconded, and it was unanimously carried, upon meeting all requirements, grant licensure and issue a Letter of Concern for past disciplinary action resulting in a 2 year monitored probation with the Michigan Board of Nursing and Health Professional Recovery Program that was successfully completed on or about October 3, 2009.

**VI.L.5. Susan Darlene Bosman LP036392 (Schettler)**

Schettler addressed the Board with additional information. Attorney Scott King was present and addressed the Board. Bosman was present and available for questions.

Malloch left the meeting at 8:30 a.m. Link presided.

Busby moved, Link seconded, and it was unanimously carried to table Agenda Item VI.L.5.

Malloch returned to the meeting at 8:32 a.m.

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

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

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

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

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

**III.D. Imposters, Cease & Desist Orders & Court Ordered Revocations**

**1. Melissa Schaefer Perez (Grady)**

**2. Aurelus Marcellus (Grady)**

Information provided to the Board that Cease and Desist letters were mailed to the listed persons.

**IV. Lapsed Licenses & Certificates, Felony Bar Cases, Notice of Charges, Applicants for Licensure**

**IV.A. Lapsed Licenses & Certificate Administrative Penalty**

Agenda #	Name	License/Certificate #	Penalty Amount	Staff
IV.A.1.	Vincent Gales	RN Endorsement (TRN162214)	\$500	Rappoport
IV.A.2.	Diedre Woods-Walton	RN Endorsement (RN162230)	\$300	Rappoport
IV.A.3.	Gina Michelle Wales	RN Endorsement	\$500	Rappoport
IV.A.4.	Alicia Faford	CNA1000007814	\$25	Driver
IV.A.5.	Vicki Gonzales	CNA999989076	\$25	Driver
IV.A.6.	Kimberly Guglielmi	CNA1000008357	\$25	Driver
IV.A.7.	Sylvia Smith	CNA999988996	\$25	Driver
IV.A.8.	Sherri Casper	CNA1000001254	\$25	Driver
IV.A.9.	Bariduanen Nkol	CNA999988700	\$25	Driver
IV.A.10.	Carol Fillian	RN096701	\$100	Driver
IV.A.11.	Amy Werner	RN107516	\$100	Driver

Busby moved, Perry seconded, and it was unanimously carried, bases upon the findings of fact and statute/rule violations identified in the investigative report, accept the signed Consent Agreement for a \$500 Administrative Penalty and grant licensure for Agenda Item IV.A.1; based upon the findings of fact and statute/rule violations identified in the investigative report, accept the signed Consent Agreement for a \$300 Administrative Penalty and grant licensure for Agenda Item IV.A.2.; based upon the findings of fact and statute/rule violations identified in the investigative report, and accepting the signed Consent Agreement for a \$500 Administrative Penalty, grant licensure for Agenda Item IV.A.3.. Refer employers to Department of Health Services; and offer a Consent Agreement for an Administrative Penalty in the amount stated for working on an expired license/certificate, if not signed, issue Notice of Charges. Once signed, if the Administrative Penalty is not paid within 6 months of the effective date of the Order, issue Notice of Charges. Referral of the employers will be made to Department of Health Services for licensees/certificate holders working on a lapsed license/certificate for three months or greater for Agenda Items IV.A.4-11

**IV.B. Felony Bar Cases**

**IV.B.2. Recommended Notice of Charges for RN/LPN/CNA**

Agenda #	Name	License/Certificate #	Staff
IV.B.2.a.	Joycelyn Jesus	CNA101427103	Parliln

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

**IV.C. Recommended Notice of Charges**

Agenda #	Name	License/Certificate #	Staff
IV.C.1	Charles Leonard Wood	RN Endorsement	Bontrager

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

**IV.D. Recommended Applicants for Licensure**

**IV.D.1. Cosmina Eugenia Muntean RN Endorsement Bontrager**

Busby moved, Link seconded, and it was unanimously carried to grant RN license that is “Valid in AZ only”, upon meeting all requirements except Credential Evaluation Report.

**V.A. RN/LPN/CNA Termination of Previously Issued Board Orders after Full Compliance – (Hurtado)**

Name	RN/LP/CNA Number	Termination Date
1. Julie D. Bateman	RN122091	March 23, 2010
2. Steven B. Frank	RN147014	March 23, 2010
3. Andrea L. Waddell	CNA753238803	March 23, 2010
4. Kenneth C. Johns	RN060577; LP019501	April 1, 2010
5. Sandra D. Shearer	RN152005	April 4, 2010
6. Connie F. Isambert	RN090746; LP022596	April 17, 2010
7. Micaela Verdugo	CNA1000006420	April 17, 2010
8. Gena Cooper	RN094888	May 15, 2010

Link moved, Scott 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.

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

**V.C.1. Rowena Faulkner RN128701 (Mills)**  
(aka: Aquino; Patay; Raquiza)

Link moved, Busby seconded, and it was unanimously carried to amend term 17 of current Consent Agreement to allow out-of-state practice and residence in California.

**V.C.3. Susan Dare RN125777 (Mills)**

Dare was present and available for questions. Scott moved, Link seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, to offer a Consent Agreement for 18 months stayed revocation/probation followed by 18 months standard probation, including the attached stipulations, amended to include: night shift allowed. If not signed within 30 days, issue Notice of Charges.

	VOTE	Johnson, Patricia Member	Gutierrez, Lori Member	Gum, Gary Member	Scott, Kathy Secretary	Malloch, Kathy President	Link, Denise Vice Pres	Perry, Hunter Member	Berrigan, Terri Member	Busby, Kathryn Member
YES	8	X		X	X	X	X	X	X	X
NO	0									
ABSTAIN	0									
ABSENT	1		X							

**V.C.4. Julie Leckrone RN092413 (Mills)**  
(aka: Engen; Snydergaard)

Busby moved, Gum seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, to offer a Consent Agreement for 12 months stayed revocation/suspension, followed by 24 months stayed revocation/probation, followed by 24 months probation, including the attached stipulations. If not signed within 30 days issue Notice of Charges.

	VOTE	Johnson, Patricia Member	Gutierrez, Lori Member	Gum, Gary Member	Scott, Kathy Secretary	Malloch, Kathy President	Link, Denise Vice Pres	Perry, Hunter Member	Berrigan, Terri Member	Busby, Kathryn Member
YES	8	X		X	X	X	X	X	X	X
NO	0									
ABSTAIN	0									
ABSENT	1		X							

**V.C.5. Mary Reed RN035439; AP0083 (Mills)**

Reed was present telephonically and addressed the Board. Busby moved, Berrigan seconded, and it was unanimously carried, upon signing a Consent Agreement with attached terms and stipulations, to reissue RN license for Refresher Course only. Upon successful completion of Refresher Course, issue RN license stamped Probation. Upon completion of 12 months satisfactory employment as RN, case may return to the Board for consideration of Advanced Practice/Nurse Practitioner status, terms, and stipulations.

	<b>VOTE</b>	<u>Johnson, Patricia</u> Member	<u>Gutierrez, Lori</u> Member	<u>Gum, Gary</u> Member	<u>Scott, Kathy</u> Secretary	<u>Malloch, Kathy</u> President	<u>Link, Denise</u> Vice Pres	<u>Perry, Hunter</u> Member	<u>Berrigan, Terri</u> Member	<u>Busby, Kathryn</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.C.6. Suzanne Blanton RN053114; LP017009 (Mills)**

Gum recused himself to avoid the appearance of impropriety. Busby moved, Scott seconded, based upon the findings of fact and statute/rule violations identified in the investigative report, to offer a new Consent Agreement for 12 months stayed revocation/probation, including the attached stipulations. If not signed within 30 days, issue Notice of Charges. The motion carried with seven in favor and one abstained.

	<b>VOTE</b>	<u>Johnson, Patricia</u> Member	<u>Gutierrez, Lori</u> Member	<u>Gum, Gary</u> Member	<u>Scott, Kathy</u> Secretary	<u>Malloch, Kathy</u> President	<u>Link, Denise</u> Vice Pres	<u>Perry, Hunter</u> Member	<u>Berrigan, Terri</u> Member	<u>Busby, Kathryn</u> 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							

**V.C.7. Erica Finefrock RN149703 (Mills)**

Finefrock was present and addressed the Board. Busby moved, Perry seconded, based upon the findings of fact and statute/rule violations identified in the investigative report, to offer a Consent Agreement for 12 months stayed revocation/probation followed by 12 months probation with the attached stipulations, amended to allow block assignments of not less than 30-60 days duration, drug testing 2 times per month for the first 6 months and one time per month for months 7-18, with no drug testing the remaining 6 months if all previous tests are negative. If not signed within 30 days, based on the findings of fact and statute/rule violations identified in the investigative report, issue Notice of Charges. After discussion, Busby amended the stipulations to include: allow block assignments of 60-90 days duration only after successful completion of the first 12 months of the probation. Perry concurred. The motion carried unanimously.

	<b>VOTE</b>	<u>Johnson, Patricia</u> Member	<u>Gutierrez, Lori</u> Member	<u>Gum, Gary</u> Member	<u>Scott, Kathy</u> Secretary	<u>Malloch, Kathy</u> President	<u>Link, Denise</u> Vice Pres	<u>Perry, Hunter</u> Member	<u>Berrigan, Terri</u> Member	<u>Busby, Kathryn</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.C.8. Chris Johnston RN102748; CNA089715663 (Mills)**

Perry moved, Link seconded, and it was unanimously carried to table Agenda Item V.C.8., to allow time for respondent to arrive at the meeting.

Busby left the meeting at 9:00 a.m.

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

**V.D.1. Kennie A. Aldridge CNA1000001294 (Hurtado)**

Perry moved, Scott seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, to offer a Consent Agreement for a stayed revocation indefinite suspension pending completion of a Board approved CNA retraining program and passing the written and manual testing, followed by 12 months stayed revocation, to include the attached stipulations. If not signed within 30 days, issue Notice of Charges.

	VOTE	Johnson, Patricia Member	Gutierrez, Lori Member	Gum, Gary Member	Scott, Kathy Secretary	Malloch, Kathy President	Link, Denise Vice Pres	Perry, Hunter Member	Berrigan, Terri Member	Busby, Kathryn Member
YES	7	X		X	X	X	X	X	X	
NO	0									
ABSTAIN	0									
ABSENT	2		X							X

**V.D.2. Gail S. Murphy RN091109 (Hurtado)**

Hurtado addressed the Board and confirmed receipt of additional information. Murphy was present and available for questions. Link moved, Berrigan seconded, and it was unanimously carried to approve request to amend Consent Agreement and Order No. 0010113 entered into on September 19, 2002, to allow Murphy the ability to work any shift. After discussion, Link moved, Scott seconded, and it was unanimously carried to amend the Consent Agreement and Order No. 0010113 entered into on September 19, 2002, to allow Murphy to work float pool with one employer and one designated supervisor.

	VOTE	Johnson, Patricia Member	Gutierrez, Lori Member	Gum, Gary Member	Scott, Kathy Secretary	Malloch, Kathy President	Link, Denise Vice Pres	Perry, Hunter Member	Berrigan, Terri Member	Busby, Kathryn Member
YES	7	X		X	X	X	X	X	X	
NO	0									
ABSTAIN	0									
ABSENT	2		X							X

**V.D.3. Tomislav Simich RN118323 (Hurtado)**

Link moved, Johnson seconded, and it was unanimously carried to lift stayed revocation/suspension and terminate Consent Agreement and Order No. 0710131 entered into on March 9, 2009.

**V.D.4. Lisa D. Waller CNA1000011792 (Hurtado)**

Waller was present and available for questions. Link moved, Scott seconded, and it was unanimously carried to lift suspension and terminate Consent Agreement and Order No. 069088 entered into on February 26, 2007.

**V.E. Notice of Charges for RN/LP/CNA Noncompliance (Hurtado/Mills)**

1. Annette L. Acosta RN085264; LP019407
2. Marjorie F. Dickey RN070105
3. Peggy A. Dobbs LP030141
5. Linda L. Eschbach LP004241
6. Irene Garcia RN046710
7. Nancy C. Getsoff LP019860
8. Lynda J. Hagler RN084470
9. Martin S. Schoen RN127190; AP1907
10. Lynda Lu Hall RN000099346
11. Caroline Irvine-Jaman CNA999989969

- 12. **Mary P. Lee** **LP014448**
- 13. **Kathleen H. Lutz** **LP028219**
- 14. **Maxine O. Mills** **RN051372**

Link moved, Scott seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, issue Notice of Charges for the above listed.

**V.E.4. Lisa K. Doyle RN089295**

Hurtado addressed the Board and confirmed receipt of additional information. Scott moved, Berrigan seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, offer a Consent Agreement for a stayed revocation/indefinite suspension pending the successful completion of a refresher course and a relapse recovery evaluation, to be followed by 36 months stayed revocation/probation to include the attached stipulations. If not signed within 30 days, issue Notice of Charges.

	<b>VOTE</b>	<b>Johnson, Patricia</b> Member	<b>Gutierrez, Lori</b> Member	<b>Gum, Gary</b> Member	<b>Scott, Kathy</b> Secretary	<b>Malloch, Kathy</b> President	<b>Link, Denise</b> Vice Pres	<b>Perry, Hunter</b> Member	<b>Berrigan, Terri</b> Member	<b>Busby, Kathryn</b> Member
YES	7	X		X	X	X	X	X	X	
NO	0									
ABSTAIN	0									
ABSENT	2		X							X

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

**V.F.1. Julie Beaumont RN086492; LP028393 (Linck)**

Linck addressed the Board with additional information. Beaumont was present and addressed the Board. Johnson moved, Link seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, to offer a Consent Agreement for 24 months stayed revocation with the license suspended for the first 12 months and on stayed revocation/probation the second 12 months, followed by 24 months standard probation, including the attached stipulations. If not signed within 30 days, issue Notice of Charges based upon the information contained in the investigative report.

	<b>VOTE</b>	<b>Johnson, Patricia</b> Member	<b>Gutierrez, Lori</b> Member	<b>Gum, Gary</b> Member	<b>Scott, Kathy</b> Secretary	<b>Malloch, Kathy</b> President	<b>Link, Denise</b> Vice Pres	<b>Perry, Hunter</b> Member	<b>Berrigan, Terri</b> Member	<b>Busby, Kathryn</b> Member
YES	7	X		X	X	X	X	X	X	
NO	0									
ABSTAIN	0									
ABSENT	2		X							X

**V.F.2. Wendy Kathleen Stevenson RN066792; LP021938 (Linck)**

Link moved, Scott seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, to offer a Consent Agreement for 24 months stayed revocation with the license suspended for the first 12 months and on stayed revocation/probation the second 12 months, followed by 24 months standard probation, including the attached stipulations. If not signed within 30 days, issue Notice of Charges based upon the information contained in the investigative report.

	<b>VOTE</b>	<b>Johnson, Patricia</b> Member	<b>Gutierrez, Lori</b> Member	<b>Gum, Gary</b> Member	<b>Scott, Kathy</b> Secretary	<b>Malloch, Kathy</b> President	<b>Link, Denise</b> Vice Pres	<b>Perry, Hunter</b> Member	<b>Berrigan, Terri</b> Member	<b>Busby, Kathryn</b> Member
YES	7	X		X	X	X	X	X	X	
NO	0									
ABSTAIN	0									
ABSENT	2		X							X

**V.F.3. Barbara A. From RN14138 (Linck)**

Link addressed the Board with additional information. No action was taken.

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

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

**VII.A.8. Update on Personnel Changes – Bontrager/Smith/Randolph**

Smith reported to the Board that Linck would be retiring in April 2010. She also announced addition of new senior investigator staff members Linda Monas, Bonnie Richter, Debbie Richards and Tim Chafey. Ridenour introduced Winter Morris from the Auditor General’s office, who was observing the Board meeting and on site for a few months.

**VI.A.1. Gail Linn Athetis RN077817; SN0343; AP2891 (Bymers)  
(aka: Hardage)**

Perry moved, Scott seconded, and it was unanimously carried to issue a Letter of Concern for taking her spouses Ambien CR 12.5 mg on or about July 12, 2009, that resulted in her driving a vehicle, running a red light, creating a near collision with another vehicle and being charged with a DUI impaired to the slightest degree, and DUI – Drugs or Metabolites, which was later dismissed, in Scottsdale, Arizona.

Busby returned to the meeting at 9:24 a.m.

**VI.A.2. Cindy K. Clement RN094880 (Bymers)  
(aka: Powell)**

Johnson moved, Scott seconded, based upon the findings of fact and statute/rule violations identified in the investigative report, offer a Consent Agreement for 24 months probation, and include the attached stipulations. If not signed within 30 days, issue Notice of Charges. The motion carried with seven in favor and one abstained.

	<b>VOTE</b>	<b>Johnson, Patricia Member</b>	<b>Gutierrez, Lori Member</b>	<b>Gum, Gary Member</b>	<b>Scott, Kathy Secretary</b>	<b>Malloch, Kathy President</b>	<b>Link, Denise Vice Pres</b>	<b>Perry, Hunter Member</b>	<b>Berrigan, Terri Member</b>	<b>Busby, Kathryn Member</b>
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.A.3. John Mark Gummel RN145829 (Bymers)**

Bymers addressed the Board with additional information. An attempt was made to contact Gummell telephonically and a message was left indicating the Board would move ahead with the case. Busby moved, Link seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, to offer a Consent Agreement for a Decree of Censure. If not signed within 30 days, issue Notice of Charges.

