

Arizona State Board of Nursing

Janice K. Brewer
Governor

Joey Ridenour
Executive Director



Board Meeting Minutes

The regular meeting of the Arizona State Board of Nursing convened at 8:00, a.m., Thursday, March 27, 2014, in the Board of Nursing Board Room, Suite 200, 4747 N. 7th Street, Phoenix, Arizona, with Randy C. Quinn, CRNA, President, presiding.

BOARD MEMBERS PRESENT:

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

BOARD MEMBERS ABSENT:

- Kim Post, RN, BSN, MBA/HCM, NEA-BC, Member

LEGAL COUNSEL:

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

STAFF DIRECTORS:

- Joey Ridenour, RN, MN, FAAN, Executive Director
- Valerie Smith, RN, MS, FRE, Associate Director of Investigations
- Nikki Austin, JD, RN, Associate Director of Monitoring/CANDO/Hearings
- Judy Bontrager, RN, MN, Associate Director of Operations
- Pamela Randolph, RN, MSN, Associate Director of Education and Evidence Based Regulation

STAFF:

<p>Katrina Alberty, Senior Investigator Frederick Arias, Senior Investigator Max Barker, Senior Investigator Frannie Breed, RN, BSN, Education Consultant Stephanie Chambers, RN, MN, Nurse Practice Consultant Janeen Dahn, Ph.D., FNP-C, Nurse Practice Consultant/AP Ronda Doolen, RN, BSN, MSN, Education Program Administrator Diva Galan, JD, Senior Investigator Tamara Greabell, MA, BSN, RN, Nurse Practice Consultant Jan Kerrigan, RN, BSN, Nurse Practice Consultant/CANDO Kristi Hunter, MSN, FNP-C, Nurse Practice Consultant</p>	<p>Ruth Kish, RN, MN, Nurse Practice Consultant Jennifer McWilliams, Senior Investigator Kirk Olson, Senior Investigator Linda Monas, Senior Investigator Michael Pilder, MSN, RN, APHN-BC, Nurse Practice Consultant Michelle Morton, Senior Investigator Bonnie Richter, MSW, Senior Investigator Opal Wagner, RN, BSN, Nurse Practice Consultant Kristen Wilson, RN, MSN, CNS, PMANP, BC, NPC Lisa Youtsey, Administrative Assistant</p>
---	--

I. Call to Order

The meeting was called to order at 8:01, a.m., Thursday, March 27, 2014.

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

Quinn presided.

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

VI.N.3. Susan Tancredo RN087102 (Arias)

Attorney Flynn Carey was present and addressed the Board. Johnson moved, Snider seconded, and it was unanimously carried to accept the signed Stipulated Agreement.

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

**V.C.4. Nancy Dianne Parham CNA10000036003 (Greabell)
LP Applicant**

Attorney Rob Chelle was present and addressed the Board. Parham was present and available for questions. Greabell addressed the Board with additional information. McCormies moved, Snider seconded, and it was unanimously carried based upon the findings of fact and statute/rule violations identified in the investigative report, upon meeting all licensure requirements and signing a Consent Agreement for a minimum nine (9) month standard probation, to include the attached stipulations, grant practical nurse licensure and terminate Consent Agreement and Order No. 1107110. If not signed within 30 days, deny licensure. Respondent's Order No. 1107110 shall remain in effect until terminated by this Board or upon Respondent's fulfillment of all terms and conditions of the Order.

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

V.C.14. Paula Jean Beall LP047345 (Greabell)

Greabell addressed the Board with additional information. Attorney Rob Chelle was present and addressed the Board. Beall was present and available for questions. Quinn moved, Dalton seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report offer a Consent Agreement for a suspension not exceed 6 months pending the completion of a Medical Review Officer evaluation and a relapse prevention evaluation to be followed by a minimum 12 month stayed revocation probation with terms and conditions. If not signed within 15 days, issue Notice of Charges.

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

VI.K.1. Julie Suzanne Lindeman RN158299 (Wilson)

Attorney Rob Chelle was present and addressed the Board. McCormies moved, Dalton seconded, and it was unanimously carried, on a determination of reasonable cause, based on the facts alleged in the investigative report (and material presented at this Board meeting), at no cost to the Board, issue an Interim Order for a psychological evaluation with emphasis in ethics and anger management by a Board approved evaluator who is at minimum Ph.D. prepared and to include any additional testing deemed necessary by the evaluator, to be completed within 45 days and then return to the Board. If the Interim Order is not completed, based upon the findings of fact and statute/rule violations identified in the investigative report, issue Notice of Charges and include the factual allegations and alleged violations for failure to comply with the Interim Order and amend Order to include substance abuse.

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

VI.D.8. Kristina Schoeck RN161533 (Pilder)

Attorney Rob Chelle was present and addressed the Board. Schoeck was present and available for questions. Johnson moved, Snider seconded, and it was unanimously carried to issue a Letter of Concern for Respondent's Conviction on or about February 23, 2010 issued by the Superior Court, County of Los Angeles, CA Case No. MP00459 following Respondent's plea of Nolo Contendere to a violation of Vehicle Code section 23153 subdivision (b) driving with a blood alcohol level of .08% or more on November 25, 2009, a Misdemeanor.

VI.R.2. Leslie Wharton Nelson RN064324 (Austin)

Attorney Rob Chelle was present and addressed the Board. Nelson was present and available for questions. Gutierrez moved, McCormies seconded, and it was unanimously carried to issue a Letter of Concern for testing positive for cannabinoids (marijuana) in a pre-employment drug screen at Scottsdale Healthcare in Scottsdale, Arizona on or about May 20, 2013.