	<b>VOTE</b>	<b>Johnson, Patricia Member</b>	<b>Gutierrez, Lori Member</b>	<b>Gum, Gary Member</b>	<b>Scott, Kathy Secretary</b>	<b>Malloch, Kathy President</b>	<b>Link, Denise Vice Pres</b>	<b>Perry, Hunter Member</b>	<b>Berrigan, Terri Member</b>	<b>Busby, Kathryn 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. Brian Thomas Jefferson RN127936; LP038220 (Bymers)**

Scott moved, Link seconded, and it was unanimously carried to issue a Letter of Concern for violating the Policy and Procedure of photographing patients without their consent while working at University Medical Center in Tucson, Arizona on or about May 18, 2009.

**VI.A.5. Michelle Lynn Johnson LP027641 (Bymers)**

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

**VI.A.6. Tanja Modlin RN000099318 (Bymers)**

Busby moved, Link seconded, and it was unanimously carried, for complaint #1, based upon the findings of fact and statute/rule violations identified in the investigative report, to offer a Consent Agreement for a Decree of Censure. If not signed within 30 days, issue Notice of Charges; and for complaint #2, dismiss.

	VOTE	Johnson, Patricia Member	Gutierrez, Lori Member	Gum, Gary Member	Scott, Kathy Secretary	Malloch, Kathy President	Link, Denise Vice Pres	Perry, Hunter Member	Berrigan, Terri Member	Busby, Kathryn Member
YES	8	X		X	X	X	X	X	X	X
NO	0									
ABSTAIN	0									
ABSENT	1		X							

**VI.A.8. Michelle Ericka McGee RN123587 (Bymers)**

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

	VOTE	Johnson, Patricia Member	Gutierrez, Lori Member	Gum, Gary Member	Scott, Kathy Secretary	Malloch, Kathy President	Link, Denise Vice Pres	Perry, Hunter Member	Berrigan, Terri Member	Busby, Kathryn Member
YES	8	X		X	X	X	X	X	X	X
NO	0									
ABSTAIN	0									
ABSENT	1		X							

**VI.A.9. Lisa Renee Rollins RN093062 (Bymers)**

Rollins was present telephonically and addressed the Board. Perry moved, Link seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, to offer a Consent Agreement for 18 months probation including the attached stipulations. If not signed within 30 days, issue Notice of Charges.

	VOTE	Johnson, Patricia Member	Gutierrez, Lori Member	Gum, Gary Member	Scott, Kathy Secretary	Malloch, Kathy President	Link, Denise Vice Pres	Perry, Hunter Member	Berrigan, Terri Member	Busby, Kathryn Member
YES	8	X		X	X	X	X	X	X	X
NO	0									
ABSTAIN	0									
ABSENT	1		X							

**IX. Dialogue with Nursing Students**

The Board members and staff dialogued with Grand Canyon University Nursing Students regarding Board functions, policies and procedures.

The meeting recessed at 9:36 a.m. and reconvened at 9:54 a.m.

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

**VI.F.6. Leasa Marie Michael RN156154 (B. Nelson)**  
**(aka: Brock; Groetken)**

Complainants Terry Blanchard, Roberta & Garen MacDonald were present and addressed the Board. Michael was present and addressed the Board. Johnson moved, Scott seconded, and after discussion it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, to offer a Consent Agreement for an indefinite suspension pending the completion of a comprehensive psychological evaluation to include an evaluation related to professional boundaries, ethics and potential substance abuse by a Board approved evaluator who is at minimum PhD prepared, including the attached stipulations. Upon successful completion of the terms of suspension, respondent may request a Board review and determination regarding return to nursing practice and which may include continued suspension and/or monitored probation. If not signed within 7 days, issue a Complaint and Notice of Hearing.

	<b>VOTE</b>	<u>Johnson, Patricia</u> Member	<u>Gutierrez, Lori</u> Member	<u>Gum, Gary</u> Member	<u>Scott, Kathy</u> Secretary	<u>Malloch, Kathy</u> President	<u>Link, Denise</u> Vice Pres	<u>Perry, Hunter</u> Member	<u>Berrigan, Terri</u> Member	<u>Busby, Kathryn</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							

**VI.H.4. Alyssa Romero CNA999992977 (Olson)**

Olson addressed the Board with additional information. Romero was present and addressed the Board. Busby moved, Scott seconded, based upon the findings of fact and statute/rule violations identified in the investigative report, to offer a Consent Agreement for a \$100 Civil Penalty. If not signed within 30 days and payment not received within 60 days, issue Notice of Charges. After discussion, the motion carried with seven in favor and one opposed.

	<b>VOTE</b>	<u>Johnson, Patricia</u> Member	<u>Gutierrez, Lori</u> Member	<u>Gum, Gary</u> Member	<u>Scott, Kathy</u> Secretary	<u>Malloch, Kathy</u> President	<u>Link, Denise</u> Vice Pres	<u>Perry, Hunter</u> Member	<u>Berrigan, Terri</u> Member	<u>Busby, Kathryn</u> 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							

**VI.H.13. Briana C. Solomon RN Exam (Olson)**

Solomon was present and addressed the Board. Johnson moved, Gum seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, upon meeting all requirements and signing a Consent Agreement for a \$250 Civil Penalty, grant licensure. If not signed within 30 days or payment not received within 60 days, deny licensure.

	<b>VOTE</b>	<u>Johnson, Patricia</u> Member	<u>Gutierrez, Lori</u> Member	<u>Gum, Gary</u> Member	<u>Scott, Kathy</u> Secretary	<u>Malloch, Kathy</u> President	<u>Link, Denise</u> Vice Pres	<u>Perry, Hunter</u> Member	<u>Berrigan, Terri</u> Member	<u>Busby, Kathryn</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							

**VI.J.2. Traci Lynn Albro LP Endorsement (Rappoport)**  
**(aka: Fair)**

Albro was present and addressed the Board. Scott moved, Gum seconded, and after discussion it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, and upon meeting all licensure requirements and signing a Consent Agreement for

18 months probation including the attached stipulations, grant license for Refresher Course only. If not signed within 30 days, deny licensure.

	<b>VOTE</b>	<b>Johnson, Patricia Member</b>	<b>Gutierrez, Lori Member</b>	<b>Gum, Gary Member</b>	<b>Scott, Kathy Secretary</b>	<b>Malloch, Kathy President</b>	<b>Link, Denise Vice Pres</b>	<b>Perry, Hunter Member</b>	<b>Berrigan, Terri Member</b>	<b>Busby, Kathryn 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.K.3. Judith (Judy) Brown LP045825 (Sage)**  
**(aka: Judy Harris)**

Brown was present and addressed the Board. Scott moved, Perry seconded, and it was unanimously carried to dismiss the complaint.

**VI.N.1. Gregg Alan Tidrick RN065483 (Chafey)**

Chafey addressed the Board with additional information. Busby moved, Link seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, to offer a Consent Agreement for 12 months probation including the attached stipulations. If not signed within 30 days, issue Notice of Charges.

	<b>VOTE</b>	<b>Johnson, Patricia Member</b>	<b>Gutierrez, Lori Member</b>	<b>Gum, Gary Member</b>	<b>Scott, Kathy Secretary</b>	<b>Malloch, Kathy President</b>	<b>Link, Denise Vice Pres</b>	<b>Perry, Hunter Member</b>	<b>Berrigan, Terri Member</b>	<b>Busby, Kathryn 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.N.2. Cora Leann Simpson RN152709 (Chafey)**

Busby moved, Link seconded, and it was unanimously carried to issue a Letter of Concern for the June 19, 2009, conviction of driving under the DUI, a misdemeanor in the Tempe Municipal Court in Tempe, Arizona.

**VI.E.5. Diana Lynn Hughes RN129634 (Midkiff)**

Midkiff addressed the Board with additional information. Perry moved, Scott seconded, and it was unanimously carried, based on the findings of fact and statute/rule violations identified in the investigative report, to issue Notice of Charges.

**VI.E.6. Diane Marie Lacroix RN04225 (Midkiff)**

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

**VI.E.7. Charlotte Adeline Best RN156195 (Midkiff)**

Midkiff addressed the Board with additional information. Busby moved, Link seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, to offer a Consent Agreement for an indefinite suspension, not to exceed 12 months, with terms and conditions, pending completion of a psychological evaluation by a Board approved PhD prepared evaluator with expertise in substance abuse, and the successful completion of treatment recommendations resulting from the evaluation and/or confirmation is received from either the evaluator or treatment providers that respondent is safe to practice nursing, and then return to the Board for further action. If not signed within 30 days, issue Notice of Charges.

	VOTE	Johnson, Patricia Member	Gutierrez, Lori Member	Gum, Gary Member	Scott, Kathy Secretary	Malloch, Kathy President	Link, Denise Vice Pres	Perry, Hunter Member	Berrigan, Terri Member	Busby, Kathryn Member
YES	8	X		X	X	X	X	X	X	X
NO	0									
ABSTAIN	0									
ABSENT	1		X							

**VI.D.2. Rebekah Castaneda CNA1000009387 (Lester)**  
**(aka: Bekah)**

Lester addressed the Board with additional information. Scott moved, Gum seconded, and it was unanimously carried to issue an Interim Order for a substance abuse evaluation, with a Board approved PhD prepared evaluator, to include any additional testing deemed necessary by the evaluator, to be scheduled and completed within 45 days and return to the Board. If the Interim Order is not completed, based upon the findings of fact and statute/rule violations identified in the investigative report, issue Notice of Charges and include the factual allegations and alleged violations for failure to comply with the Interim Order.

	VOTE	Johnson, Patricia Member	Gutierrez, Lori Member	Gum, Gary Member	Scott, Kathy Secretary	Malloch, Kathy President	Link, Denise Vice Pres	Perry, Hunter Member	Berrigan, Terri Member	Busby, Kathryn Member
YES	8	X		X	X	X	X	X	X	X
NO	0									
ABSTAIN	0									
ABSENT	1		X							

**VI.D.3. Laura Cooper CNA Exam (Lester)**  
**(aka: Brashear)**

Busby moved, Link seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, to offer a Consent Agreement for a \$100 Civil Penalty. If not signed within 30 days and payment not received within 60 days, issue Notice of Charges.

	VOTE	Johnson, Patricia Member	Gutierrez, Lori Member	Gum, Gary Member	Scott, Kathy Secretary	Malloch, Kathy President	Link, Denise Vice Pres	Perry, Hunter Member	Berrigan, Terri Member	Busby, Kathryn Member
YES	8	X		X	X	X	X	X	X	X
NO	0									
ABSTAIN	0									
ABSENT	1		X							

**VI.D.4. Lisa Gary CNA Exam (Lester)**  
**(aka: Flisk; Barnoski)**

Perry moved, Berrigan seconded, and it was unanimously carried to table Agenda Item VI.D.4. to allow case to be heard when respondent is present.

**VI.D.5. Kimberly Jolly CNA1000009387 (Lester)**

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

**VI.D.6. AnnMarie McMullin CNA100000734 (Lester)**

Lester addressed the Board with additional information and a technical correction to the investigative report. Link moved, Scott seconded, and it was unanimously carried, based on the findings of fact and statute/rule violations identified in the investigative report, to issue Notice of Charges.

**VI.D.7. Elena Pacheco CNA Exam (Lester)**

Busby moved, Berrigan seconded, based upon the findings of fact and statute/rule violations identified in the investigative report, upon meeting all requirements and signing a Consent Agreement for a \$100 Civil Penalty, to grant certification. If not signed within 30 days or payment not received within 60 days, deny certification. After discussion the motion carried with seven in favor and one opposed.

	VOTE	Johnson, Patricia Member	Gutierrez, Lori Member	Gum, Gary Member	Scott, Kathy Secretary	Malloch, Kathy President	Link, Denise Vice Pres	Perry, Hunter Member	Berrigan, Terri Member	Busby, Kathryn Member
YES	7	X			X	X	X	X	X	X
NO	2			X						
ABSTAIN	0									
ABSENT	1		X							

**VI.D.9. Courtney Suppo CNA Exam (Lester)**

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

	VOTE	Johnson, Patricia Member	Gutierrez, Lori Member	Gum, Gary Member	Scott, Kathy Secretary	Malloch, Kathy President	Link, Denise Vice Pres	Perry, Hunter Member	Berrigan, Terri Member	Busby, Kathryn Member
YES	8	X		X	X	X	X	X	X	X
NO	0									
ABSTAIN	0									
ABSENT	1		X							

**VI.D.10. Camalita Thomas CNA Exam (Lester)  
(aka: Clark)**

Link moved, Scott seconded, and it was unanimously carried, upon meeting all requirements, to grant certification and issue a Letter of Concern for the November 18, 1991, misdemeanor Trespass incident with a deferred sentence, and the April 9, 1999, conviction of two counts of misdemeanor Child Abandonment that was later dismissed after completion of probation, both in the Eleventh Judicial District Court in New Mexico.

**VI.D.11. Nicholas Tornquist CNA1000013226 (Lester)**

Link moved, Scott seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, to offer a Consent Agreement for a \$100 Civil Penalty. If not signed within 30 days, issue Notice of Charges.

	VOTE	Johnson, Patricia Member	Gutierrez, Lori Member	Gum, Gary Member	Scott, Kathy Secretary	Malloch, Kathy President	Link, Denise Vice Pres	Perry, Hunter Member	Berrigan, Terri Member	Busby, Kathryn Member
YES	8	X		X	X	X	X	X	X	X
NO	0									
ABSTAIN	0									
ABSENT	1		X							

**VI.H.2. Amber N. Day RN128149 (Olson)  
(aka: Flynn)**

Johnson moved, Scott seconded, and it was unanimously carried to issue an Interim Order for a psychological evaluation, to include a substance abuse evaluation, with a Board approved licensed psychologist, to include any additional testing deemed necessary by the evaluator, to be scheduled and completed within 45 days and return to the Board. If the Interim Order is not completed, based upon the findings of fact and statute/rule violations identified in the investigative report, issue Notice of Charges and include the factual allegations and alleged violations for failure to comply with the Interim Order.

	<b>VOTE</b>	<b>Johnson, Patricia Member</b>	<b>Gutierrez, Lori Member</b>	<b>Gum, Gary Member</b>	<b>Scott, Kathy Secretary</b>	<b>Malloch, Kathy President</b>	<b>Link, Denise Vice Pres</b>	<b>Perry, Hunter Member</b>	<b>Berrigan, Terri Member</b>	<b>Busby, Kathryn 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.H.3. Kelly Lynn Hall CNA Exam (Olson)**  
**(aka: Walker)**

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

	<b>VOTE</b>	<b>Johnson, Patricia Member</b>	<b>Gutierrez, Lori Member</b>	<b>Gum, Gary Member</b>	<b>Scott, Kathy Secretary</b>	<b>Malloch, Kathy President</b>	<b>Link, Denise Vice Pres</b>	<b>Perry, Hunter Member</b>	<b>Berrigan, Terri Member</b>	<b>Busby, Kathryn 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.H.5. Sherry Ann James CNA100006859 (Olson)**  
**(aka: Gishey)**

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

	<b>VOTE</b>	<b>Johnson, Patricia Member</b>	<b>Gutierrez, Lori Member</b>	<b>Gum, Gary Member</b>	<b>Scott, Kathy Secretary</b>	<b>Malloch, Kathy President</b>	<b>Link, Denise Vice Pres</b>	<b>Perry, Hunter Member</b>	<b>Berrigan, Terri Member</b>	<b>Busby, Kathryn 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.H.6. Heather Ann Singleton CNA Exam (Olson)**  
**(aka: Delzer)**

Perry moved, Link seconded, based upon the findings of fact and statute/rule violations identified in the investigative report, to deny certification. After discussion, Perry withdrew the motion. After further discussion, Johnson moved, Gum seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, to deny certification.

	<b>VOTE</b>	<b>Johnson, Patricia Member</b>	<b>Gutierrez, Lori Member</b>	<b>Gum, Gary Member</b>	<b>Scott, Kathy Secretary</b>	<b>Malloch, Kathy President</b>	<b>Link, Denise Vice Pres</b>	<b>Perry, Hunter Member</b>	<b>Berrigan, Terri Member</b>	<b>Busby, Kathryn 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.H.7. Wendy Ann Smith CNA Exam (Olson)**

Scott moved, Gum seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, upon meeting all requirements and signing a Consent Agreement for a \$50 Civil Penalty, to grant certification. If not signed within 30 days or payment not received within 60 days, deny certification.

	<b>VOTE</b>	<b>Johnson, Patricia Member</b>	<b>Gutierrez, Lori Member</b>	<b>Gum, Gary Member</b>	<b>Scott, Kathy Secretary</b>	<b>Malloch, Kathy President</b>	<b>Link, Denise Vice Pres</b>	<b>Perry, Hunter Member</b>	<b>Berrigan, Terri Member</b>	<b>Busby, Kathryn 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.H.10. Peter A. White RN090487; AP1114 (Olson)**

An attempt was made to contact White telephonically and a message was left indicating the Board would move ahead with the case. Busby moved, Perry seconded, based upon the findings of fact and statute/rule violations identified in the investigative report, to offer a Consent Agreement for a \$250 Civil Penalty. If not signed within 30 days and payment not received within 60 days, issue Notice of Charges. After discussion, the motion failed with five opposed and three in favor.