VI.I.1. Cindy Marie Brown RN073258; AP3224 (Dahn)

Attorney Brian Percell was present and addressed the Board. Brown was present and available for questions. Harrell moved, Dalton seconded, and it was unanimously carried to dismiss the complaint.

**VI.I.4. Patric Schine RN085431; AP1483 (Dahn)
(AKA: Hernandez-Kline)**

Schine was present and available for questions. McCormies moved, Snider seconded, and it was unanimously carried to issue a Letter of Concern for failing to appropriately identify your nursing credentials on your website on or about February 3, 2014, resulting in misleading the public about your qualifications.

VI.J.3. Courtney Allison Voss RN134246 (Hunter)

Hunter addressed the Board and confirmed receipt of additional information. Attorney Kevin Nicholas and Voss were present and available for questions. Snider moved, Gutierrez seconded, and it was unanimously carried to dismiss the complaint.

VI.D.7 Coretta Mathie LP044766 (Pilder)

Pilder addressed the Board and confirmed receipt of additional information. Attorney Steve Duffy was present and addressed the Board. Mathie was present and available for questions. Gutierrez moved, Johnson seconded, and it was unanimously carried, based on the findings of fact, statute/rule violations identified in the Investigative Report, offer a Consent Agreement for a Decree of Censure to be signed within 30 days or issue a Notice of Charges. Gutierrez moved, Snider seconded, and it was unanimously carried to withdraw motion. Gutierrez moved, Dalton seconded, upon a determination of reasonable cause, based on the findings of facts alleged in the investigative report, and material presented at this Board meeting, and at no cost to the Board, issue and Interim Order for Anger Management evaluation by a Board approved (Ph.D level) licensed psychologist, and to include any additional testing deemed necessary by the evaluator, to be completed within 45 days and then return to the Board. If the Interim Order is not completed, based upon the findings of fact and statute/rule violations identified in the investigative report, issue a Notice of Charges and include the factual allegations and alleged violations of statute and rule for failure to comply with the Interim Order.

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

V.C.11. Elizabeth Kay Brooks RN058707; AP0239 (Greabell)

Berrigan moved, McCormies seconded, and it was unanimously carried to table Agenda Item V.C.11.

V.C.11. Elizabeth Kay Brooks RN058707; AP0239 (Greabell)

Berrigan moved, McCormies seconded, and it was unanimously carried to reopen Agenda Item V.C.11. Greabell addressed the Board with additional information. Attorney Kevin Nicolas and Brooks were present and available for questions. McCormies moved, Dalton seconded, and it was unanimously carried to dismiss Investigation Case No. 1208142 and based on the findings of fact and statute violations identified in the Monitoring Non-Compliance Investigative Report, offer a Consent Agreement for Decree of Censure to be signed within thirty days and allow Respondent to continue on Consent Agreement and Order No. 1006113 which shall remain in effect and enforceable until Respondent has completed a minimum of 18 months of practice not less than sixteen hours per week. Board staff may not credit Respondent's employment with Dr. Onkar Bhowra at Sun Valley Internists towards the work requirement due to the lack of consistent on-site supervision, but may credit Respondent's coursework as completed. If not signed within thirty days, issue Notice of Charges and Respondent's Consent Agreement and Order No. 1006113 shall remain in effect and enforceable until the matter is resolved.

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

VI.R.3. Mary Cathleen Chavez RN141826 (Austin)
(AKA: Beard, Murphy, Portier, Clark)

Attorney Julie La Benz was present telephonically, and addressed the Board. Dalton moved, Johnson seconded, and it was unanimously carried to dismiss the complaint.

VI.G.1. Shelby Leigh Hall RN162934 (Wagner)
(AKA: Richert)

Wagner addressed the Board with additional information. Complainant Jessica Batten was present and addressed the Board. Quinn moved, Berrigan seconded, and it was unanimously carried, on a determination of reasonable cause based on the facts alleged in the investigative report (and material presented at this Board meeting), at no cost to the Board, issue an Interim Order for a substance abuse evaluation to be completed by a Board approved licensed psychologist, and to include any additional testing deemed necessary by the evaluator, to be completed within 45 days and then return to the Board. If the Interim Order is not completed, based upon the findings of fact and statute/rule violations identified in the investigative report, issue Notice of Charges and include the factual allegations and alleged violations for failure to comply with the Interim Order.

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

VI.B.7. Michelle Nicole Thornton CNA Exam (Richter)

Thornton was present and addressed the Board. Gutierrez moved, Snider seconded, and it was unanimously carried, upon meeting all certification requirements, grant certification, and issue a Letter of Concern for Driving Under the Influence, a class one misdemeanor, committed on or about December 16, 2006, in Mesa (Arizona) for which you were convicted pursuant to a guilty plea on or about January 8, 2007, in the Scottsdale City Court (Arizona), and for your Extreme Driving Under the Influence, a class one misdemeanor, committed on or about February 27, 2008 in Peoria (Arizona) for which you were convicted pursuant to a guilty plea on or about April 22, 2008, in the Peoria Municipal Court (Arizona).

VI.B.8. Margarita Kira Villaraza RN Exam (Richter)

Villaraza was present and addressed the Board. Johnson moved, Snider seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, upon meeting all licensure/certification requirements, signing a Consent Agreement for a \$250.00 civil penalty and payment of the civil penalty, grant licensure. If not signed within 30 days or payment of the civil penalty not received within 60 days, deny licensure.

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

VI.B.9. Katrice Lachelle Weaver CNA Endorsement (Richter)
(AKA: Wells)

Weaver was present and addressed the Board. Quinn moved, Johnson seconded, and it was unanimously carried to continue the investigation to allow opportunity to receive applicant’s medical records and applicant the opportunity to voluntarily obtain a psychological evaluation to be completed by a Board

approved licensed psychologist, who is at minimum Ph.D. prepared, and to include any additional testing deemed necessary by the evaluator, to be scheduled and completed with 45 days and then return to the Board. If the evaluation is not completed, based upon the findings of fact and statute/rule violations identified in the investigative report, deny certification.

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

VI.C.9. Janice Krogmann CNA Exam (Morton)

Attorney Sara Presler, Krogman, and Denise Schubert, Live and Learn, Director, were present and addressed the Board. Johnson moved, Dalton seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, offer a Consent Agreement for 12-month stayed suspension, and the attached stipulations, amended to delete Behavioral Therapy. If not signed within 30 days, deny certification.

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

Busby arrived to the meeting at 9:43 a.m.
 Snider left the meeting at 9:45 a.m.
 Snider returned to the meeting at 9:47 a.m.

**VI.C.11. Christine Banman RN Endorsement (Morton)
 (AKA: Hartsock)**

Banman and character witnesses, Jeremy Umhay, Angela Barnett, Jackie Jones, were present and addressed the Board. Busby moved, McCormies seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report upon meeting all licensure requirements and signing a Consent Agreement for a maximum 12 month stayed revocation, limited license, for refresher course only, followed by a 48 month stayed revocation/probation to include attached stipulations, grant limited licensure for RN Refresher Course only, under the terms of a stayed revocation. Upon successful completion of the RN Refresher Course, grant RN license under applicable terms of the Consent Agreement. If not signed within 30 days, deny licensure based upon the information contained in this investigative report. The Board amended stip sheet to include two minor corrections in limited license; at minimum once a month a good ETG, alcohol test, and Direct Supervision.

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

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

VI.N.1. Diana Billack RN Endorsement (Arias)

Billack was present and addressed the Board. Gutierrez moved, Snider seconded, and it was unanimously carried to grant licensure upon meeting all requirements, and issue a Letter of Concern for

her; 1978 reported charge and conviction for theft, a misdemeanor in Harford, Connecticut. 1996 reported charge for damage to public property, a misdemeanor in Berkley, California and charge on May 26, 2012 and conviction on May 13, 2013 for battery, a misdemeanor in Riverside County, California.

VI.N.2. Heather Ann Smith CNA Exam (Arias)
(AKA: Smithberg)

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

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

V.B.2. Cynthia Violet Huffman RN093519 (Richter)
(AKA: Lemaster)

Huffman was present and available for questions. Snider moved, Berrigan seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations in the investigative report upon meeting all licensure requirements and signing a Consent Agreement for a 24 month probation to include attached stipulations, grant temporary licensure for RN Refresher Course only. Upon successful completion of RN Refresher Course, grant RN license under applicable terms. If not signed within 30 days, deny licensure based upon the information contained in this investigative report.

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

V.B.3. Denise Ortiz RN Applicant (Hunter)

Hunter addressed the Board with additional information. Ortiz, son, Alex Ortiz, and husband, Juan Ortiz, were present and addressed the Board. Busby moved, Gutierrez seconded, and it was unanimously carried to go into Executive Session pursuant to A.R.S. §38-431.03 (A) (2) and (3), on Agenda Item V.B.3. for the purpose of confidential medical reasons and to obtain legal advice. Executive Session convened at 10:40 a.m., and adjourned at 10:48 a.m. After discussion, Busby moved, Berrigan seconded, and it was unanimously carried to allow applicant to voluntarily withdraw application.

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

V.C.2. Sylvia R Ebuon RN088219 (Greabell)

Greabell addressed the Board and confirmed receipt of additional information. Ebuon was present and addressed the Board. Johnson moved, McCormies seconded, and it was unanimously carried to issue a Letter of Concern for (1) missing Nurse Recovery Group meetings in June 2013 and October 2013 in violation of paragraph 3, page 6 of the Order; (2) failing to cause each supervising nurse at Fresenius Medical Care to submit in writing a letter acknowledging receipt of the Order and the new supervising nurse's ability to comply with the conditions of probation within 10 days of being assigned a new supervising nurse in violation of paragraph 12, pages 12-13 of the Order; and (3) failing to cause prescribing providers to

submit monthly reports to the Board acknowledging the continued need for Ambien in violation of paragraph 7, page 9 of the Order, and terminate Consent Agreement and Order No. 1009115.

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

V.C.6. Darlene Brown RN129329 (Greabell)

Brown and daughter, Jessica Anderson were present and available for questions. McCormies moved, Dalton seconded, and it was unanimously carried to issue a Letter of Concern for failing to cause your immediate supervisors at Fresenius Medical Care to inform the Board, in writing, within three days of your hire, their acknowledgement of Consent Agreement and Order No 1006079 and terminate Consent Agreement and Order No. 1006079.

VI.A.4. Lisa Lancaster RN069264, AP Application (Monas) (AKA: Ramey)

Monas addressed the Board and confirmed receipt of additional information. Lancaster was present and available for questions. Gutierrez moved, Snider seconded, and it was unanimously carried, upon a determination of reasonable cause, based on the facts alleged in the investigative report, and material presented at this Board meeting, and at no cost to the Board, issue an Interim Order for a psychological evaluation to include a substance abuse evaluation by a Board approved licensed psychologist, and to include any additional testing deemed necessary by the evaluator, to be completed within 45 days and then return to the Board. If the Interim Order is not completed, based upon the findings of fact and statute/rule violations identified in the investigative report, issue a Notice of Charges and include the factual allegations and alleged violations of statute and rule for failure to comply with the Interim Order.