	<b>VOTE</b>	<b>Johnson, Patricia Member</b>	<b>Gutierrez, Lori Member</b>	<b>Gum, Gary Member</b>	<b>Scott, Kathy Secretary</b>	<b>Malloch, Kathy President</b>	<b>Link, Denise Vice Pres</b>	<b>Perry, Hunter Member</b>	<b>Berrigan, Terri Member</b>	<b>Busby, Kathryn Member</b>
YES	<b>3</b>	X				X		X		
NO	<b>5</b>			X	X		X		X	X
ABSTAIN	<b>0</b>									
ABSENT	<b>1</b>		X							

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

	<b>VOTE</b>	<b>Johnson, Patricia Member</b>	<b>Gutierrez, Lori Member</b>	<b>Gum, Gary Member</b>	<b>Scott, Kathy Secretary</b>	<b>Malloch, Kathy President</b>	<b>Link, Denise Vice Pres</b>	<b>Perry, Hunter Member</b>	<b>Berrigan, Terri Member</b>	<b>Busby, Kathryn 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.H.12. Elizabeth Lively RN126055 (Olson)**

Busby moved, Link seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, to offer a Consent Agreement for a \$250 Civil Penalty. If not signed within 30 days and payment not received within 60 days, issue Notice of Charges.

	<b>VOTE</b>	<b>Johnson, Patricia Member</b>	<b>Gutierrez, Lori Member</b>	<b>Gum, Gary Member</b>	<b>Scott, Kathy Secretary</b>	<b>Malloch, Kathy President</b>	<b>Link, Denise Vice Pres</b>	<b>Perry, Hunter Member</b>	<b>Berrigan, Terri Member</b>	<b>Busby, Kathryn 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.H.14. Allison Di Cola RN Exam (Olson)**

DiCola was present and available for questions. Perry moved, Berrigan seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, upon meeting all requirements and signing a Consent Agreement for 18 months probation including the attached stipulations, to grant licensure. If not signed within 30 days, deny licensure.

	<b>VOTE</b>	<b>Johnson, Patricia Member</b>	<b>Gutierrez, Lori Member</b>	<b>Gum, Gary Member</b>	<b>Scott, Kathy Secretary</b>	<b>Malloch, Kathy President</b>	<b>Link, Denise Vice Pres</b>	<b>Perry, Hunter Member</b>	<b>Berrigan, Terri Member</b>	<b>Busby, Kathryn 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.I.1. Cassandra Louise Standiford RN Endorsement (Parlin)**

Scott moved, Gum seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, upon meeting all requirements and signing a Consent Agreement for a \$250 Civil Penalty, to grant licensure. If not signed within 30 days or payment not received within 60 days, deny licensure.

	<b>VOTE</b>	<b>Johnson, Patricia Member</b>	<b>Gutierrez, Lori Member</b>	<b>Gum, Gary Member</b>	<b>Scott, Kathy Secretary</b>	<b>Malloch, Kathy President</b>	<b>Link, Denise Vice Pres</b>	<b>Perry, Hunter Member</b>	<b>Berrigan, Terri Member</b>	<b>Busby, Kathryn 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.I.2. Charles Edward Oakley LP Endorsement (Parlin)**

Link moved, Scott seconded, and it was unanimously carried, upon meeting all requirements, to grant licensure and issue a Letter of Concern for the March 1, 2009, arrest for DUI in Tucson, Arizona.

**VI.I.3. Charn Marie Payne CNA Exam (Parlin)**

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

	<b>VOTE</b>	<b>Johnson, Patricia Member</b>	<b>Gutierrez, Lori Member</b>	<b>Gum, Gary Member</b>	<b>Scott, Kathy Secretary</b>	<b>Malloch, Kathy President</b>	<b>Link, Denise Vice Pres</b>	<b>Perry, Hunter Member</b>	<b>Berrigan, Terri Member</b>	<b>Busby, Kathryn 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.I.5. Denise Renee Barreras CNA Exam (Parlin)**

Link moved, Busby seconded, and it was unanimously carried, upon meeting all requirements, to grant certification and issue a Letter of Concern for the February 21, 1995, felony drug convictions in Tucson, Arizona.

**VI.I.6. Dionne Leshell Henriquez CNA Endorsement (Parlin)**

Busby moved, Gum seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, upon meeting all requirements and signing a Consent Agreement for a \$50 Civil Penalty, to grant certification. If not signed within 30 days or payment not received within 60 days, deny certification.

	<b>VOTE</b>	<b>Johnson, Patricia Member</b>	<b>Gutierrez, Lori Member</b>	<b>Gum, Gary Member</b>	<b>Scott, Kathy Secretary</b>	<b>Malloch, Kathy President</b>	<b>Link, Denise Vice Pres</b>	<b>Perry, Hunter Member</b>	<b>Berrigan, Terri Member</b>	<b>Busby, Kathryn 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.I.7. Irene Peralta Siminski RN062451; LP020645 (Parlin)**

Perry moved, Busby seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, to offer a Consent Agreement for a \$250 Civil Penalty. If not signed within 30 days and payment not received within 60 days, issue Notice of Charges.

	VOTE	Johnson, Patricia Member	Gutierrez, Lori Member	Gum, Gary Member	Scott, Kathy Secretary	Malloch, Kathy President	Link, Denise Vice Pres	Perry, Hunter Member	Berrigan, Terri Member	Busby, Kathryn Member
YES	8	X		X	X	X	X	X	X	X
NO	0									
ABSTAIN	0									
ABSENT	1		X							

**VI.I.8. Jacquelyn Susanne Paret RN152917 (Parlin)**

Gum moved, Busby seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, to offer a Consent Agreement for a \$250 Civil Penalty. If not signed within 30 days and payment not received within 60 days, issue Notice of Charges.

	VOTE	Johnson, Patricia Member	Gutierrez, Lori Member	Gum, Gary Member	Scott, Kathy Secretary	Malloch, Kathy President	Link, Denise Vice Pres	Perry, Hunter Member	Berrigan, Terri Member	Busby, Kathryn Member
YES	8	X		X	X	X	X	X	X	X
NO	0									
ABSTAIN	0									
ABSENT	1		X							

**VI.I.9. Joshua Tyler Munger CNA Endorsement (Parlin)**

Busby moved, Berrigan seconded, and it was unanimously carried, upon meeting all requirements, to grant certification and issue a Letter of Concern for the October 9, 2008, misdemeanor DUI conviction in Scottsdale, Arizona.

**VI.I.10. Karen Watson LP036032 (Parlin)**

Link moved, Scott seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, to offer a Consent Agreement for a \$250 Civil Penalty. If not signed within 30 days and payment not received within 60 days, issue Notice of Charges.

	VOTE	Johnson, Patricia Member	Gutierrez, Lori Member	Gum, Gary Member	Scott, Kathy Secretary	Malloch, Kathy President	Link, Denise Vice Pres	Perry, Hunter Member	Berrigan, Terri Member	Busby, Kathryn Member
YES	8	X		X	X	X	X	X	X	X
NO	0									
ABSTAIN	0									
ABSENT	1		X							

**VI.I.11. Loyd Jamell Sinclair RN073666 (Parlin)**

Link moved, Busby seconded, and it was unanimously carried to issue a Letter of Concern for the October 28, 2009, misdemeanor DUI conviction in Casa Grande, Arizona.

**VI.I.14. Rachelle Marie Pickett RN133929 (Parlin)**

Perry moved, Busby seconded, and it was unanimously carried to issue a Letter of Concern for the misdemeanor DUI conviction on August 30, 2005, in Tempe, Arizona and for failing to report the DUI charge to the Board within ten days.

**VII.15. Sahr Sam CNA Endorsement (Parlin)**

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

	<b>VOTE</b>	<b>Johnson, Patricia</b> Member	<b>Gutierrez, Lori</b> Member	<b>Gum, Gary</b> Member	<b>Scott, Kathy</b> Secretary	<b>Malloch, Kathy</b> President	<b>Link, Denise</b> Vice Pres	<b>Perry, Hunter</b> Member	<b>Berrigan, Terri</b> Member	<b>Busby, Kathryn</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							

**VII.16. Sandra L. Golden CNA006842103 (Parlin)**

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

**VII.17. Tracie Irene Stratton RN137181 (Parlin)**

Johnson moved, Scott seconded, and it was unanimously carried to issue a Letter of Concern for the August 5, 2009, misdemeanor DUI conviction in Kingman, Arizona.

**VII.18. Tracy Lynn Torres CNA Exam (Parlin)**

Link moved, Busby seconded, and it was unanimously carried, upon meeting all requirements, to grant certification and issue a Letter of Concern for the 1997 arrest for shoplifting, and the 2002 and 2004, arrests for DUI in the state of California.

**VII.19. Zarifa Waajid Clark-Hentz LP Endorsement; TLP045862 (Parlin)**

Busby moved, Perry seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, upon meeting all requirements and signing a Consent Agreement for a \$250 Civil Penalty, grant licensure. If not signed within 30 days or payment not received within 60 days, deny licensure.

	<b>VOTE</b>	<b>Johnson, Patricia</b> Member	<b>Gutierrez, Lori</b> Member	<b>Gum, Gary</b> Member	<b>Scott, Kathy</b> Secretary	<b>Malloch, Kathy</b> President	<b>Link, Denise</b> Vice Pres	<b>Perry, Hunter</b> Member	<b>Berrigan, Terri</b> Member	<b>Busby, Kathryn</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							

**VII.20. Lisa Grace Gopalan CNA Exam (Parlin)**

Link moved, Scott seconded, and it was unanimously carried to allow applicant to withdraw her application for certification and any re-application for certification or licensure would initiate investigation.

**VI.C.1. Paul James Benton RN123187 (Hill)**

Scott moved, Berrigan seconded, and it was unanimously carried to issue a Letter of Concern for administering Benadryl against hospital policy and without a physician's order to patient P.B. on June 6, 2009, while employed at Flagstaff Medical Center in Flagstaff, Arizona.

**VI.C.4. Tanya Marie Emery RN103295; LP032735; CNA801239570 (Hill)**

Scott moved, Busby seconded, and it was unanimously carried, for complaint #1, to dismiss; and for complaint #2, issue a Letter of concern for inappropriately storing personal equipment on a patient M.L.'s property on April 29, 2009, while employed with Banner Home Health and Hospice, Mesa Arizona.

**VI.C.11. Ruth Wright LP039222 (Hill)**

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

	<b>VOTE</b>	<b>Johnson, Patricia</b> Member	<b>Gutierrez, Lori</b> Member	<b>Gum, Gary</b> Member	<b>Scott, Kathy</b> Secretary	<b>Malloch, Kathy</b> President	<b>Link, Denise</b> Vice Pres	<b>Perry, Hunter</b> Member	<b>Berrigan, Terri</b> Member	<b>Busby, Kathryn</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							

Perry left the meeting at 11:15 a.m.

**VI.F.1. Sandra Jean Castro CNA100009776 (B. Nelson)**

Link moved, Berrigan seconded, to issue an Interim Order for a substance abuse evaluation with a Board approved PhD prepared evaluator with expertise in professional boundaries, to include any additional testing deemed necessary by the evaluator, to be scheduled and completed within 45 days and return to the Board. If the Interim Order is not completed, based upon the findings of fact and statute/rule violations identified in the investigative report, issue Notice of Charges and include the factual allegations and alleged violations for failure to comply with the Interim Order. After discussion, the motion carried with six in favor and one opposed.

	<b>VOTE</b>	<b>Johnson, Patricia</b> Member	<b>Gutierrez, Lori</b> Member	<b>Gum, Gary</b> Member	<b>Scott, Kathy</b> Secretary	<b>Malloch, Kathy</b> President	<b>Link, Denise</b> Vice Pres	<b>Perry, Hunter</b> Member	<b>Berrigan, Terri</b> Member	<b>Busby, Kathryn</b> Member
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.F.2. Paul Nordstrom CNA999947598 (B. Nelson)**

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

	<b>VOTE</b>	<b>Johnson, Patricia</b> Member	<b>Gutierrez, Lori</b> Member	<b>Gum, Gary</b> Member	<b>Scott, Kathy</b> Secretary	<b>Malloch, Kathy</b> President	<b>Link, Denise</b> Vice Pres	<b>Perry, Hunter</b> Member	<b>Berrigan, Terri</b> Member	<b>Busby, Kathryn</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.F.3. Bette J. Trubl CNA567259840 (B. Nelson)**

Busby moved, Link seconded, and it was unanimously carried to issue a Letter of Concern for testing positive for marijuana on a pre-employment drug screen at St. Joseph's Hospital on or about May 26, 2008, and for failing to complete and return the Board's investigative questionnaire.

Perry returned to the meeting at 11:21 a.m.

**VI.K.1. Jacqueline Baldwin CNA100006340 (Sage)**

Sage addressed the Board with additional information. Busby moved, Link seconded, and it was unanimously carried to issue a Letter of Concern for complaints of failure to use a gait belt and for not notifying a nurse before transferring a resident, on or about September 25, 2009, while employed as a Traveling CNA at Life Care Center of Paradise Valley in Arizona.

**VI.K.2. Claudia Jimenez-Herrera CNA1000018508 (Sage)**

Busby moved, Berrigan seconded, to issue a Letter of Concern for assisting with the transfer of a fallen resident on September 25, 2009, before notifying a nurse to assess the resident, and without a gait belt, while employed as a CNA at Life Care Center of Paradise Valley in Arizona. After discussion, Busby withdrew the motion. Busby moved, Scott seconded, and it was unanimously carried to dismiss the complaint.

**VI.K.4. Aileen M. Parisi CNA375213514 (Sage)**

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

	VOTE	Johnson, Patricia Member	Gutierrez, Lori Member	Gum, Gary Member	Scott, Kathy Secretary	Malloch, Kathy President	Link, Denise Vice Pres	Perry, Hunter Member	Berrigan, Terri Member	Busby, Kathryn Member
YES	8	X		X	X	X	X	X	X	X
NO	0									
ABSTAIN	0									
ABSENT	1		X							

**VI.K.5. Chrystall Duncan CNA1000002000 (Sage)**

Scott moved, Gum seconded, and after discussion, it was unanimously carried to issue a Letter of Concern for failure to satisfactorily perform job duties and responsibilities while employed as a CNA at Posada Del Sol, in Tucson, Arizona, and for failing to report resident abuse in a timely manner, and failing to respond to a resident’s calling out in a timely manner, resulting in resident injury, while employed as a CNA at Santa Rosa Care Center on November 13, 2009.

**VI.K.8. Cheryl A. Dazen CNA1999916008 (Sage)  
(aka: Spevacek)**

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

	VOTE	Johnson, Patricia Member	Gutierrez, Lori Member	Gum, Gary Member	Scott, Kathy Secretary	Malloch, Kathy President	Link, Denise Vice Pres	Perry, Hunter Member	Berrigan, Terri Member	Busby, Kathryn Member
YES	8	X		X	X	X	X	X	X	X
NO	0									
ABSTAIN	0									
ABSENT	1		X							

**VI.K.9. Marcia Patricia Cruz Diogo CNA1000003595 (Sage)**

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

**VI.K.10. Jon E. Engel CNA552005863 (Sage)**

Scott moved, Gum seconded, and it was unanimously carried to issue an Interim Order for a substance abuse evaluation to be completed by a Board approved PhD prepared evaluator, and to include any additional testing deemed necessary by the evaluator, to be completed within 45 days and then return to Board. If the Interim Order is not completed, based upon the findings of fact and statute/rule violations identified in the investigative report, issue Notice of Charges and include the factual allegations and alleged violations for failure to comply with the Interim Order.

	<b>VOTE</b>	<b>Johnson, Patricia</b> Member	<b>Gutierrez, Lori</b> Member	<b>Gum, Gary</b> Member	<b>Scott, Kathy</b> Secretary	<b>Malloch, Kathy</b> President	<b>Link, Denise</b> Vice Pres	<b>Perry, Hunter</b> Member	<b>Berrigan, Terri</b> Member	<b>Busby, Kathryn</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.K.11. Maria Gutierrez CNA1000011519 (Sage)**

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

	<b>VOTE</b>	<b>Johnson, Patricia</b> Member	<b>Gutierrez, Lori</b> Member	<b>Gum, Gary</b> Member	<b>Scott, Kathy</b> Secretary	<b>Malloch, Kathy</b> President	<b>Link, Denise</b> Vice Pres	<b>Perry, Hunter</b> Member	<b>Berrigan, Terri</b> Member	<b>Busby, Kathryn</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.K.12. Mary L. Hamm CNA181877500 (Sage)**

Busby moved, Berrigan seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, to offer a Consent Agreement for 12 months stayed revocation including the attached stipulations, and a \$50 Civil Penalty. If not signed within 30 days, issue Notice of Charges.

	<b>VOTE</b>	<b>Johnson, Patricia</b> Member	<b>Gutierrez, Lori</b> Member	<b>Gum, Gary</b> Member	<b>Scott, Kathy</b> Secretary	<b>Malloch, Kathy</b> President	<b>Link, Denise</b> Vice Pres	<b>Perry, Hunter</b> Member	<b>Berrigan, Terri</b> Member	<b>Busby, Kathryn</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.K.13. Ginnie Johnson CNA100008333 (Sage)**

Link moved, Scott seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, to offer a Consent Agreement for a \$50 Civil Penalty. If not signed within 30 days and payment not received within 60 days, issue Notice of Charges.

	<b>VOTE</b>	<b>Johnson, Patricia</b> Member	<b>Gutierrez, Lori</b> Member	<b>Gum, Gary</b> Member	<b>Scott, Kathy</b> Secretary	<b>Malloch, Kathy</b> President	<b>Link, Denise</b> Vice Pres	<b>Perry, Hunter</b> Member	<b>Berrigan, Terri</b> Member	<b>Busby, Kathryn</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.K.14. Olga M. Johnston CNA543431803 (Sage)**

Busby moved, Link seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, to offer a Consent Agreement for a \$50 Civil Penalty. If not signed within 30 days and payment not received within 60 days, issue Notice of Charges.

	VOTE	Johnson, Patricia Member	Gutierrez, Lori Member	Gum, Gary Member	Scott, Kathy Secretary	Malloch, Kathy President	Link, Denise Vice Pres	Perry, Hunter Member	Berrigan, Terri Member	Busby, Kathryn Member
YES	8	X		X	X	X	X	X	X	X
NO	0									
ABSTAIN	0									
ABSENT	1		X							

**VI.K.15. Marjorie E. Jones CNA807611343 (Sage)**

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

	VOTE	Johnson, Patricia Member	Gutierrez, Lori Member	Gum, Gary Member	Scott, Kathy Secretary	Malloch, Kathy President	Link, Denise Vice Pres	Perry, Hunter Member	Berrigan, Terri Member	Busby, Kathryn Member
YES	8	X		X	X	X	X	X	X	X
NO	0									
ABSTAIN	0									
ABSENT	1		X							

**VI.K.16. Anwara Jahan Kirkland CNA999997207 (Sage)**

Busby moved, Berrigan seconded, and it was unanimously carried to issue a Letter of Concern for testing positive for marijuana in January 2010, while enrolling in Mesa Boswell Nursing School in Mesa, Arizona.

**VI.K.17. Joyce Wambui Muraya CNA1000013605 (Sage)**

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

	VOTE	Johnson, Patricia Member	Gutierrez, Lori Member	Gum, Gary Member	Scott, Kathy Secretary	Malloch, Kathy President	Link, Denise Vice Pres	Perry, Hunter Member	Berrigan, Terri Member	Busby, Kathryn Member
YES	8	X		X	X	X	X	X	X	X
NO	0									
ABSTAIN	0									
ABSENT	1		X							

**VI.K.18. Kristine Muro CNA999993192 (Sage)  
(aka: Kristine Michelle Fry; Charmaine Michelle Landis)**

Link moved, Scott seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, to offer a Consent Agreement for 12 months stayed revocation with stipulations, to include a \$50 Civil Penalty. If not signed within 30 days, issue Notice of Charges.

	VOTE	Johnson, Patricia Member	Gutierrez, Lori Member	Gum, Gary Member	Scott, Kathy Secretary	Malloch, Kathy President	Link, Denise Vice Pres	Perry, Hunter Member	Berrigan, Terri Member	Busby, Kathryn Member
YES	8	X		X	X	X	X	X	X	X
NO	0									
ABSTAIN	0									
ABSENT	1		X							

**VI.K.19. Milagros Montoya CNA999991741 (Sage)**

Busby moved, Scott seconded, and it was unanimously carried to issue a Letter of Concern for attempting to light a resident’s cigarette whose oxygen was on, December 30, 2008, and for failing to report resident abuse in a timely manner in November of 2009, while employed as a CNA at Meadow Park Care Center in Prescott, Arizona.

**VI.K.20. Jennifer Jauregui CNA999992476 (Sage)  
(aka: Fishpaw)**

Link moved, Scott seconded, to issue a Letter of Concern for failing to report alleged allegations of abuse in a timely manner in November, 2009, while employed as a CNA at Meadow Park Care Center in Prescott, Arizona. After discussion, Link withdrew the motion. Busby moved, Perry seconded, and it was unanimously carried to dismiss the complaint.

**VI.K.21. Taunya Hatchell CNA1999914257 (Sage)  
(aka: Taunya Steed; Taunya R. Steed)**

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

**VI.K.22. Goldie Janette Pizel RN133251 (Sage)  
(aka: Rearrick)**

Johnson moved, Busby seconded, and it was unanimously carried to issue a Letter of Concern for making rude and inappropriate remarks to co-workers and residents while employed as an RN in 2006 at Rosewood Ranch in Wickenburg, Arizona, and for failing to report an allegation of abuse in a timely manner in November of 2009 while employed as an RN at Meadow Park Care Center in Prescott, Arizona.

**VI.K.23. Alexa Diller CNA1000016201 (Sage)**

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

**VI.K.25. Ron L. Manoogian CNA716273759 (Sage)**

Busby moved, Berrigan seconded, and it was unanimously carried to issue an Interim Order for a substance abuse evaluation to be completed by a Board approved PhD prepared evaluator with expertise in professional boundary violations and to include any additional testing deemed necessary by the evaluator, to be completed within 45 days and then return to the Board. If the Interim Order is not completed, based upon the findings of fact and statute/rule violations identified in the investigative report, issue Notice of Charges and include the factual allegations and alleged violations for failure to comply with the Interim Order.

	<b>VOTE</b>	<u>Johnson,</u> Patricia Member	<u>Gutierrez,</u> Lori Member	<u>Gum,</u> Gary Member	<u>Scott,</u> Kathy Secretary	<u>Malloch,</u> Kathy President	<u>Link,</u> Denise Vice Pres	<u>Perry,</u> Hunter Member	<u>Berrigan,</u> Terri Member	<u>Busby,</u> Kathryn 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.K.27. Ramona Grace Robbins CNA1000009846 (Sage)  
(aka: Honahni)**

Link moved, Johnson seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, to offer a Consent Agreement for 12 months stayed revocation with the attached stipulations, to include a \$50 Civil Penalty. If not signed within 30 days, issue Notice of Charges.

	<b>VOTE</b>	<b>Johnson, Patricia Member</b>	<b>Gutierrez, Lori Member</b>	<b>Gum, Gary Member</b>	<b>Scott, Kathy Secretary</b>	<b>Malloch, Kathy President</b>	<b>Link, Denise Vice Pres</b>	<b>Perry, Hunter Member</b>	<b>Berrigan, Terri Member</b>	<b>Busby, Kathryn 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.K.28. Dessi Tameny CNA1000013684 (Sage)**

Johnson moved, Berrigan seconded, and it was unanimously carried to issue a Letter of Concern for being perceived to be rough in resident care, and using inappropriate language within hearing distance of staff and residents on or about October 16, 2009, while employed as a CNA at Kachina Point, Sedona, Arizona, resulting in termination of employment.

**VI.K.29. Judith Thompson LP019850 (Sage)**

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

**VI.K.30. Athena Herrera CNA999990638 (Sage)**

Johnson moved, Berrigan seconded, and it was unanimously carried to issue a Letter of Concern for receiving four warnings involving resident care between August 2002 and February 2004, and for administering medication handed her by an LPN, on or about November 12, 2009, thereby performing beyond her scope while employed as a CNA at Grace Healthcare, in Phoenix, Arizona, resulting in termination of her employment.

**VI.K.31. Celeste Wooten CNA999950504 (Sage)**

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

	<b>VOTE</b>	<b>Johnson, Patricia Member</b>	<b>Gutierrez, Lori Member</b>	<b>Gum, Gary Member</b>	<b>Scott, Kathy Secretary</b>	<b>Malloch, Kathy President</b>	<b>Link, Denise Vice Pres</b>	<b>Perry, Hunter Member</b>	<b>Berrigan, Terri Member</b>	<b>Busby, Kathryn 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.K.32. Robert Dickinson CNA1000014044 (Sage)**

Link moved, Scott seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report and the evaluation from Dr. Philip Barry, to offer a Consent Agreement for 12 months stayed revocation with terms to include a course in sensitivity training and workplace harassment. If not signed within 30 days, issue Notice of Charges.

	<b>VOTE</b>	<b>Johnson, Patricia Member</b>	<b>Gutierrez, Lori Member</b>	<b>Gum, Gary Member</b>	<b>Scott, Kathy Secretary</b>	<b>Malloch, Kathy President</b>	<b>Link, Denise Vice Pres</b>	<b>Perry, Hunter Member</b>	<b>Berrigan, Terri Member</b>	<b>Busby, Kathryn 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							

Link left the meeting at 11:45 a.m.

**IX. Dialogue with Nursing Students**

The Board members and staff dialogued with Grand Canyon University, Glendale Community College, and Mesa Community College Nursing Students regarding Board functions, policies and procedures.

The meeting recessed at 11:56 a.m. and reconvened at 1:02 p.m. Link returned to the meeting at 1:02 p.m.

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

**II.A. Cynthia Estrada CNA Exam Hargraves**

The proceeding began at 1:05 p.m., with the following Board members present: Malloch, Link, Scott, Johnson, Gum, Perry, Berrigan and Busby.

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

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

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

Hargraves addressed the Board.

Johnson moved, Scott seconded, and it was unanimously carried to accept as Findings of Fact the allegations contained in Paragraphs 1 through 5, and Conclusions of Law the alleged violations in Paragraphs 1 through 4.

Johnson moved, Scott 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 Estrada’s application for nursing assistant certification be upheld and affirmed.

	<b>VOTE</b>	<b>Johnson, Patricia Member</b>	<b>Gutierrez, Lori Member</b>	<b>Gum, Gary Member</b>	<b>Scott, Kathy Secretary</b>	<b>Malloch, Kathy President</b>	<b>Link, Denise Vice Pres</b>	<b>Perry, Hunter Member</b>	<b>Berrigan, Terri Member</b>	<b>Busby, Kathryn 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.D. Motion to Deem Allegations Admitted for Failure to Respond to Notice of Charges & Recommended Discipline**

**II.D.42. Joyce Lynn Riggs RN151589 Hargraves**

The Board was represented by Christopher Munns, Assistant Attorney General, Division of Solicitor General. Attorneys Seth Hargraves, Assistant Attorney General, represented the State.

Hargraves addressed the Board.

Riggs was present telephonically and addressed the Board.

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

Johnson moved, Scott 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.

Johnson moved, Scott seconded, to issue an Order of suspension pending completion of terms of the state of Kansas probation and return to this Board for reinstatement of license. After discussion the motion carried with seven in favor and one opposed.

	<b>VOTE</b>	<b>Johnson, Patricia Member</b>	<b>Gutierrez, Lori Member</b>	<b>Gum, Gary Member</b>	<b>Scott, Kathy Secretary</b>	<b>Malloch, Kathy President</b>	<b>Link, Denise Vice Pres</b>	<b>Perry, Hunter Member</b>	<b>Berrigan, Terri Member</b>	<b>Busby, Kathryn 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.B. Motion to Deem Allegations Admitted for Failure to Respond to Complaint and Notice of Hearing & Recommended Discipline**

**II.B.1. Colleen Booth LP036438 Zimmerman**

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

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

Zimmerman addressed the Board.

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

Johnson moved, Gum 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.

Link moved, Scott seconded, and it was unanimously carried to issue an Order for 36 months probation to include the attached terms.

	<b>VOTE</b>	<b>Johnson, Patricia Member</b>	<b>Gutierrez, Lori Member</b>	<b>Gum, Gary Member</b>	<b>Scott, Kathy Secretary</b>	<b>Malloch, Kathy President</b>	<b>Link, Denise Vice Pres</b>	<b>Perry, Hunter Member</b>	<b>Berrigan, Terri Member</b>	<b>Busby, Kathryn 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.B.2. Riccy V. Funez CNA701889441 Zimmerman**

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

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

Zimmerman addressed the Board.

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

Perry moved, Gum 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.

Perry moved, Gum seconded, and it was unanimously carried to accept the State's recommended discipline for revocation.

	VOTE	Johnson, Patricia Member	Gutierrez, Lori Member	Gum, Gary Member	Scott, Kathy Secretary	Malloch, Kathy President	Link, Denise Vice Pres	Perry, Hunter Member	Berrigan, Terri Member	Busby, Kathryn Member
YES	8	X		X	X	X	X	X	X	X
NO	0									
ABSTAIN	0									
ABSENT	1		X							

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

AGENA	Respondent Name	Lic/Cert #	Board Resolution	Legal Staff
II.D.1.	Dristian Konrad Anderson	RN082958	Revocation	Zimmerman
II.D.3.	Tammy Lynn Cantrell	CNA1000007956	Revocation	Zimmerman
II.D.4.	Jennifer Robyn Carter	RN120243	Revocation	Zimmerman
II.D.5.	Arturo R. Castillo	CNA999951391	Revocation	Zimmerman
II.D.6.	Veronica Cooper	CNA999993477	Revocation	Zimmerman
II.D.8.	Jennifer Ann McCollum	RN133341	Revocation	Zimmerman
II.D.9.	Gina Scroggins	CNA999950112	Revocation	Zimmerman
II.D.10.	Vina Yvonne Wright	CNA1000019373	Revocation	Zimmerman
II.D.11.	Leona A. Baldwin	CNA175142803	Revocation	Zack
II.D.12.	Thomas A. Baxter	RN071722	Revocation	Zack
II.D.13.	Linda Kay Bigler	CNA233089103	Revocation	Zack
II.D.14.	Sara Ward Bryant-Deconcini	RN053547	Revocation	Zack
II.D.17.	Carey Gene Howard	CNA1000016118	Revocation	Zack
II.D.18.	Judith Ann Lage	RN129454	Revocation	Zack
II.D.19.	Elizabeth A. MacDonald	CNA1000003581	Revocation	Zack
II.D.20.	Samantha Vivian Monson	LP038946; CNA999987997	Revocation	Zack
II.D.21.	Roddrick Moody	CNA1000001233	Revocation	Zack
II.D.22.	Debbie Nunes	LP031808	Revocation	Zack
II.D.23.	Stephanie Auburn Pierce	CNA1000010472	Revocation	Zack
II.D.24.	Sarah R. Rebecca Robinson	LP043702	Revocation	Zack
II.D.25.	Arnold D. Shannon	CNA790158819	Revocation	Zack
II.D.27.	Brienna Lynn Balmer	RN141825	Revocation	Hargraves
II.D.28.	Dionte Lakisha Bates	CNA99990896	Revocation	Hargraves
II.D.29.	Marla N. Bluestein	RN000099181	Revocation	Hargraves
II.D.30.	Roxanne K. Bradley	CNA999991976	Decree of Censure	Hargraves
II.D.31.	Karen Reid Cooper	RN040746	Revocation	Hargraves
II.D.32.	Melissa Guzman	CNA999991988	Revocation	Hargraves
II.D.33.	Patricia Nledo Ibeabuchi	RN102251	Revocation	Hargraves
II.D.34.	Verlyn R. Ingram	CNA837249266	Revocation	Hargraves
II.D.35.	Phyllis Ayden Inman	RN126093	Revocation	Hargraves

<b>II.D.36.</b>	<b>Markish Antonette July</b>	<b>CNA1000001559</b>	<b>Revocation</b>	<b>Hargraves</b>
<b>II.D.38.</b>	<b>Katrina Kearns</b>	<b>CNA999947666</b>	<b>Revocation</b>	<b>Hargraves</b>
<b>II.D.39.</b>	<b>Brandi Donnelle Maples</b>	<b>CNA1000002219</b>	<b>Revocation</b>	<b>Hargraves</b>
<b>II.D.40.</b>	<b>Jason Kent McGraw</b>	<b>RN156778</b>	<b>Revocation</b>	<b>Hargraves</b>
<b>II.D.41.</b>	<b>Katherine Arnett Myers</b>	<b>CNA1000012510</b>	<b>Revocation</b>	<b>Hargraves</b>
<b>II.D.43.</b>	<b>Randall W. Riggs</b>	<b>LP036326</b>	<b>Revocation</b>	<b>Hargraves</b>

The Board was represented by Christopher Munns, Assistant Attorney General, Division of Solicitor General. Kim Zack, Nina Zimmerman and Seth Hargraves, Assistant Attorney General's, represented the State.

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

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

Perry moved, Gum 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.

Perry moved, Berrigan seconded, and it was unanimously carried to accept the State's recommended discipline for Agenda Items II.D.1, 3-6, 7-14, 17-25, 27-36, 38-41, and 43.

	<b>VOTE</b>	<b>Johnson, Patricia Member</b>	<b>Gutierrez, Lori Member</b>	<b>Gum, Gary Member</b>	<b>Scott, Kathy Secretary</b>	<b>Malloch, Kathy President</b>	<b>Link, Denise Vice Pres</b>	<b>Perry, Hunter Member</b>	<b>Berrigan, Terri Member</b>	<b>Busby, Kathryn 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.D. Motion to Deem Allegations Admitted for Failure to Respond to Notice of Charges & Recommended Discipline**

**II.D.7. Redessa Pauline Jordan LP022843 Zimmerman**

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

Jordan was present and addressed the Board.

Zimmerman addressed the Board.

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

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

Berrigan moved, Scott seconded, to accept the State's recommended discipline for revocation. The motion carried with seven in favor and one opposed.

	<b>VOTE</b>	<b>Johnson, Patricia Member</b>	<b>Gutierrez, Lori Member</b>	<b>Gum, Gary Member</b>	<b>Scott, Kathy Secretary</b>	<b>Malloch, Kathy President</b>	<b>Link, Denise Vice Pres</b>	<b>Perry, Hunter Member</b>	<b>Berrigan, Terri Member</b>	<b>Busby, Kathryn 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.D. Motion to Deem Allegations Admitted for Failure to Respond to Notice of Charges & Recommended Discipline**

**III.D.16. Lisa Kay Garrett RN093124 Zack**

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

Garrett was present telephonically and addressed the Board.

Zack addressed the Board.

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

Gum moved, Perry 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.

Perry moved, Gum seconded, and it was unanimously carried to accept the State's recommended discipline for revocation.