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

VI.A.6. Lara Wolfe-Sepulveda RN154301 (Monas) (AKA: Wolfe)

Wolfe was present and available for questions. Quinn moved, Berrigan seconded, and it was unanimously carried, upon a determination of reasonable cause, based on the facts alleged in the investigative report, and material presented at this Board meeting, and at no cost to the Board, issue an Interim Order for a psychological evaluation to include a substance abuse evaluation by a Board approved licensed psychologist, and to include any additional testing deemed necessary by the evaluator, to be completed within 45 days and then return to the Board. If the Interim Order is not completed, based upon the findings of fact and statute/rule violations identified in the investigative report, deny AP licensure and issue Notice of Charges for RN154301 and include the factual allegations and alleged violations of statute and rule for failure to comply with the Interim Order.

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

VI.A.9. Sherryl Gonzales Grepo LP Exam (Monas)

Grepo was present and available for questions. Gutierrez moved, Dalton seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, upon meeting all licensure requirements, signing a Consent Agreement, applied to both the LPN license and the CNA certificate, for a Decree of Censure, grant licensure. If not signed within 30 days, deny licensure, and issue a Notice of Charges for CNA999988502.

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

McCormies left the meeting at 11:07 a.m.
McCormies returned to the meeting at 11:09 a.m.

VI.A.11 Amber Gabler RN Exam (Monas)

Gabler was present and available for questions. Johnson moved, Gutierrez seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, upon meeting all licensure requirements, signing a Consent Agreement for a Decree of Censure, grant licensure. If not signed within 30 days, deny licensure and issue Notice of Charges for LP046134 and CNA1000016326.

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

**VI.D.2. Oluwasegun Okunola CNA1000011611 (Pilder)
(AKA: Okunola, Okunda)**

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

VI.E.1. Julie Barnett CNA Endorsement (Alberty)

Barnett was present and available for questions. Busby moved, Gutierrez seconded, and it was unanimously carried to continue the investigation to allow Applicant the opportunity to obtain a psychosexual misconduct evaluation, at no cost to the Board, to be completed by a Board approved licensed psychologist who has expertise in sexual misconduct, and to include any additional testing deemed necessary by the evaluator, to be completed within 45 days and then return to the Board. If the evaluation is not completed, based upon the findings of fact and statute/rule violations identified in the investigative report, deny certification.

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

**VI.E.10. Nicholas Andrew Jamieson TLP049573; (Alberty)
LPN Endorsement**

Alberty addressed the Board and confirmed receipt of additional information. Jamieson was present and addressed the Board. Quinn moved, Gutierrez seconded, and it was unanimously carried to continue the investigation to allow Applicant the opportunity to obtain a psychological evaluation, to include a

substance abuse evaluation, at no cost to the Board, by a Board approved licensed psychologist, and to include any additional testing deemed necessary by the evaluator, to be scheduled and completed within 45 days and then return to the Board. If the evaluation is not completed, based upon the findings of fact and statute/rule violations identified in the investigative report, deny licensure.

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

VI.H.9. Kathleen Rabon-Ney RN089715 (Kish)
(AKA: Potts, Adele)

Rabon-Ney was present and available for questions. Quinn moved, Busby seconded, and it was unanimously carried to issue a Letter of Concern for failing to document visits and review comprehensive care plans on or around June 25, 2012 and June 28, 2012, according to Prime Care Hospice agency policy while working as a RN at Prime Care Hospice and assigned to provide hospice services for patients I.D., J.G., T.H., J.R., and A.R., at Phoenix Mountain Care Center, Phoenix, AZ.

VI.O.4. Arthur Allen Cazares RN Exam (Barker)

Cazares was present and addressed the Board. McCormies moved, Gutierrez seconded, and it was unanimously carried to grant licensure upon meeting all requirements, and issue a Letter of Concern for his May 21, 2001 arrest for underage consumption of alcohol by Wilcox (Arizona) Police Department that did not result in prosecution; for his October 19, 2006 conviction in the Tucson City Court in Tucson, Arizona for driving under the influence of an alcoholic beverage with a blood/alcohol content of .196%; and for his May 5, 2013 arrest for assault by Scottsdale (Arizona) Police Department that was not prosecuted in court.

VI.O.6. Alex Varkey CNA1000023812 (Barker)

Johnson moved, Snider seconded, and it was unanimously carried to Issue a Letter of Concern for your June 24, 2013 conviction in the Peoria Municipal Court in Peoria, Arizona, for assault (domestic violence) a misdemeanor, his failure to report the charges regarding this incident within timelines set forth by the Nurse Practice Act, and for your June 8, 2011 performance failure, while employed with The Forum at Desert Harbor in Peoria, Arizona, where you failed to properly address toiletry issues of a patient under your care.

IX. Dialogue with Nursing Students

The Board members and staff dialogued with Arizona State University, Eastern Arizona College, Grand Canyon University, and Mesa Community College nursing students regarding Board functions, policies and procedures.

Questions were asked on:

- Investigative Reports
- The role of the Board members and the entire process

The meeting was adjourned at 11:40 a.m. due to electrical failure.

Arizona State Board of Nursing

Janice K. Brewer
Governor

Joey Ridenour
Executive Director



Board Meeting Minutes

The regular meeting of the Arizona State Board of Nursing convened at 8:00, a.m., Friday, March 28, 2013, in the Board of Nursing Board Room, Suite 200, 4747 N. 7th Street, Phoenix, Arizona, with Randy C. Quinn, CRNA, President, presiding.