	<b>VOTE</b>	<b>Johnson, Patricia Member</b>	<b>Gutierrez, Lori Member</b>	<b>Gum, Gary Member</b>	<b>Scott, Kathy Secretary</b>	<b>Malloch, Kathy President</b>	<b>Link, Denise Vice Pres</b>	<b>Perry, Hunter Member</b>	<b>Berrigan, Terri Member</b>	<b>Busby, Kathryn 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.D. Motion to Deem Allegations Admitted for Failure to Respond to Notice of Charges & Recommended Discipline**

**II.D.26. Katherine Spirk LP033501 Zack**

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

Zack addressed the Board.

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

Gum moved, Scott seconded, and it was unanimously carried to grant the State's Motion to Deem Allegations Admitted.

Gum moved, Scott 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.

Scott moved, Busby seconded, and it was unanimously carried to accept the State's recommended discipline for revocation.

	<b>VOTE</b>	<b>Johnson, Patricia Member</b>	<b>Gutierrez, Lori Member</b>	<b>Gum, Gary Member</b>	<b>Scott, Kathy Secretary</b>	<b>Malloch, Kathy President</b>	<b>Link, Denise Vice Pres</b>	<b>Perry, Hunter Member</b>	<b>Berrigan, Terri Member</b>	<b>Busby, Kathryn 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.D. Motion to Deem Allegations Admitted for Failure to Respond to Notice of Charges & Recommended Discipline**

**II.D.37. Belinda Darlene Kastigar RN112850 Hargraves**

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

Hargraves addressed the Board.

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

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

Perry moved, Gum 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.

Busby moved, Link seconded, and it was unanimously carried to accept the State's recommended discipline for revocation.

	<b>VOTE</b>	<b>Johnson, Patricia Member</b>	<b>Gutierrez, Lori Member</b>	<b>Gum, Gary Member</b>	<b>Scott, Kathy Secretary</b>	<b>Malloch, Kathy President</b>	<b>Link, Denise Vice Pres</b>	<b>Perry, Hunter Member</b>	<b>Berrigan, Terri Member</b>	<b>Busby, Kathryn 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.D. Motion to Deem Allegations Admitted for Failure to Respond to Notice of Charges & Recommended Discipline**

**II.D.44. Shaula Dawn Vigil LP044556 Hargraves**

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

Vigil was present and addressed the Board.

Hargraves addressed the Board.

Link moved, Gum seconded, and it was unanimously carried to grant the State's Motion to Deem Allegations Admitted.

Link moved, Gum 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.

Link moved, Scott seconded, and it was unanimously carried to accept the State's recommended discipline for revocation.

	<b>VOTE</b>	<b>Johnson, Patricia Member</b>	<b>Gutierrez, Lori Member</b>	<b>Gum, Gary Member</b>	<b>Scott, Kathy Secretary</b>	<b>Malloch, Kathy President</b>	<b>Link, Denise Vice Pres</b>	<b>Perry, Hunter Member</b>	<b>Berrigan, Terri Member</b>	<b>Busby, Kathryn 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.D. Motion to Deem Allegations Admitted for Failure to Respond to Notice of Charges & Recommended Discipline**

**II.D.2. Vernon Andrews, Jr. LP022843 Zimmerman**

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

Andrews was present telephonically and addressed the Board.

Zimmerman addressed the Board.

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

Perry moved, Gum 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.

Gum moved, Perry seconded, and it was unanimously carried to accept the State's recommended discipline for revocation.

	<b>VOTE</b>	<b>Johnson, Patricia Member</b>	<b>Gutierrez, Lori Member</b>	<b>Gum, Gary Member</b>	<b>Scott, Kathy Secretary</b>	<b>Malloch, Kathy President</b>	<b>Link, Denise Vice Pres</b>	<b>Perry, Hunter Member</b>	<b>Berrigan, Terri Member</b>	<b>Busby, Kathryn 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. RN/LPN/CNA Investigative Reports**

**VI.M.5 Francine Osborn RN084753 (Torrez)**

Torrez addressed the Board with additional information. Attorney Kelly McDonald was present and addressed the Board. Osborn and Camille Teague were present and available for questions. Busby moved, Johnson seconded, and it was unanimously carried to issue a Letter of Concern for testing positive for marijuana on November 2, 2009, on a pre-employment urine drug screen at Scottsdale Healthcare in Scottsdale, Arizona.

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

**II.E.1. S. Renee Porter RN Reissuance Hargraves**

The proceeding began at 2:45 p.m., with the following Board members present: Malloch, Link, Scott, Johnson, Gum, Perry, Berrigan and Busby.

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

Porter was present and addressed the Board. .

Hargraves addressed the Board.

Busby moved, Scott seconded, and it was unanimously carried to deny request for rehearing.

**II.E.2. Dawn Marie Reeves LP042368 Zimmerman**

The proceeding began at 2:49 p.m., with the following Board members present: Malloch, Link, Scott, Johnson, Gum, Perry, Berrigan and Busby.

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

Reeves was present and addressed the Board.

Zimmerman addressed the Board.

Busby moved, Scott seconded, and it was unanimously carried to deny request for rehearing.

Busby left the meeting at 2:57 p.m.

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

**II.F.1. Laura Geraldine Foley LP036769 Zack/Barber**

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

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

Barber addressed the Board.

Johnson moved, Link seconded, and it was unanimously carried to rescind prior Board decision of November 14, 2007, to offer a Consent Agreement for 24 months probation with terms and conditions, and accept the signed Consent Agreement for a Decree of Censure as settlement in this case.

	<b>VOTE</b>	<u>Johnson,</u> <u>Patricia</u> Member	<u>Gutierrez,</u> <u>Lori</u> Member	<u>Gum,</u> <u>Gary</u> Member	<u>Scott,</u> <u>Kathy</u> Secretary	<u>Malloch,</u> <u>Kathy</u> President	<u>Link,</u> <u>Denise</u> Vice Pres	<u>Perry,</u> <u>Hunter</u> Member	<u>Berrigan,</u> <u>Terri</u> Member	<u>Busby,</u> <u>Kathryn</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

**II.F.2. Virginia Molina CNA999993439 Hargraves/Barber**  
**(aka: Ahumada)**

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

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

Hargraves addressed the Board.

Perry moved, Berrigan seconded, and it was unanimously carried to accept the signed Consent Agreement for a Decree of Censure to settle this case pending in this case.

	<b>VOTE</b>	<b>Johnson, Patricia Member</b>	<b>Gutierrez, Lori Member</b>	<b>Gum, Gary Member</b>	<b>Scott, Kathy Secretary</b>	<b>Malloch, Kathy President</b>	<b>Link, Denise Vice Pres</b>	<b>Perry, Hunter Member</b>	<b>Berrigan, Terri Member</b>	<b>Busby, Kathryn 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

**II.F.3. Dawn Suzanne Woolley TRN149727 Expired Hargraves/Barber**  
The Board was represented by Christopher Munns, Assistant Attorney General, Division of Solicitor General. Seth Hargraves, Assistant Attorney General, represented the State.

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

Barber addressed the Board.

Perry moved, Berrigan seconded, and it was unanimously carried to rescind prior Board decision of November 20, 2008, to offer a Consent Agreement for a Decree of Censure; rescind the Notice of Charges issued on November 27, 2009, and based upon the findings of fact and conclusions of law and rules in the attached Order, issue the Order of Denial.

	<b>VOTE</b>	<b>Johnson, Patricia Member</b>	<b>Gutierrez, Lori Member</b>	<b>Gum, Gary Member</b>	<b>Scott, Kathy Secretary</b>	<b>Malloch, Kathy President</b>	<b>Link, Denise Vice Pres</b>	<b>Perry, Hunter Member</b>	<b>Berrigan, Terri Member</b>	<b>Busby, Kathryn 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. RN/LPN/CNA Investigative Reports**

**VI.D.3. Laura Cooper CNA Exam (Lester)**  
**(aka: Brashear)**

Perry moved, Scott seconded, and it was unanimously carried to reopen Agenda Item VI.D.3. Lester addressed the Board with additional information. Scott moved, Johnson seconded, and it was unanimously carried to rescind prior Board decision. Scott moved, Perry seconded, and it was unanimously carried based upon the findings of fact and statute/rule violations identified in the investigative report, upon meeting all requirements and signing a Consent Agreement for a \$100 Civil Penalty and payment of the Civil Penalty, grant certification.

	<b>VOTE</b>	<b>Johnson, Patricia Member</b>	<b>Gutierrez, Lori Member</b>	<b>Gum, Gary Member</b>	<b>Scott, Kathy Secretary</b>	<b>Malloch, Kathy President</b>	<b>Link, Denise Vice Pres</b>	<b>Perry, Hunter Member</b>	<b>Berrigan, Terri Member</b>	<b>Busby, Kathryn 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

The meeting recessed at 3:07 p.m. and reconvened at 3:29 p.m. Busby returned to the meeting at 3:29 p.m.

**VI.D.3. Laura Cooper CNA Exam (Lester)**  
**(aka: Brashear)**

Busby moved, Berrigan seconded, and it was unanimously carried to reopen Agenda Item VI.D.3. Lester addressed the Board. Scott moved, Johnson seconded, and it was unanimously carried to rescind prior Board decision. Scott moved, Johnson seconded, and it was unanimously carried based upon the findings of fact and statute/rule violations identified in the investigative report, upon meeting all

requirements and signing a Consent Agreement for a \$100 Civil Penalty and payment of the Civil Penalty, to grant certification. If not signed within 30 days or payment not received within 60 days, deny certification.

	<b>VOTE</b>	<b>Johnson, Patricia Member</b>	<b>Gutierrez, Lori Member</b>	<b>Gum, Gary Member</b>	<b>Scott, Kathy Secretary</b>	<b>Malloch, Kathy President</b>	<b>Link, Denise Vice Pres</b>	<b>Perry, Hunter Member</b>	<b>Berrigan, Terri Member</b>	<b>Busby, Kathryn 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.B. Educational Reports and Rules – Randolph**

**VII.B.1. Proposal for LPN Program – Brown Mackie College - Tucson**

Gum recused himself to avoid the appearance of impropriety. Scott moved, Link seconded, to grant proposal approval to Brown-Mackie College Tucson for an LPN program. Proposal approval expires if a complete application for provisional approval is not received within 1 year of the granting of proposal approval. The motion carried with seven in favor and one abstained.

**VII.B.2. Application for Program Change Arizona Western College**

Johnson moved, Gum seconded, and it was unanimously carried to approve the Arizona Western College program change application to increase the length of the program.

**VII.B.3. Application for Program Change Northern Arizona University**

Perry moved, Link seconded, and it was unanimously carried to approve the Northern Arizona University program change application to decrease the length of the accelerated BSN program.

**VII.B.4. Application for Renewal of Approval Consolidated Learning Systems RN Refresher Program**

Scott moved, Link seconded, and it was unanimously carried to renew the approval of Consolidated Learning Systems RN Refresher Program.

**VII.B.5. Investigative Report and Renewal of Approval – Star Canyon Nursing Assistant Program**

Scott moved, Gum seconded, and it was unanimously carried to accept the signed Consent Agreement and renew the approval of the program upon meeting all re-approval requirements.

**VII.B.6. Follow Up Site Visit EVIT**

Gum moved, Link seconded, and it was unanimously carried to accept the attached report as evidence of correction for Notice of Deficiency for violation of R4-19-206 (B); and continue investigation into allegations of violating a Board Order.

**VII.B.7. University of Phoenix FNP Program Case Dismiss**

Perry recused himself to avoid the appearance of impropriety. Tracy Chesney and Kathy Watson were present and available for questions. Gum moved, Johnson seconded, to dismiss the complaint. The motion carried with seven if favor and one abstained.

**VII.B.8. NCSBN CRE Grant Update “Measuring Competency with Simulation Phase I”  
Review of Nursing Performance Profile (NPP) Tool and Scale**

Randolph offered an update on the NCSBN CRE Grant “Measuring Competency with Simulation Phase I”. Busby moved, Berrigan seconded, and it was unanimously carried to instruct Randolph to write a letter of support to NCSBN for Phase II of the grant, to include the Board’s agreement with the approach being taken to this point.

Malloch suggested writing a letter of appreciation from the Board to parties involved in the project.

**VII.B.9. New Administrator Everest College**

Information was provided to the Board regarding the assignment of Linda Benjamin as Program Director at Everest College.

**VII.B.10. Interim Administrator Maricopa Skill Center**

Information was provided to the Board regarding the assignment of Margi Schultz as nursing administrator at Maricopa Skill Center GateWay Community College.

**VII.B.11. Nursing Assistant Programs Approved by the Executive Director**

A two-year program approval list, approved by the Executive Director, was provided to the Board.

**VII.B.12. Policy on Materials Sent to Education Committee**

Busby moved, Perry seconded, and it was unanimously carried to approve policy changes.

**VII.B.13. NCLEX Quarterly Reports – 4<sup>th</sup> Quarter 2009**

NCLEX Quarterly Reports – 4<sup>th</sup> Quarter 2009 were provided to the Board.

**VII.B.14. Case Dismiss Maricopa Nursing at Mesa Community College**

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

**VII.B.15. New Nursing Program Director Glendale Community College**

Information was provided to the Board regarding the appointment of Dr. Susan Mayer as Nursing Director at Glendale Community College.

**VII.B.16. Central Arizona College Resolution of Deficiencies**

Mary Jane Keale was present and available for questions. Perry moved, Gum seconded, and it was unanimously carried to remove deficiency status from Central Arizona College Nursing Program.

**VII.B.17. GateWay Community College Fast Track LPN Program Request for Extension of Approval**

Busby moved, Perry seconded, and it was unanimously carried to approve a 12 month extension for continuing program approval of the Fast Track Practical Nurse Program at GateWay Community College.

**VII.B.18. New Interim Director Apollo College Nursing Program**

Information was provided to the Board regarding the assignment of Vicki Bradshaw as Program Director for Apollo College Nursing Program.

**VI. RN/LPN/CNA Investigative Reports**  
**VI.A.7. Linda Diane Smith RN079924 (Bymers)**  
**(aka: Acker)**

Bymers addressed the Board with additional information. Smith was present and addressed the Board. Scott moved, Gum seconded, and after discussion, it was unanimously carried to issue an Interim Order for a psychological evaluation with a Board approved licensed psychologist, with a focus on boundary violations, to include any additional testing deemed necessary by the evaluator, to be scheduled and completed within 30 days and return to the Board. If the Interim Order is not completed, based upon the findings of fact and statute/rule violations identified in the investigative report, issue Notice of Charges and include the factual allegations and alleged violations for failure to comply with the Interim Order.

	<b>VOTE</b>	<b>Johnson, Patricia Member</b>	<b>Gutierrez, Lori Member</b>	<b>Gum, Gary Member</b>	<b>Scott, Kathy Secretary</b>	<b>Malloch, Kathy President</b>	<b>Link, Denise Vice Pres</b>	<b>Perry, Hunter Member</b>	<b>Berrigan, Terri Member</b>	<b>Busby, Kathryn 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 Directors Report – Ridenour**

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

**VII.A.1.a. January 27- 28, 2010 Regular Board Meeting Minutes**

**VII.A.1.b. January 28, 2010 Executive Session Minutes**

**VII.A.1.c. February 26, 2010 Special Board Meeting**

**VII.A.1.d. March 5, 2010 Special Meeting**

Busby moved, Link seconded, and it was unanimously carried to approve minutes of January 27 & 28, 2009 regular Board meeting; minutes of January 28, 2010 Executive Session; minutes of January 26, 2010 special Board meeting; and minutes of March 5, 2010 special Board meeting.

**VII.A.5. Hearing Department Cycle Times – Barber/Hargraves/Zack/Zimmerman**

The Hearing Department cycle times report was provided to the Board. Ridenour reported the addition of a new half time FTE to the Board from the AAG’s office, Beth Kimble, beginning the first week in April, 2010.

**VII.A.6. Update on FY 2010 & FY 2011 Budgets; Pay Decrease of 2.76% and FurloCash Flow Projects – Impact to Board of Nursing Operations – Orchard/Bontrager/Smith/Ridenour**

An update on FY 2010 & FY 2011 budgets was provided to the Board.

Ridenour reported on the staff pay decrease of 2.76% with the removal of “pay per performance” beginning July 2010, and seven mandatory furlough days, one prior to the end of FY 2010 and six in FY 2011, which will result in the closing of state offices on designated days. Ridenour reported the State had set the furlough dates, but she was looking into the possibility of adjusting those dates in an effort to have the least amount of impact on the staff.

Ridenour reported on the budget projections and stated the Board is on track at this point and that changing the cycle times from June 1 to April 1 has alleviated concerns of inadequate operational funds. Ridenour reported that Randi Orchard continues to be on extended medical leave.

**VII.A.7. Governor's Regulatory Review Council: Five Year Rule Review Completed March 2, 2010 - Randolph**

Ridenour reported on the Governor's Regulatory Review Council plan approved by the Board at the January 2010 Board meeting and stated that Randolph's report at the last meeting was structured in such a way that the council would be using it as a model for their reports.

**VII.C. President's Report – Malloch**

**VII.C.1. Introduction of New Board Member: Lori Gutierrez RN – Malloch**

Malloch noted the addition of new Board member, Lori Gutierrez, introduced at the March 22, 2010 Board retreat meeting and not in attendance at this meeting due to prior commitments.

Busby left the meeting at 4:03 p.m.

**VII.C.3. NCSBN Midyear Meeting, March 9-10, 2010 – Gum/Johnson**

Gum and Johnson offered a summary on the NCSBN midyear meeting they attended March 9-10, 2010.

**VI.L.2. Emily Suzanne Freman RN157783 (Schettler)**

Perry moved, Scott seconded, and it was unanimously carried to issue a Letter of Concern for testing positive for marijuana during a pre-employment Urine Drug Screen (UDS) on or about November 18, 2009.

**VI.L.10. Michelle Kay Waldron RN140163 (Schettler)**

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

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

**VII.D. A.A.G. Report – Zack**

**VII.D.1. Update on JRA's - All**

Zack reported there are no pending JRA's at this time.

**VII.E. Committee Reports**

**VII.E.1. Scope of Practice: Discuss/Amend & Approve Advisory Opinions – Johnson/Scott/Bontrager**

**VII.E.1.a. Draft Scope of Practice March Minutes**

Minutes from the March 3, 2010, Scope of Practice Committee meeting were provided to the Board.

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

Link moved, Berrigan seconded, and it was unanimously carried to approve the advisory opinion on Advisory Opinion Palliative Sedation at End of Life

**VII.E.1.c. Draft Advisory Opinion Apheresis: Role of the LPN**

Perry moved, Berrigan seconded, and it was unanimously carried to approve the advisory opinion on Advisory Opinion Apheresis: Role of the LPN.

**VII.E.1.d. Draft Advisory Opinion Mediset**

Perry moved, Scott seconded, and it was unanimously carried to approve the advisory opinion on Advisory Opinion Mediset.

**VII.E.1.e. Draft Advisory Opinion Vaginal Speculum Exam for Specimen Collection**

After discussion, Link moved, Johnson seconded, and it was unanimously carried to send the advisory opinion on Vaginal Speculum Exam for Specimen Collection back to the Advisory Opinion Committee for consideration of retirement.

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

Perry moved, Scott seconded, and it was unanimously carried to approve the advisory opinion on Advisory Opinion Sheath Removal, Placement of Mechanical Compression Devices & Deployment of Vascular Closure Devices.

**VII.E.1.g. Draft Advisory Opinion Laparoscopic Adjustable Gastric Band (LAGB) Fill**

Scott moved, Berrigan seconded, and it was unanimously carried to approve the advisory opinion on Advisory Opinion Laparoscopic Adjustable Gastric Band (LAGB) Fill.

**VII.E.2. Education – Randolph**

**VII.E.2.a. Draft Minutes of February 19, 2010**

Education Committee meeting draft minutes of February 19, 2010 were provided to the Board.

**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).

**IX. Dialogue with Nursing Students**

The Board members and staff dialogued with Grand Canyon University Nursing Students regarding Board functions, policies and procedures. Questions were asked on the purpose of meeting, and roles of the Board.

The meeting recessed at 4:50 p.m., Tuesday, March 23, 2010.

# Arizona State Board of Nursing

Janice K. Brewer  
Governor

Joey Ridenour  
Executive Director



## Board Meeting Minutes

The regular meeting of the Arizona State Board of Nursing convened at 8:03 a.m., Wednesday, March 24, 2010, 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  
Kathy Scott, RN, MPA, PhD, FACHE, Secretary  
Theresa (Terri) Berrigan, LPN, Member  
Kathryn L. Busby, JD, Member  
E. Gary Gum, MSN, RN, FCN, Member  
Patricia Johnson, LPN, Member  
M. Hunter Perry, Member

### **BOARD MEMBERS ABSENT:**

Denise Link, PhD, WHCNP, FNAP, Vice President  
Lori Gutierrez, BS, RN-C

### **LEGAL COUNSEL:**

Seth Hargraves, Assistant Attorney General  
Kim Zack, Assistant Attorney General  
Nina Zimmerman, Assistant Attorney General

### **STAFF:**

Joey Ridenour, RN, MN, FAAN, Executive Director  
Judy Bontrager, RN, MN, Associate Director of Operations  
Pamela Randolph, RN, MSN, Associate Director of Education and Evidence Based Regulation  
Valerie Smith, RN, MS, Associate Director of Investigations  
Susan Barber, RN, MSN, Nurse Practice Consultant/Hearings  
Tammi Bymers, RN, MSN, Nurse Practice Consultant  
Tim Chafey, RN, Senior Investigator  
Janeen Dahn, MSN, FNP, Nurse Practice Consultant/Advanced Practice  
Karen Grady, RN, MS, CS, FNP, Nurse Practice Consultant  
Angela Hill, RN, Nurse Practice Consultant  
Dolores Hurtado, Legal Assistant II/Monitoring  
Ron Lester, Senior Investigator  
Connie Linck, RN, MN, Nurse Practice Consultant/CANDO  
Patricia Midkiff, RN, MN, Nurse Practice Consultant  
Michelle Mills, RN, MA, Nurse Practice Consultant/Monitoring  
Linda Monas, Senior Investigator  
Betty Nelson, RN, MS, Nursing Assistant Consultant  
Stephanie Nelson, R.N., MSN, Nurse Practice Consultant  
Kirk Olson, Senior Investigator  
Doug Parlin, Senior Investigator  
Mary Rappoport, RN, MN, Nurse Practice Consultant  
Deborah Richards, JD, Senior Investigator  
Bonnie Richter, MSW, Senior Investigator  
Jeanine Sage, RN, MSN, Nursing Assistant Consultant  
V. Ann Schettler, RN, MHL, CLNC, Nurse Practice Consultant  
Sister Rachel Torrez, RN, MS, Nurse Practice Consultant  
Barbara Melberg, Legal Secretary

## **I. Call to Order**

The meeting was called to order at 8:03 a.m., Thursday, March 24, 2010.

The following Board members were present: Malloch, Scott, Gum, Perry, Berrigan and Busby.

Malloch presided.

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

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

#### **VI.K.6. Rae Ann Davis RN087835 (Sage)**

Sage addressed the Board with additional information. Davis and Jill Covington were present and addressed the Board. Busby moved, Scott seconded, and it was unanimously carried to dismiss the complaint.

#### **VI.K.7. Bozena Prawdzic Witoslawski RN111477 (Sage)**

Scott moved, Gum seconded, to dismiss the complaint. After further discussion, Busby moved, Scott seconded, and it was unanimously carried to table Agenda Item VI.K.7.

#### **VI.K.26. Maria Lourdes Richards CNA1000019186 (Sage)**

Perry moved, Busby seconded, and it was unanimously carried to issue a Letter of Concern for using a scolding, loud voice with a resident whose bed was wet in October, 2009, while employed as a CNA at Springdale West, in Mesa, Arizona.

#### **VI.E.1. Delinia L. Roach RN126671; LP038343; CNA999987228 (Midkiff)**

Attorney Jim Baker and Roach were present and addressed the Board. Scott moved, Berrigan seconded, and it was unanimously carried, for complaint #1 to dismiss the case, and for complaint #2 to issue a Letter of Concern for failing to correctly document narcotic withdrawals and wastages between September 2008 and January 2009, while employed at Banner Baywood Medical Center in Mesa, Arizona.

#### **VI.B.1. Eileen Marguerite Gebhart RN040408; AP2239 (Dahn)**

Dahn addressed the Board with additional information. Gebhart was present and addressed the Board. Busby moved, Gum seconded, and it was unanimously carried to dismiss the complaint.

#### **VI.B.2. Ivy Dickstein Reiter RN064165; AP0098 (Dahn)**

Attorney Kathleen Leary and Reiter were present telephonically and available for questions. Scott moved, Busby seconded, and it was unanimously carried to dismiss the complaint.

#### **VI.B.3. Janice L. Putnam RN047681; AP0633 (Dahn)**

Putnam was present and addressed the Board. Scott moved, Berrigan seconded, and it was unanimously carried to issue a Letter of Concern for providing alcohol to a minor on or about December 23, 2009, while working from a "Crew n' Health Mobile" for Phoenix Children's Medical Hospital.

#### **VI.G.13. Shamie Slusser RN140542 (S. Nelson)**

Attorney Teresa Sanzio was present telephonically and addressed the Board. Scott moved, Gum seconded, and it was unanimously carried to affirm the previously issued Interim Order and extend the time to complete the evaluation to be within 30 days of this Board meeting. If the Interim Order is not

completed, based on the findings of fact and statute/rule violations in the investigative report, issue Notice of Charges and include factual allegations and alleged violations for failure to comply with the Interim Order.

	<b>VOTE</b>	<b>Johnson, Patricia Member</b>	<b>Gutierrez, Lori Member</b>	<b>Gum, Gary Member</b>	<b>Scott, Kathy Secretary</b>	<b>Malloch, Kathy President</b>	<b>Link, Denise Vice Pres</b>	<b>Perry, Hunter Member</b>	<b>Berrigan, Terri Member</b>	<b>Busby, Kathryn 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			

Johnson arrived at the meeting at 8:48 a.m.

**VI.G.14. Lorna Angela West RN144551; CNA1000000003 (S. Nelson)**

Attorney Teressa Sanzio was present telephonically and addressed the Board. Malloch moved, Berrigan seconded, to affirm the previously issued Interim Order and extend the time to complete the evaluation to be within 30 days of this Board meeting. If the Interim Order is not completed, based on the findings of fact and statute/rule violations in the investigative report, issue Notice of Charges and include factual allegations and alleged violations for failure to comply with the Interim Order. After discussion, the motion carried with four in favor, two opposed, and one abstained.

	<b>VOTE</b>	<b>Johnson, Patricia Member</b>	<b>Gutierrez, Lori Member</b>	<b>Gum, Gary Member</b>	<b>Scott, Kathy Secretary</b>	<b>Malloch, Kathy President</b>	<b>Link, Denise Vice Pres</b>	<b>Perry, Hunter Member</b>	<b>Berrigan, Terri Member</b>	<b>Busby, Kathryn Member</b>
YES	<b>4</b>			X	X	X			X	
NO	<b>2</b>							X		X
ABSTAIN	<b>1</b>	X								
ABSENT	<b>1</b>		X				X			

**VI.C.7. Laura Marzelli RN100372 (Hill)**

Hill addressed the Board with additional information. Attorney Lisa Gervase was present and addressed the Board. Marzelli was present and available for questions. Busby moved, Scott seconded, to offer a Consent Agreement for a Decree of Censure for failure to properly document and administer medications. The motion carried with six in favor and one opposed.

	<b>VOTE</b>	<b>Johnson, Patricia Member</b>	<b>Gutierrez, Lori Member</b>	<b>Gum, Gary Member</b>	<b>Scott, Kathy Secretary</b>	<b>Malloch, Kathy President</b>	<b>Link, Denise Vice Pres</b>	<b>Perry, Hunter Member</b>	<b>Berrigan, Terri Member</b>	<b>Busby, Kathryn 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.C.9. Cheryl Rose Reale RN106246 (Hill)**

Complainant Jeffrey Saul was present telephonically. Hill addressed the Board with additional information. Reale was present and available for questions. Perry moved, Gum seconded, to table Agenda Item VI.C.9. due to a faulty telephone connection. The motion carried with six in favor and one opposed.

**VI.O.1. Benjamin S. Tway RN Endorsement; TRN162358 (Smith)**

Tway was present and addressed the Board. Gum moved, Berrigan seconded, to extend temporary license for additional 90 days and continue the investigation to allow Tway the opportunity to obtain a psychological evaluation, to include substance abuse evaluation with a PhD prepared evaluator, and to include any additional testing deemed necessary by the evaluator, to be scheduled and completed within 45 days and return to the Board. If the evaluation is not completed, deny licensure based upon the

information contained in the investigative report. After discussion, the motion carried with six in favor and one opposed.

	<b>VOTE</b>	<b>Johnson,</b> <i>Patricia</i> Member	<b>Gutierrez,</b> <i>Lori</i> Member	<b>Gum,</b> <i>Gary</i> Member	<b>Scott,</b> <i>Kathy</i> Secretary	<b>Malloch,</b> <i>Kathy</i> President	<b>Link,</b> <i>Denise</i> Vice Pres	<b>Perry,</b> <i>Hunter</i> Member	<b>Berrigan,</b> <i>Terri</i> Member	<b>Busby,</b> <i>Kathryn</i> Member
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.C.9. Cheryl Rose Reale RN106246 (Hill)**

Perry moved, Gum seconded, and it was unanimously carried to reopen Agenda Item VI.C.9. Complainant Jeffery Saul was present telephonically and addressed the Board. Attorney Lisa Gervase was present and addressed the Board. Reale was present and available for questions. Johnson moved, Scott seconded, to affirm previous decision for an Interim Order for a psychological evaluation for professional boundaries with a Board approved licensed psychologist, to include any additional testing deemed necessary by the evaluator, to be scheduled and completed within 45 days and return to the Board. If the Interim Order is not completed, based upon the findings of fact and statute/rule violations identified in the investigative report, issue Notice of Charges and include the factual allegations and alleged violations for failure to comply with the Interim Order. After discussion, Johnson amended the motion to change the time allowed for completion of the evaluation from 45 days to 30 days. Scott concurred. The motion carried unanimously.

	<b>VOTE</b>	<b>Johnson,</b> <i>Patricia</i> Member	<b>Gutierrez,</b> <i>Lori</i> Member	<b>Gum,</b> <i>Gary</i> Member	<b>Scott,</b> <i>Kathy</i> Secretary	<b>Malloch,</b> <i>Kathy</i> President	<b>Link,</b> <i>Denise</i> Vice Pres	<b>Perry,</b> <i>Hunter</i> Member	<b>Berrigan,</b> <i>Terri</i> Member	<b>Busby,</b> <i>Kathryn</i> 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 9:37 a.m. and reconvened at 10:02 a.m.

**VII.L.5. Susan Darlene Bosman LP036392 (Schettler)**

Perry moved, Gum seconded, and it was unanimously carried to reopen Agenda Item VII.L.5. Schettler addressed the Board with additional information. Complainant Robert Gregory and attorney Scott King were present and addressed the Board. Bosman was present and available for questions. Scott moved, Johnson seconded, and after discussion, it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, and the update at this meeting, to offer a Consent Agreement for indefinite suspension pending completion of a comprehensive psychological and neuropsychiatric evaluation to be completed within 12 months by a Board approved evaluator, to include the attached stipulations, and return to the Board to discuss further discipline which may include probation. If not signed within 15 days, issue Complaint and Notice of Hearing.

	<b>VOTE</b>	<b>Johnson,</b> <i>Patricia</i> Member	<b>Gutierrez,</b> <i>Lori</i> Member	<b>Gum,</b> <i>Gary</i> Member	<b>Scott,</b> <i>Kathy</i> Secretary	<b>Malloch,</b> <i>Kathy</i> President	<b>Link,</b> <i>Denise</i> Vice Pres	<b>Perry,</b> <i>Hunter</i> Member	<b>Berrigan,</b> <i>Terri</i> Member	<b>Busby,</b> <i>Kathryn</i> 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.C.3. Karen Diane Darrow RN145580 (Hill)**

Darrow was present and addressed the Board. Berrigan moved, Johnson seconded, and it was unanimously carried to dismiss the complaint.

**VI.D.1. Joanne Apple-Lange CNA Exam (Lester)**

Apple-Lange was present and available for questions. Busby moved, Gum seconded, and it was unanimously carried, upon meeting all requirements, to grant certification and issue a Letter of Concern for the guilty plea to a misdemeanor conviction for DUI by Drugs on June 20, 2008, with Scottsdale Municipal Court in Arizona, that was later set-aside.

**VI.D.12. Irene R. Nunez CNA1000004027 (Lester)**

Lester addressed the Board with additional information and an amendment to the stipulations. Nunez was present and addressed the Board. Scott moved, Johnson seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, to offer a Consent Agreement for 18 months stayed revocation including the attached stipulations, amended to include psychological treatment. If not signed within 30 days, issue Notice of Charges.

	<b>VOTE</b>	<b>Johnson, Patricia Member</b>	<b>Gutierrez, Lori Member</b>	<b>Gum, Gary Member</b>	<b>Scott, Kathy Secretary</b>	<b>Malloch, Kathy President</b>	<b>Link, Denise Vice Pres</b>	<b>Perry, Hunter Member</b>	<b>Berrigan, Terri Member</b>	<b>Busby, Kathryn 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.E.4. Ila Ann Sowins-Dunmire RN117614 (Midkiff)**

Sowins-Dunmire and Pamela Shields were present and addressed the Board. Scott moved, Berrigan seconded, and it was unanimously carried to issue a Letter of Concern for pinching patient D.E.'s left arm during a neurological check causing a bruise, administering medication tablets to D.E. using bare hands, and pulling patient D.E. up by the neck on or about November 2, 2009, while employed at St. Joseph's Hospital and Medical Center in Phoenix, Arizona.

Perry left the meeting at 10:44 a.m. and returned at 10:46 a.m.

**VI.C.5. Cassandra Fincher RN149717 (Hill)**

Fincher was present and available for questions. Johnson moved, Scott seconded, based upon the findings of fact and statute/rule violations identified in the investigative report, to offer a Consent Agreement for 12 months probation including the attached stipulations. If not signed within 30 days, issue Notice of Charges. The motion carried with six in favor and one abstained.