BOARD MEMBERS PRESENT:

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

BOARD MEMBERS ABSENT:

LEGAL COUNSEL:

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

STAFF DIRECTORS:

- Joey Ridenour, RN, MN, FAAN, Executive Director
- Valerie Smith, RN, MS, FRE, Associate Director of Investigations
- Nikki Austin, JD, RN, Associate Director of Monitoring/CANDO/Hearings
- Judy Bontrager, RN, MN, Associate Director of Operations
- Pamela Randolph, RN, MSN, Associate Director of Education and Evidence Based Regulation

STAFF:

<p>Katrina Alberty, Senior Investigator Frederick Arias, Senior Investigator Max Barker, Senior Investigator Frannie Breed, RN, BSN, Education Consultant Stephanie Chambers, RN, MN, Nurse Practice Consultant Janeen Dahn, Ph.D., FNP-C, Nurse Practice Consultant/AP Ronda Doolen, RN, BSN, MSN, Education Program Administrator Diva Galan, JD, Senior Investigator Tamara Greabell, MA, BSN, RN, Nurse Practice Consultant Jan Kerrigan, RN, BSN, Nurse Practice Consultant/CANDO Kristi Hunter, MSN, FNP-C, Nurse Practice Consultant</p>	<p>Ruth Kish, RN, MN, Nurse Practice Consultant Jennifer McWilliams, Senior Investigator Kirk Olson, Senior Investigator Linda Monas, Senior Investigator Michael Pilder, MSN, RN, APHN-BC, Nurse Practice Consultant Michelle Morton, Senior Investigator Bonnie Richter, MSW, Senior Investigator Opal Wagner, RN, BSN, Nurse Practice Consultant Kristen Wilson, RN, MSN, CNS, PMANP, BC, NPC Lisa Youtsey, Administrative Assistant</p>
---	--

I. Call to Order

The meeting was called to order at 8:01, a.m., Friday, March 28, 2014.

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

Quinn presided.

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

Berrigan recused herself and left the meeting at 8:02 a.m.

Post arrived at the meeting at 8:06 a.m.

II.A. Administrative Law Judge (ALJ) Recommendations

II.A.1. Ashley Smyrski RN Applicant (Campbell)

The proceeding began at 8:03 a.m., with the following Board members present: Quinn, Dalton, Harrell, Johnson, Snider, Gutierrez, Post and Busby.

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

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

Campbell addressed the Board and requested the Board accept the Administrative Law Judge's recommended findings of fact and conclusions of law and to accept the Administrative Law Judge's decision.

Attorney Kimberly Kent was present and addressed the Board. Smyrski was present and available for questions.

Busby moved, Johnson seconded, and it was unanimously carried to adopt as Findings of Fact the findings contained in Paragraphs 1 through 84.

Busby moved, Snider seconded, and it was unanimously carried, to adopt as Conclusions of Law the violations in Paragraphs 1 through 9.

Busby moved, Snider seconded, and it was unanimously carried to grant license and issue a Letter of Concern pursuant to A.R.S. 32-1664 (G) reflecting that the applicant had two alcohol-related incidents in 2006, which resulted in a conviction for Vehicle Operation-Careless or Negligent, and a third alcohol-related incident in 2011, which resulted in a conviction for providing false information to a police officer. The Board amended to make a finding two changes in Conclusions of Law #5 and #9 were before she worked as an RN.

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

Berrigan returned to the meeting at 8:10 a.m.

II.C.5. Tara Marie Lough (RN161733) (Campbell)

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

Lough was present, telephonically, and available for questions.

Attorney Farin Akins was present and available for questions.

Busby moved, Snider seconded, and it was unanimously carried to adopt the proposed signed Consent Agreement.

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

II.C. Settlement Conference Cases and Proposed Consent Agreements

II.C.1. Taryn Joyner RN159659 (Campbell)

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

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

Attorney Kathleen Lambert was present and addressed the Board.

Joyner was present and available for questions.

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

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

II.A.12. Carol Cifelli RN053355 (Selzer)

The proceeding began at 8:21 a.m., with the following Board members present: Quinn, McCormies, Berrigan, Dalton, Harrell, Johnson, Snider, Gutierrez, Post and Busby.

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

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

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

Attorney Kelly McDonald was present and addressed the Board.

Cifelli was present and available for questions.

Busby moved, Gutierrez seconded, and it was unanimously carried to accept as Findings of Fact the findings contained in Paragraphs 1 through 31.

Busby moved, Dalton seconded, and it was unanimously carried, to accept as Conclusions of Law the violations in Paragraphs 1 through 12.

Busby moved, Post seconded, and it was unanimously carried to issue a Decree of Censure.

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

McCormies arrived to the meeting at 8:40 a.m.

II.C.4. Norman Nicholas Mack RN146159; LP018901 (C. Smith)

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

Attorney Kelly McDonald was present and addressed the Board.

Mack was present and available for questions.

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

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

II.C.2. Susan Koepf RN037706 (C. Smith)

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

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

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

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

II.C.3. Vicki Sue Silides RN103089 (C. Smith)

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

Attorney Teresa Sanzio was present and addressed the Board.

Busby moved, Berrigan seconded, and it was unanimously carried to accept the signed Consent Agreement with amendment to allow her to work night shift at St Joseph’s Hospital.

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

II.C.6. Teresa Geraldine Thomas RN120738 (Selzer)

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

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

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

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

II.A.2. Shaundra Yvette Ward CNA Applicant (Campbell)

The proceeding began at 8:51 a.m., with the following Board members present: Quinn, McCormies, Berrigan, Dalton, Harrell, Johnson, Snider, Gutierrez, Post and Busby.

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

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

Ward was present and available for questions.

Campbell addressed the Board and requested the Board accept the Administrative Law Judge’s recommended findings of fact and conclusions of law and to adopt Administrative Law Judge’s Conclusions of Law and Findings of Fact dismissing Wards appeal.

Johnson moved, Busby seconded, and it was unanimously carried to accept as Findings of Fact the findings contained in Paragraphs 1 through 11.

Busby moved, Dalton seconded, and it was unanimously carried, to accept as Conclusions of Law the violations in Paragraphs 1 through 12.