	<b>VOTE</b>	<b>Johnson, Patricia Member</b>	<b>Gutierrez, Lori Member</b>	<b>Gum, Gary Member</b>	<b>Scott, Kathy Secretary</b>	<b>Malloch, Kathy President</b>	<b>Link, Denise Vice Pres</b>	<b>Perry, Hunter Member</b>	<b>Berrigan, Terri Member</b>	<b>Busby, Kathryn Member</b>
YES	<b>6</b>	X		X	X	X			X	X
NO	<b>0</b>									
ABSTAIN	<b>1</b>							X		
ABSENT	<b>2</b>		X				X			

**VI.C.6. Alice Ann Jagers RN088503 (Hill)**

Jagers and Elizabeth Corcus were present and addressed the Board. Busby moved, Perry seconded, and after discussion, it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, to offer a Consent Agreement for an indefinite suspension pending successful completion of a Refresher Course, followed by 18 months probation including the attached stipulations. If not signed within 30 days, issue Notice of Charges.

	<b>VOTE</b>	<b>Johnson, Patricia Member</b>	<b>Gutierrez, Lori Member</b>	<b>Gum, Gary Member</b>	<b>Scott, Kathy Secretary</b>	<b>Malloch, Kathy President</b>	<b>Link, Denise Vice Pres</b>	<b>Perry, Hunter Member</b>	<b>Berrigan, Terri Member</b>	<b>Busby, Kathryn 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.C.8. Michelle Riley RN079703 (Hill)**

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

	<b>VOTE</b>	<b>Johnson, Patricia Member</b>	<b>Gutierrez, Lori Member</b>	<b>Gum, Gary Member</b>	<b>Scott, Kathy Secretary</b>	<b>Malloch, Kathy President</b>	<b>Link, Denise Vice Pres</b>	<b>Perry, Hunter Member</b>	<b>Berrigan, Terri Member</b>	<b>Busby, Kathryn 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.C.10. Amber Todd LP044168; CNA1000008127 (Hill)**

Hill addressed the Board with additional information. Todd was present and addressed the Board. Busby moved, Scott seconded, and it was unanimously carried, for complaint #1, to issue a Letter of Concern for failing to maintain the security of patient information by leaving her computer unsecured, thereby allowing the access of patient M.L.'s medical record while employed at Mountain Vista Medical Center in Mesa, Arizona; and for complaint #2, to issue an Interim Order for a neuropsychological evaluation with a Board approved licensed psychologist, and to include any additional testing deemed necessary by the evaluator, to be completed within 45 days and return to the Board. If the Interim Order is not completed, based upon the findings of fact and statute/rule violations identified in the investigative report, issue Notice of Charges and include the factual allegations and alleged violations for failure to comply with the Interim Order.

	<b>VOTE</b>	<b>Johnson, Patricia Member</b>	<b>Gutierrez, Lori Member</b>	<b>Gum, Gary Member</b>	<b>Scott, Kathy Secretary</b>	<b>Malloch, Kathy President</b>	<b>Link, Denise Vice Pres</b>	<b>Perry, Hunter Member</b>	<b>Berrigan, Terri Member</b>	<b>Busby, Kathryn 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.C.2. Michelle Williamson RN143942 (Hill)**

Busby moved, Perry seconded, and it was unanimously carried to issue a Letter of Concern for administering medications against hospital policy, wrong route and without a physician order to patient P.B. on June 6, 2009, while employed at Flagstaff Medical Center in Flagstaff Arizona.

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

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

**VII.A.3. Request by Arizona Society of Anesthesiologists for Reconsideration/Rescission of Decision to Authorize Prescribing Authority for Pain Management to John Allen, CRNA – Dahn/Ridenour**

**VII.A.4. Board Discussion and/or Decision Executive Session to Obtain Legal Advice Pursuant to A.R.S. §38-431.03(A) (3): Investigative Interviews, Procedures & Enforcement; CRNA Prescriptive Authority – Monty Lee/Hargraves/Zimmerman**

Dahn gave a summary of the request made in September 2009 that the Board allow John Allen to prescribe medication for chronic pain management based on his credentials, education and competence. Dahn stated the matter was being brought back to the Board due to a letter received from attorneys on behalf of the Arizona Society of Anesthesiologists (ASA) asking the Board to reconsider its decision. Tim Beger and Carol Peairs, with the ASA, and ASA's attorney Scott Shuman were present and addressed the Board in reference to CRNA's prescribing of drugs and medications as opposed to inhalation agents and anesthetics. John Allen and his attorneys Randy Yavitz and Isabel Humphrey were present and addressed the Board.

Busby moved, Perry seconded, and it was unanimously carried to go into Executive Session on Agenda Item VII.A.4. for the purpose of obtaining legal advice pursuant to A.R.S.§38-431.03(A) (3): Investigative Interviews, Procedures & Enforcement; CRNA Prescriptive Authority. Executive Session convened at 11:34 a.m. and adjourned at 12:06 p.m.

Busby moved, Johnson seconded, to rescind prior Board opinion regarding John Allen's scope of practice as a CRNA and refer the issue of the scope of the CRNA as allowed by regulations/statutes, to the Scope of Practice Committee for further consideration by a Scope Task Committee. The motion carried with four in favor and three opposed.

**IX. Dialogue with Nursing Students**

The Board members and staff dialogued with Glendale Community College, Grand Canyon University, and Chamberlain College Nursing Students regarding Board functions, policies and procedures. Questions were asked on clarification of Letters of Concern and Decree of Censure; if previous discipline would affect the Boards decision; a common thread of types of complaint/discipline; how the Board deals with allegations vs. proof of documentation; and whether numerous dismissals would impact the Board's decision.

The meeting recessed at 12:22 p.m. and reconvened at 1:05 p.m.

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

**V.C.8. Chris Johnston RN102748; CNA089715663 (Mills)**

Busby moved, Perry seconded, and it was unanimously carried to reopen Agenda Item V.C.8. Mills addressed the Board with a technical correction to the stipulations sheet. Johnston was present and addressed the Board. Johnson moved, Scott seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, to offer a Consent Agreement for stayed revocation/indefinite suspension, followed by 24 months stayed revocation/probation, followed by 24 months probation, including the modified attached stipulations. If not signed continue the current Order of Suspension.

	<b>VOTE</b>	<b>Johnson, Patricia Member</b>	<b>Gutierrez, Lori Member</b>	<b>Gum, Gary Member</b>	<b>Scott, Kathy Secretary</b>	<b>Malloch, Kathy President</b>	<b>Link, Denise Vice Pres</b>	<b>Perry, Hunter Member</b>	<b>Berrigan, Terri Member</b>	<b>Busby, Kathryn 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. RN/LPN/CNA Investigative Reports**

**VII.L.3. Heidi Marie Hoffer RN147389 (Schettler)**

Schettler addressed the Board with additional information. Hoff was present and available for questions. Scott moved, Perry seconded, and it was unanimously carried to issue a Letter of Concern for writing medication orders for a patient without receiving an order from the physician on or about August 26, 2009, which resulted in her termination.

**VI.F.4. Paul Thomas Miner CNA999998461 (B. Nelson)**

Miner was present and available for questions. Scott moved, Busby seconded, and it was unanimously carried issue a Letter of Concern for failing to cooperate during a Board investigation regarding an allegation of touching a female patient inappropriately on or about October 28, 2009, while employed at West Valley Hospital in Goodyear, Arizona.

**VI.F.5. Marina Montejano RN154899 (B. Nelson)**

Nelson addressed the Board with technical corrections to the investigative report. Busby moved, Scott seconded, and it was unanimously carried to issue a Letter of Concern for failing to report a patient’s allegation that she was touched inappropriately by a staff member on or about October 28, 2009, while employed at West Valley Hospital in Goodyear, Arizona, and for making an incorrect entry in the patient’s medical record.

**VI.G.3. Sharon L. Carter RN048880 (S. Nelson)**

Nelson addressed the Board with additional information. Carter was present and available for questions. Johnson moved, Scott seconded, and it was unanimously carried to issue an Interim Order for a neuropsychological evaluation with a Board approved PhD prepared evaluator, to include any additional testing deemed necessary by the evaluator, to be scheduled and completed within 60 days and return to the Board. If the Interim Order is not completed, based upon the findings of fact and statute/rule violations identified in the investigative report, issue Notice of Charges and include the factual allegations and alleged violations for failure to comply with the Interim Order.

	<b>VOTE</b>	<b>Johnson, Patricia Member</b>	<b>Gutierrez, Lori Member</b>	<b>Gum, Gary Member</b>	<b>Scott, Kathy Secretary</b>	<b>Malloch, Kathy President</b>	<b>Link, Denise Vice Pres</b>	<b>Perry, Hunter Member</b>	<b>Berrigan, Terri Member</b>	<b>Busby, Kathryn 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.G.5. Kayren Lynne Davis RN125761 (S. Nelson)**

Davis was present and addressed the Board. Busby moved, Scott seconded, and it was unanimously carried to issue a Letter of Concern for testing positive for methadone without proof of prescription for its use on or about March 21, 2009, and March 23, 2009, while hospitalized at Banner Gateway Medical Center.

**VI.G.7. Michael Eugene Pelletier RN104316 (S. Nelson)**

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

	<b>VOTE</b>	<b>Johnson, Patricia Member</b>	<b>Gutierrez, Lori Member</b>	<b>Gum, Gary Member</b>	<b>Scott, Kathy Secretary</b>	<b>Malloch, Kathy President</b>	<b>Link, Denise Vice Pres</b>	<b>Perry, Hunter Member</b>	<b>Berrigan, Terri Member</b>	<b>Busby, Kathryn 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.G.8. Jennifer Frances Pennington RN148653 (S. Nelson)  
(aka: McBurney; Brothers; Vorpi)**

Pennington was present and addressed the Board. Scott moved, Gum seconded, and it was unanimously carried to issue an Interim Order for a addiction evaluation to be completed by a Board approved

psychiatrist and to include any additional testing deemed necessary by the evaluator, to be scheduled within 30 days and return to the Board. If the Interim Order is not completed, based upon the findings of fact and statute/rule violations identified in the investigative report, issue Notice of Charges and include the factual allegations and alleged violations for failure to comply with the Interim Order.

	VOTE	Johnson, Patricia Member	Gutierrez, Lori Member	Gum, Gary Member	Scott, Kathy Secretary	Malloch, Kathy President	Link, Denise Vice Pres	Perry, Hunter Member	Berrigan, Terri Member	Busby, Kathryn Member
YES	7	X		X	X	X		X	X	X
NO	0									
ABSTAIN	0									
ABSENT	2		X				X			

**VI.G.11. Taylor Wall RN113053 (S. Nelson)**

Nelson addressed the Board with a request from Wall to work the night shift. Wall was present and addressed the Board. Johnson moved, Scott seconded, and it was unanimously carried based upon the findings of fact and statute/rule violations identified in the investigative report, to offer a Consent Agreement for 24 months stayed revocation, followed by 24 months probation including the attached stipulations, amended to allow night shift. If not signed within 30 days, issue Notice of Charges.

	VOTE	Johnson, Patricia Member	Gutierrez, Lori Member	Gum, Gary Member	Scott, Kathy Secretary	Malloch, Kathy President	Link, Denise Vice Pres	Perry, Hunter Member	Berrigan, Terri Member	Busby, Kathryn Member
YES	7	X		X	X	X		X	X	X
NO	0									
ABSTAIN	0									
ABSENT	2		X				X			

**VI.G.12. Lynette Anne Porter LP040933 (S. Nelson)**

Nelson addressed the Board with additional information. Porter was present and addressed the Board. Scott moved, Gum seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, to offer a Consent Agreement for 12 months probation with the attached stipulations, amended to include monthly drug testing, monthly performance evaluations for the first 6 months and quarterly for months 7-12, registry/traveling nurse/float pool/home health work/on call prohibited, direct supervision, and completion of the terms of probation may be completed in the State of California with if approved by the California Board. If not signed within 30 days, issue Notice of Charges.

	VOTE	Johnson, Patricia Member	Gutierrez, Lori Member	Gum, Gary Member	Scott, Kathy Secretary	Malloch, Kathy President	Link, Denise Vice Pres	Perry, Hunter Member	Berrigan, Terri Member	Busby, Kathryn Member
YES	7	X		X	X	X		X	X	X
NO	0									
ABSTAIN	0									
ABSENT	2		X				X			

**VI.H.8. Violet S. Maloney RN150824 (Olson)**

Maloney was present and addressed the Board. Scott moved, Gum seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, to offer a Consent Agreement for 12 months probation including the attached stipulations. If not signed within 30 days, issue Notice of Charges.

	VOTE	Johnson, Patricia Member	Gutierrez, Lori Member	Gum, Gary Member	Scott, Kathy Secretary	Malloch, Kathy President	Link, Denise Vice Pres	Perry, Hunter Member	Berrigan, Terri Member	Busby, Kathryn Member
YES	7	X		X	X	X		X	X	X
NO	0									
ABSTAIN	0									
ABSENT	2		X				X			

**VI.H.9. Elyse Ann Forshee CNA Exam (Olson)**

Forshee was present and available for questions. Scott moved, Busby seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, upon meeting all requirements and signing a Consent Agreement for 24 months stayed revocation to include the attached stipulations, to grant certification. If not signed within 30 days, deny certification.

	VOTE	Johnson, Patricia Member	Gutierrez, Lori Member	Gum, Gary Member	Scott, Kathy Secretary	Malloch, Kathy President	Link, Denise Vice Pres	Perry, Hunter Member	Berrigan, Terri Member	Busby, Kathryn Member
YES	7	X		X	X	X		X	X	X
NO	0									
ABSTAIN	0									
ABSENT	2		X				X			

**VI.J.5. M. Susan Owens RN148401 (Rappoport)  
(aka: North; Owens)**

Rappoport addressed the Board with additional information. Owens was present and available for questions. Scott moved, Johnson seconded, and it was unanimously carried, based upon the Findings of Fact and statutes/rule violations identified in the investigative report, offer a Consent Agreement for a Decree of Censure. If Consent Agreement is not signed within 30 days, issue Notice of Charges.

	VOTE	Johnson, Patricia Member	Gutierrez, Lori Member	Gum, Gary Member	Scott, Kathy Secretary	Malloch, Kathy President	Link, Denise Vice Pres	Perry, Hunter Member	Berrigan, Terri Member	Busby, Kathryn Member
YES	7	X		X	X	X		X	X	X
NO	0									
ABSTAIN	0									
ABSENT	2		X				X			

**VI.J.7. Linda Darlene Fatula RN110338 (Rappoport)  
(aka: Johnson)**

Rappoport addressed the Board with additional information. Fatula was present and available for questions. Busby moved, Perry seconded, and it was unanimously carried to issue a Letter of Concern for a one-time arrest for DUI on or about May 3, 2009, by the Pima County Sheriff’s Office, Tucson, Arizona.

**VI.L.1. Mitchell Solomon Brand RN160057 (Schettler)**

Brand was present and addressed the Board. Busby moved, Perry seconded, to issue a Letter of Concern for administering Lovenox in error and later co-signing another nurse’s initials on or about November 9, 2009, while working at St. Joseph’s Hospital & Medical Center in Phoenix, Arizona. After discussion, Busby amended the motion to delete: “administering Lovenox in error and later”. Perry concurred. The motion carried unanimously.

**VI.L.4. Susana Nieto Maya RN142261; LP041196; CNA999951436 Schettler)**

Maya was present and addressed the Board. Busby moved, Perry seconded, and it was unanimously carried to issue a Letter of Concern for the administration of controlled medications without obtaining a physician’s order on or about November 6, 2008, while working at Hospice of Arizona – Freedom Plaza Inpatient Unit in Peoria, Arizona.

**VI.L.6. Veda Denise Bolchalk RN106557 (Schettler)**

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

	<b>VOTE</b>	<b>Johnson, Patricia Member</b>	<b>Gutierrez, Lori Member</b>	<b>Gum, Gary Member</b>	<b>Scott, Kathy Secretary</b>	<b>Malloch, Kathy President</b>	<b>Link, Denise Vice Pres</b>	<b>Perry, Hunter Member</b>	<b>Berrigan, Terri Member</b>	<b>Busby, Kathryn 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.L.7. Deborah Ingerson Hyland RN032238 (Schettler)**

Complainant Mary Walsh was present and addressed the Board. Busby moved, Johnson seconded, and it was unanimously carried to issue a Letter of Concern for failing to implement according to Policy & Procedure, the notification of the Behavior Management Committee and/or Care Plan Team and Behavior Documentation Flow sheet for resident S.M.W., who received Ativan from on or about December 24, 2008 to December 26, 2008, while employed at the Good Samaritan Society Prescott Village as the Director of Nursing Services in Prescott, Arizona.

**VI.M.1. Daniel Welles Linder RN122070 (Torrez)**

Complainant Ann Sanger, and Linder were present and addressed the Board. Scott moved, Gum seconded, and it was unanimously carried for complaint #1, based upon the findings of fact and statute/rule violations identified in the investigative report, to offer a Consent Agreement for 24 months probation including the attached stipulations. If not signed within 30 days, issue Notice of Charges; and for complaint #2 to dismiss.

	<b>VOTE</b>	<b>Johnson, Patricia Member</b>	<b>Gutierrez, Lori Member</b>	<b>Gum, Gary Member</b>	<b>Scott, Kathy Secretary</b>	<b>Malloch, Kathy President</b>	<b>Link, Denise Vice Pres</b>	<b>Perry, Hunter Member</b>	<b>Berrigan, Terri Member</b>	<b>Busby, Kathryn 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			

Busby left the meeting at 2:45 p.m.