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

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

II.A.3. Caroline Anne Butler RN153405 (Selzer)

The proceeding began at 8:54 a.m., with the following Board members present: Quinn, McCormies, Berrigan, Dalton, Harrell, Johnson, Snider, Gutierrez, Post and Busby.

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

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

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

Busby moved, Johnson seconded, and it was unanimously carried to accept as Findings of Fact the findings contained in Paragraphs 1 through 20.

Busby moved, Gutierrez seconded, and it was unanimously carried, to accept as Conclusions of Law the violations in Paragraphs 1 through 7.

Busby moved, Dalton seconded, and it was unanimously carried to accept the Administrative Law Judge’s recommended Order to revoke professional nurse license No. 154305, previously issued to Caroline Ann Butler.

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

II.A.4. Michelle Nichole Casey RN169037 (C. Smith)

The proceeding began at 8:56 a.m., with the following Board members present: Quinn, McCormies, Berrigan, Dalton, Harrell, Johnson, Snider, Gutierrez, Post and Busby.

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

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

C. Smith addressed the Board and requested the Board accept the Administrative Law Judge’s recommended Findings of Fact and Conclusions of Law and to adopt recommended discipline.

McCormies moved, Gutierrez seconded, and it was unanimously carried to accept as Findings of Fact the findings contained in Paragraphs 1 through 37.

McCormies moved, Gutierrez seconded, and it was unanimously carried, to accept as Conclusions of Law the violations in Paragraphs 1 through 7.

Busby moved, Post seconded, and it was unanimously carried to affirm its order summarily suspending Respondent Michelle Nichole Casey’s privilege to practice nursing in the State of Arizona and revoke Respondent Michelle Nichole Casey’s privilege to practice nursing in the State of Arizona.

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

II.A.5. Jason Michael Froio RN159677 (C. Smith)

The proceeding began at 8:58 a.m., with the following Board members present: Quinn, McCormies, Berrigan, Dalton, Harrell, Johnson, Snider, Gutierrez, Post and Busby.

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

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

Froio was present and addressed the Board.

C. Smith addressed the Board and requested the Board accept the Administrative Law Judge’s recommended Findings of Fact and Conclusions of Law and to adopt recommended Order.

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

Busby moved, Dalton seconded, and it was unanimously carried, to accept as Conclusions of Law the violations in Paragraphs 1 through 7.

Busby moved, Johnson seconded, and it was unanimously carried to accept the Administrative Law Judge’s recommended Order to revoke professional nurse license No. RN159677 previously issued to Jason Michael Froio.

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

II.A.6. Joyce Marie Whitaker RN Reissuance (Campbell)

The proceeding began at 9:07 a.m., with the following Board members present: Quinn, McCormies, Berrigan, Dalton, Harrell, Johnson, Snider, Gutierrez, Post and Busby.

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

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

Whitaker was present and addressed the Board.

Campbell addressed the Board and requested the Board accept the Administrative Law Judge’s recommended Findings of Fact and Conclusions of Law and to adopt the recommended Order and affirm denial of application for reissuance of RN license in Arizona.

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

Busby moved, Johnson seconded, and it was unanimously carried, to accept as Conclusions of Law the violations in Paragraphs 1 through 11.

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

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

II.A.7. Robert Glenn Lupe CNA100001218 (Selzer)

The proceeding began at 9:19 a.m., with the following Board members present: Quinn, McCormies, Berrigan, Dalton, Harrell, Johnson, Snider, Gutierrez, Post and Busby.

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

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

Selzer addressed the Board and requested the Board accept the Administrative Law Judge’s recommended findings of fact and conclusions of law and to recommend decision in this matter.

McCormies moved, Snider seconded, and it was unanimously carried to adopt as Findings of Fact the findings contained in Paragraphs 1 through 12.

McCormies moved, Snider seconded, and it was unanimously carried, to adopt as Conclusions of Law the violations in Paragraphs 1 through 9.

McCormies moved, Dalton seconded, and it was unanimously carried to issue a Decree of Censure against Certificate Number CNA1000001218.

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

II.A.8. Walter Tindal III RN103019 (C. Smith)

The proceeding began at 9:21 a.m., with the following Board members present: Quinn, McCormies, Berrigan, Dalton, Harrell, Johnson, Snider, Gutierrez, Post and Busby.

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

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

C. Smith addressed the Board and requested the Board accept the Administrative Law Judge’s recommended findings of fact and conclusions of law and to adopt proposed Order with one exception of #5, which should be amended to finding that the Board established a violation of A.R.S. 32-1601(22)(d)(h) and (j). I instead of J, typing error.

Busby moved, Snider seconded, and it was unanimously carried to accept as Findings of Fact the findings contained in Paragraphs 1 through 26.

Busby moved, Snider seconded, and it was unanimously carried, to accept as Conclusions of Law the violations in Paragraphs 1 through 8.

Busby moved, Snider seconded, and it was unanimously carried to affirm its order summarily suspending Walter Tindal III’s privilege to practice nursing in the State of Arizona and to revoke Walter Tindal III’s privilege to practice nursing in the State of Arizona.

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

II.A.9. La Tonya Denese Collins CNA Applicant (Campbell)

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

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

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

Campbell addressed the Board and requested the Board accept the Administrative Law Judge’s recommended Findings of Fact and Conclusions of Law and to request that CNA be granted.

Husband Rodney Lamb and Collins were present and available for questions.

Busby moved, Gutierrez seconded, and it was unanimously carried to accept as Findings of Fact the findings contained in Paragraphs 1 through 44.

Busby moved, McCormies seconded, and it was unanimously carried, to accept as Conclusions of Law the violations in Paragraphs 1 through 9.

Busby moved, McCormies seconded, and it was unanimously carried to adopt Administrative Law Judges recommended Order and grant her application, and certify her as a CNA.

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

II.A.10. Meredith Joann Abdi RN147896 (Selzer)

The proceeding began at 9:31 a.m., with the following Board members present: Quinn, McCormies, Berrigan, Dalton, Harrell, Johnson, Snider, Gutierrez, Post and Busby.

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

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

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

Abdi was present telephonically and addressed the Board.

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

Busby moved, Gutierrez seconded, and it was unanimously carried, to adopt as Conclusions of Law the violations in Paragraphs 1 through 11.

Busby moved, Gutierrez seconded, and it was unanimously carried to adopt Administrative Law Judge’s Order and include probation for one year.

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

II.A.11. Amanda Lucia Trujillo RN137552 (C. Smith)

The proceeding began at 9:37 a.m., with the following Board members present: Quinn, McCormies, Berrigan, Dalton, Harrell, Johnson, Snider, Gutierrez, Post and Busby.

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

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

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

Busby moved, Dalton seconded, and it was unanimously carried to accept as Findings of Fact the findings contained in Paragraphs 1 through 40.

Busby moved, Berrigan seconded, and it was unanimously carried, to accept as Conclusions of Law the violations in Paragraphs 1 through 9.

Busby moved, Dalton seconded, and it was unanimously carried to accept the Administrative Law Judge’s recommended Order to revoke professional nurse license No. RN137552, previously issued to Amanda Lucia Trujillo.

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

**II.A.2. Shaundra Yvette Ward CNA Applicant (Campbell)
(AKA: Campbell)**

McCormies moved, Berrigan seconded, and it was unanimously carried to reopen Agenda Item II.A.2. for the purpose of allowing Ward to address the Board.

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

AGENA #	Respondent Name	Lic/Cert #	Board Resolution	Legal Staff
II.B.1.	Kristine Ann Clark	RN140868	Revoke	Campbell

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

Campbell addressed the Board and requested Order of Revocation.

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

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

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

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

II.B.2. Gordon Ray Beardslee RN065973 (Selzer)

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

Selzer addressed the Board and withdrew motion to deem.

II.C.8. Sherill Mucken LP017319 (C. Smith)

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

C. Smith addressed the Board and confirmed receipt of additional information..

Attorney Kelly McDonald was present and addressed the Board.

Mucken was present and available for questions.

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

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

II.C.7. Jessica Nicole Lopez CNA100003720 (C. Smith)

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

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

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

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.	Crystal Gay Perlmutter	LP965927	Revocation	C. Smith
II.D.2.	Kimberly Bellamy	LP041527	Revocation	C. Smith
II.D.3.	Sarah Mclain	RN113715	Revocation	C. Smith
II.D.4.	Victoria Matlock	TX RN571970	Revocation	C. Smith
II.D.6.	Wendy J. Nanez	CNA999947724	Revocation	Selzer
II.D.7.	Clinton Dwight Pell II	CNA1000027235	Revocation	Selzer
II.D.8.	Paul James Benton	RN124187	Revocation	C. Smith
II.D.9.	Randi Lyn Morder	CNA10000026200	Revocation	C. Smith

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

C. Smith addressed the Board and requested the Board accept the State’s recommended discipline for the above listed.

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

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

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

Busby moved, Berrigan seconded, and it was unanimously carried to accept the State’s recommended discipline for Agenda Items II.D.1. through II.D.4 and II.D.6 through II.D.9.

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

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.5.	Albert Rivera	CNA999987708	Revocation	Selzer

Busby moved, Snider seconded, and it was unanimously carried to Table Agenda Item II.D.5.

The meeting recessed at 10:10 a.m. and reconvened at 10:25 a.m.

II.E. Rehearing Requests or Review of Board Decision

II.E.1. Caroline Gerba CNA1000017993 (C. Smith)

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

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

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

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

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

II.F.1. Debra Harbison LP043489 (Selzer)

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

Sanzio addressed the Board and recommended the Board resolve today with a Letter of Concern for this matter.

Harbison was present and available for questions.

McCormies moved, Busby seconded, and it was unanimously carried to issue a Letter of Concern for failing to timely assess a patient in 2008 at Springdale West in Mesa, Arizona, November, 2008.

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

II.F.2. Edward McClure CNA1000026743 (Selzer)

McClure was present and addressed the Board. Busby moved, Dalton seconded, and it was unanimously carried to dismiss the complaint.

VI.F.4. Andrea Rochelle Urban RN Exam (McWilliams)

Attorney John Paul Jones was present and addressed the Board. Urban was present and available for questions. Berrigan moved, Dalton seconded, and it was unanimously carried, grant licensure upon meeting all requirements, and issue a Letter of Concern for her July 23, 2002 conviction of Aggravated DUI with Child under 15 in Vehicle, a felony, in Mesa, Arizona.

**VI.Q.2. Jennifer Anne Lopshire RN098560 (Greabell)
(AKA: Miller, Kline Lopshire)**

Attorney Lisa Gervase was present and addressed the Board. Busby moved, McCormies seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, offer a Consent Agreement for a probation not to exceed 12 months, with attached stipulations, amended to include; Home Care Staffing Agency and accept Block assignments. If not signed within 30 days, issue Notice of Charges.

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

VI.Q.1. Laura Dawn Wallace RN164443 (Greabell)

Attorney Teresa Sanzio was present and addressed the Board. Wallace was present and available for questions. Post moved, Busby seconded, to issue a Letter of Concern for administering Ativan 2mg intramuscular to a patient that was experiencing a seizure without a physician's order, reportedly in an emergent situation, when the patient became cyanotic, while you were employed as a registered nurse at St. Joseph's Medical Center in Phoenix, AZ on or about September 7, 2012. The motion carried with nine in favor and one opposed.