**VI.M.4. Amy Christine Brawner RN108927 (Torrez)**

Torrez addressed the Board with additional information. Brawner was present and addressed the Board. Perry moved, Berrigan seconded, and it was unanimously carried to issue a Letter of Concern for testing positive for marijuana on October 1, 2009, at Banner Desert Medical Center, and on October 20, 2009, on a pre-employment urine drug screen for Maxim Healthcare Registry.

**VI.M.7. Hazel Recto Condez RN138207 (Torrez)**

Torrez addressed the Board with additional information. Condez was present and addressed the Board. Johnson moved, Gum seconded, and it was unanimously carried to issue a Letter of Concern for testing positive for benzodiazepine with proof of a prescription on a “for cause” urine drug screen on September 15, 2009 while employed at Maricopa Integrated Health System in Phoenix, Arizona.

The meeting recessed at 2:59 p.m. and reconvened at 3:15 p.m.

**VI.I.12. Marcia Ann Tarleton RN134690 (Parlin)**

Tarleton was present and addressed the Board. Johnson moved, Gum seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, to offer a Consent Agreement for a \$250 Civil Penalty. If not signed within 30 days and payment not received within 60 days, issue Notice of Charges.

	VOTE	Johnson, Patricia Member	Gutierrez, Lori Member	Gum, Gary Member	Scott, Kathy Secretary	Malloch, Kathy President	Link, Denise Vice Pres	Perry, Hunter Member	Berrigan, Terri Member	Busby, Kathryn Member
YES	6	X		X	X	X		X	X	
NO	0									
ABSTAIN	0									
ABSENT	3		X				X			X

**VI.I.13. Melissa Sue Strang RN Exam (Parlin)**

Strang was present and available for questions. Perry moved, upon meeting all requirements, to grant licensure and issue a Letter of Concern for the March 11, 2009, misdemeanor Extreme DUI conviction in Scottsdale, Arizona. The motion failed for lack of a second. Perry moved, Scott seconded, and after discussion it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, upon meeting all requirements and signing a Consent Agreement for a \$250 Civil Penalty, to grant licensure. If not signed within 30 days or payment not received within 60 days, deny licensure.

	VOTE	Johnson, Patricia Member	Gutierrez, Lori Member	Gum, Gary Member	Scott, Kathy Secretary	Malloch, Kathy President	Link, Denise Vice Pres	Perry, Hunter Member	Berrigan, Terri Member	Busby, Kathryn Member
YES	6	X		X	X	X		X	X	
NO	0									
ABSTAIN	0									
ABSENT	3		X				X			X

**VI.I.21. Travis Lloyd Burkhalter RN112921; CNA999949638 (Parlin)**

Parlin addressed the Board with a request from Burkhalter to work night shift. Burkhalter was present and addressed the Board. Johnson moved, Scott seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, to offer a Consent Agreement for 12 months probation including the attached stipulations amended to allow night shift. If not signed within 30 days, issue Notice of Charges.

	VOTE	Johnson, Patricia Member	Gutierrez, Lori Member	Gum, Gary Member	Scott, Kathy Secretary	Malloch, Kathy President	Link, Denise Vice Pres	Perry, Hunter Member	Berrigan, Terri Member	Busby, Kathryn Member
YES	6	X		X	X	X		X	X	
NO	0									
ABSTAIN	0									
ABSENT	3		X				X			X

**VI.I.4. Christina Herrera CNA860264441 (Parlin)**

Parlin addressed the Board with additional information. Scott moved, Perry seconded, and it was unanimously carried, based on the findings of fact and statute/rule violations identified in the investigative report, to issue Notice of Charges.

**VI.B.4. Marianne Walsh RN106542; AP0241 (Dahn)  
(aka: Romans)**

Perry moved, Scott seconded, and it was unanimously carried to dismiss the complaint.

**VI.D.4. Lisa Gary CNA Exam (Lester)  
(aka: Flisk; Barnoski)**

Perry moved, Berrigan seconded, and it was unanimously carried to reopen Agenda Item VI.D.4. Lester addressed the Board with additional information. Johnson moved, Scott seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, to deny certification.

	VOTE	Johnson, Patricia Member	Gutierrez, Lori Member	Gum, Gary Member	Scott, Kathy Secretary	Malloch, Kathy President	Link, Denise Vice Pres	Perry, Hunter Member	Berrigan, Terri Member	Busby, Kathryn Member
YES	6	X		X	X	X		X	X	
NO	0									
ABSTAIN	0									
ABSENT	3		X				X			X

**VI.D.8. Ted H. Pickett CNA1000006319 (Lester)**

An attempt was made to contact Pickett telephonically and a message was left indicating the Board would move ahead with the case. Lester addressed the Board with additional information. Scott moved, Gum seconded, and it was unanimously carried to issue an Interim Order for a psychological evaluation with emphasis on substance abuse, and theft & dishonesty issues, with a Board approved PhD prepared evaluator, to include any additional testing deemed necessary by the evaluator, to be scheduled and completed within 45 days and return to the Board. If the Interim Order is not completed, based upon the findings of fact and statute/rule violations identified in the investigative report, issue Notice of Charges and include the factual allegations and alleged violations for failure to comply with the Interim Order.

	VOTE	Johnson, Patricia Member	Gutierrez, Lori Member	Gum, Gary Member	Scott, Kathy Secretary	Malloch, Kathy President	Link, Denise Vice Pres	Perry, Hunter Member	Berrigan, Terri Member	Busby, Kathryn Member
YES	6	X		X	X	X		X	X	
NO	0									
ABSTAIN	0									
ABSENT	3		X				X			X

**VI.E.3. Sara Michelle Nixon RN144240 (Midkiff)**

Midkiff addressed the Board with additional information, and an additional finding of fact #6: "On or about February 9, 2010, Nixon underwent a substance abuse evaluation with Dr. Phillip Lett. Dr. Lett recommended Nixon engage in counseling with a provider specializing with persons who have concurrent substance abuse and psychiatric concerns, abstain from mood altering chemicals unless prescribed for health reasons, and undergo random drug screening." Perry moved, Gum seconded, and it was unanimously carried, based upon the amended findings of fact and statute/rule violations identified in the investigative report, to offer a Consent Agreement for 12 months probation including the attached stipulations amended to delete, continuing education, and include, supervision for the last 3-4 hours of Nixon's shift as needed. If not signed within 30 days, issue Notice of Charges.

	VOTE	Johnson, Patricia Member	Gutierrez, Lori Member	Gum, Gary Member	Scott, Kathy Secretary	Malloch, Kathy President	Link, Denise Vice Pres	Perry, Hunter Member	Berrigan, Terri Member	Busby, Kathryn Member
YES	6	X		X	X	X		X	X	
NO	0									
ABSTAIN	0									
ABSENT	3		X				X			X

**VI.G.1. Barbara Ann Berens RN022527 (S. Nelson)**

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

	VOTE	Johnson, Patricia Member	Gutierrez, Lori Member	Gum, Gary Member	Scott, Kathy Secretary	Malloch, Kathy President	Link, Denise Vice Pres	Perry, Hunter Member	Berrigan, Terri Member	Busby, Kathryn Member
YES	6	X		X	X	X		X	X	
NO	0									
ABSTAIN	0									
ABSENT	3		X				X			X

**VI.G.2. Eileen Patricia Betts RN524562 (S. Nelson)**

Nelson addressed the Board with an addition to the potential violations of rules, 403 (B) (7) (10) and (31). Scott moved, Berrigan seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, to revoke multistate privilege and refer investigative case information including investigational documents to the home state of Texas for review and further licensure determination.

	<b>VOTE</b>	<b>Johnson, Patricia</b> Member	<b>Gutierrez, Lori</b> Member	<b>Gum, Gary</b> Member	<b>Scott, Kathy</b> Secretary	<b>Malloch, Kathy</b> President	<b>Link, Denise</b> Vice Pres	<b>Perry, Hunter</b> Member	<b>Berrigan, Terri</b> Member	<b>Busby, Kathryn</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.G.6. Carol Larson Hess RN022205 (S. Nelson)**

Perry moved, Scott seconded, and it was unanimously carried to issue a Letter of Concern for failing to follow policies and procedures to ensure newborn security and correctly identify newborns, and failing to maintain accurate records in our about May 2009, while working at St. Joseph’s Hospital in Phoenix, Arizona.

**VI.G.9. Terry Ester Strain LP042723 (S. Nelson) (Souders)**

Perry moved, Berrigan seconded, based upon the findings of fact and statute/rule violations identified in the investigative report, to offer a Consent Agreement for a Decree of Censure. If not signed within 30 days, issue Notice of Charges. After discussion Perry withdrew the motion. Perry moved, Berrigan seconded, and it was unanimously carried to issue an Interim Order for a boundary violation evaluation with a licensed psychologist and to include any additional testing deemed necessary by the evaluator, to be completed within 45 days and return to the Board. If not completed, based upon the findings of fact and statute/rule violations identified in the investigative report, issue Notice of Charges and include the factual allegations and alleged violations for failure to comply with the Interim Order.

	<b>VOTE</b>	<b>Johnson, Patricia</b> Member	<b>Gutierrez, Lori</b> Member	<b>Gum, Gary</b> Member	<b>Scott, Kathy</b> Secretary	<b>Malloch, Kathy</b> President	<b>Link, Denise</b> Vice Pres	<b>Perry, Hunter</b> Member	<b>Berrigan, Terri</b> Member	<b>Busby, Kathryn</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.G.10. Carol Ann Thompson RN090693 (S. Nelson)**

Nelson addressed the Board with additional information. Gum moved, Scott seconded, and it was unanimously carried to issue an Interim Order for a neuropsychological evaluation with a Board approved licensed psychologist, to include any additional testing deemed necessary by the evaluator, to be scheduled and completed within 45 days and return to the Board. If the Interim Order is not completed, based upon the findings of fact and statute/rule violations identified in the investigative report, issue Notice of Charges and include the factual allegations and alleged violations for failure to comply with the Interim Order.

	<b>VOTE</b>	<b>Johnson, Patricia</b> Member	<b>Gutierrez, Lori</b> Member	<b>Gum, Gary</b> Member	<b>Scott, Kathy</b> Secretary	<b>Malloch, Kathy</b> President	<b>Link, Denise</b> Vice Pres	<b>Perry, Hunter</b> Member	<b>Berrigan, Terri</b> Member	<b>Busby, Kathryn</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.G.2. Eileen Patricia Betts RN524562 (S. Nelson)**

Gum moved, Johnson seconded, and it was unanimously carried to reopen Agenda Item VI.G.2. Gum moved, Scott seconded, and it was unanimously carried to rescind the prior Board decision to revoke multistate privilege and refer investigative case information including investigational documents to the home state of Texas for their review and further licensure determination.

Gum moved, Scott seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, to issue Notice of Charges and refer investigative case information including investigational documents to the home state of Texas for their review and further licensure determination.

	<b>VOTE</b>	<b>Johnson, Patricia</b> Member	<b>Gutierrez, Lori</b> Member	<b>Gum, Gary</b> Member	<b>Scott, Kathy</b> Secretary	<b>Malloch, Kathy</b> President	<b>Link, Denise</b> Vice Pres	<b>Perry, Hunter</b> Member	<b>Berrigan, Terri</b> Member	<b>Busby, Kathryn</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.J.1. Latesha Antwanique Mack RN117692 (Rappoport)**  
**(aka: Lyons-Mack)**

Rappoport addressed the Board with additional information. Johnson moved, Gum seconded, and it was unanimously carried to issue an Interim Order for a psychological evaluation with a Board approved licensed psychologist with expertise in substance abuse, to be scheduled and completed within 30 days and return to the Board. If the Interim Order is not completed, issue Notice of Charges.

	<b>VOTE</b>	<b>Johnson, Patricia</b> Member	<b>Gutierrez, Lori</b> Member	<b>Gum, Gary</b> Member	<b>Scott, Kathy</b> Secretary	<b>Malloch, Kathy</b> President	<b>Link, Denise</b> Vice Pres	<b>Perry, Hunter</b> Member	<b>Berrigan, Terri</b> Member	<b>Busby, Kathryn</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.J.3. Michelle Elaine Chanin RN153673 (Rappoport)**  
**(aka: Guibinni; Allred)**

Rappoport addressed the Board with additional information. Perry moved, Gum seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, to issue an Interim Order for a psychiatric evaluation with a Board approved evaluator, to be scheduled and completed within 30 days and return to the Board. If the evaluation is not completed, issue Notice of Charges.

	<b>VOTE</b>	<b>Johnson, Patricia</b> Member	<b>Gutierrez, Lori</b> Member	<b>Gum, Gary</b> Member	<b>Scott, Kathy</b> Secretary	<b>Malloch, Kathy</b> President	<b>Link, Denise</b> Vice Pres	<b>Perry, Hunter</b> Member	<b>Berrigan, Terri</b> Member	<b>Busby, Kathryn</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.J.4. Lisa Marie Manning LP Endorsement (Rappoport)**

Rappoport addressed the Board with additional information. Scott moved, Gum seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, upon meeting all requirements and signing a Consent Agreement for 12 months probation including the attached stipulations, to grant licensure. If not signed within 30 days, issue an Order of Denial.

	VOTE	Johnson, Patricia Member	Gutierrez, Lori Member	Gum, Gary Member	Scott, Kathy Secretary	Malloch, Kathy President	Link, Denise Vice Pres	Perry, Hunter Member	Berrigan, Terri Member	Busby, Kathryn Member
YES	6	X		X	X	X		X	X	
NO	0									
ABSTAIN	0									
ABSENT	3		X				X			X

**VI.K.7. Bozena Prawdzic Witoslawski RN11477 (Sage)**

Perry moved, Busby seconded, and it was unanimously carried to reopen Agenda Item VI.K.7. Sage addressed the Board with an additional Board option. Scott moved, Berrigan seconded, and it was unanimously carried, to continue the investigation to provide notice to the respondent of the additional concerns found in the investigation and to request her response.

**VI.K.24. Bonnie Rabbits Nelson LP012310 (Sage)**

Perry moved, Gum seconded, and it was unanimously carried to issue a Letter of Concern for giving a resident an unlabeled medication from his home in July, 2009, and for perceived inappropriate behavior and verbal abuse regarding dementia residents while employed as an LPN at Royal Oaks Care Center in Sun City, Arizona in October, 2009.

**VI.M.2. Linder Faye Hollinquest RN085118 (Torrez)**

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

	VOTE	Johnson, Patricia Member	Gutierrez, Lori Member	Gum, Gary Member	Scott, Kathy Secretary	Malloch, Kathy President	Link, Denise Vice Pres	Perry, Hunter Member	Berrigan, Terri Member	Busby, Kathryn Member
YES	6	X		X	X	X		X	X	
NO	0									
ABSTAIN	0									
ABSENT	3		X				X			X

**VI.M.3. Mary Elizabeth Gleaves RN109091 (Torrez)**

Perry moved, Gum seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, to offer a Consent Agreement for a \$250 Civil Penalty. If not signed within 30 days and payment not received within 60 days, issue Notice of Charges.

	VOTE	Johnson, Patricia Member	Gutierrez, Lori Member	Gum, Gary Member	Scott, Kathy Secretary	Malloch, Kathy President	Link, Denise Vice Pres	Perry, Hunter Member	Berrigan, Terri Member	Busby, Kathryn Member
YES	6	X		X	X	X		X	X	
NO	0									
ABSTAIN	0									
ABSENT	3		X				X			X

**VI.M.6. Virginia Marie Ortega RN133580 (Torrez)**

Torrez addressed the Board with a technical correction to the investigative report, and updated information. Scott moved, Gum seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, to issue an Interim Order for a chemical dependency evaluation with a Board approved addictionologist, to include any additional testing deemed necessary by the evaluator, to be scheduled and completed within 45 days and return to the Board. If the Interim Order is not completed, based upon the findings of fact and statute/rule

violations identified in the investigative report, issue Notice of Charges and include the factual allegations and alleged violations for failure to comply with the Interim Order.

	<b>VOTE</b>	<b>Johnson, Patricia Member</b>	<b>Gutierrez, Lori Member</b>	<b>Gum, Gary Member</b>	<b>Scott, Kathy Secretary</b>	<b>Malloch, Kathy President</b>	<b>Link, Denise Vice Pres</b>	<b>Perry, Hunter Member</b>	<b>Berrigan, Terri Member</b>	<b>Busby, Kathryn 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

**VI.O.2. Christy Hawks RN Endorsement (TX Compact 68901) (Smith)**

Scott moved, Perry seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, upon meeting all requirements and signing a Consent Agreement for 24 months probation, including the attached stipulations, to grant licensure. If not signed within 30 days, deny licensure.

	<b>VOTE</b>	<b>Johnson, Patricia Member</b>	<b>Gutierrez, Lori Member</b>	<b>Gum, Gary Member</b>	<b>Scott, Kathy Secretary</b>	<b>Malloch, Kathy President</b>	<b>Link, Denise Vice Pres</b>	<b>Perry, Hunter Member</b>	<b>Berrigan, Terri Member</b>	<b>Busby, Kathryn 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

**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).

Cheya Wilson from the Auditor General’s office, in observance of the Board meeting and on site for a few months, introduced herself. Timelines for the audit were discussed.

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

**VII.C. President’s Report – Malloch**

**VII.C.2. Debriefing on Board Processes & Suggested Changes - All**

Board members and staff discussed the Board processes and flow of the meeting.

**X. Adjournment**

Gum moved, Johnson seconded, and it was unanimously carried to adjourn the meeting.

The meeting adjourned at 4:41 p.m., Wednesday, March 24, 2010.

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Kathy Malloch, PhD, MBA, RN, FAAN, President