Post left the room and recused herself at 10:52 a.m.

**VI.B.11. Sonya Marie Velasquez RN146174 (Richter)
(AKA: Gross, Serna)**

Attorney Teresa Sanzio was present and addressed the Board. Johnson moved, Berrigan seconded, and it was unanimously carried, upon a determination of reasonable cause, based on the facts alleged in the investigative report, and material presented at this Board meeting, issue an Interim Order for a substance abuse evaluation by a Board approved PhD level licensed psychologist, and to include any additional testing deemed necessary by the evaluator, to be completed within 45 days and then return to the Board. If the Interim Order is not completed, based upon the findings of fact and statute/rule violations identified in the investigative report, issue a Notice of Charges and include the factual allegations and alleged violations of statute and rule for failure to comply with the Interim Order.

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

Post returned to the meeting at 10:57 a.m.

VI.B.4. Lisa Dolores Nunez RN112300; LP035380 (Richter)

Attorney Kelly McDonald was present and addressed the Board. Nunez was present and available for questions. Quinn moved, Busby seconded, and it was unanimously carried, upon a determination of reasonable cause, based on the facts alleged in the investigative report, and material presented at this Board meeting, at no cost to the Board, issue an Interim Order for a substance abuse evaluation by a Board approved PhD level licensed psychologist, and to include any additional testing deemed necessary by the evaluator, to be completed within 45 days and then return to the Board. If the Interim Order is not completed, based upon the findings of fact and statute/rule violations identified in the investigative report, issue a Notice of Charges and include the factual allegations and alleged violations of statute and rule for failure to comply with the Interim Order.

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

VI.B.3. Falisha Sue Martinez CNA Exam (Richter)
(AKA: Hast)

Martinez was present and addressed the Board. Father Robert Hast was present and available for questions. Quinn moved, Harrell seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, deny certification.

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

V.C.3. Ida Mary Heath RN086039; AP0229; AP0008 (Greabell)

Heath was present and addressed the Board. Busby moved, McCormics seconded, and it was unanimously carried to issue an amendment to Consent Agreement and Order No. 1202037 ("Order") allowing Respondent to continue to utilize Jennifer Schneider, MD as Respondent's chart auditor and reducing the number of chart audits required to 2-3 per week for as long as the chart audits are performed by Dr. Schneider. If Dr. Schneider ceases to be Respondent's chart auditor, Respondent's chart audit requirement will immediately resume as originally written in the Order. Respondent's Order shall remain in effect until terminated by this board upon Respondent's fulfillment of all terms and conditions of the Order.

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

V.C.18. Brenda Johnson RN057354; LP018864 (Greabell)

Austin addressed the Board and confirmed receipt of additional information. Johnson was present and available for questions. Busby moved, McCormics seconded, and it was unanimously carried to affirm and amend the Letter of Concern previously issued to Respondent at the Board's January, 2014, meeting, as follows: to issue a Letter of Concern to Respondent for failing to attend Nurse Recovery Group on May 29, 2013, in violation of paragraph 1, page 10 of the Order and failing to cause Dr. Peter Mitchell to **timely** submit a letter to the Board acknowledging receipt of Consent Agreement and Order No. 0904052 when he prescribed a controlled substance to you following a surgical procedure on May 4, 2012, in violation of paragraph 5, page 12 of the Order. Respondent's Consent Agreement and Order No. 0904052 shall terminate as of today.

	VOTE	Dalton Member	Johnson Member	Snider Member	Berrigan Secretary	Quinn President	McCormics V. Pres	Gutierrez Member	Harrell Member	Post Member	Busby Member
YES	10	X	X	X	X	X	X	X	X	X	X
X	0										
ABSTAIN	0										
ABSENT	0										

V.C.19. Michelle Renee Lemieux RN179035 (Greabell)

Lemieux was present and available for questions. Johnson moved, Dalton seconded, and it was unanimously carried to excuse the missed EtG testing, issue a Letter of Concern for failing to cause your prescribing provider to submit a monthly report in May 2013, and terminate Consent Agreement and Order No. 1209084.

V.C.10. Colleen McClain RN133007 (Greabell)

McClain was present and addressed the Board. Busby moved, Gutierrez seconded, and it was unanimously carried to Terminate Consent Agreement and Order No. 1101002 and issue a Letter of Concern for: (1) Failing to submit monthly reports from prescribing providers for Suboxone for the first six months of the Order; (2) Failing to cause your prescribing provider at an Urgent Care clinic on August 9, 2011 to notify the Board in writing of the provider's awareness of your history of substance use and Board Order within one week of issuing a prescription for Percocet, a controlled substance; however notifying your provider; (3) Having an unauthorized absence from Nurse Recovery Group on October 28, 2013 due to illness but without supporting medical documentation; (4) Failing to transcribe an anti-coagulation medication order in or around April 2013 while employed as a RN at Carondelet Hospital in Tucson, Arizona; (5) Failing to administer potassium to a patient per facility protocol in or around July 2013 while employed as a RN at Carondelet Hospital in Tucson, Arizona; and (6) Failing to obtain on-site supervision by a RN in good standing with the Board from on or about April 30, 2011 to April 30, 2012 while employed as a RN at Carondelet Hospital in Tucson, Arizona and amend to drop off #6.

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

VI.K.3 Kimberly Galloway RN171759 (Wilson)

Galloway was present and addressed the Board. Wilson addressed the Board and confirmed receipt of additional information. Busby moved, Quinn seconded, and it was unanimously carried, based on the findings of fact and statute/rule violation identified in the investigative report, offer a Consent Agreement for suspension not to exceed 9 months pending the successful completion of a RN Refresher Course, during which time Respondent shall be issued a limited license for “Refresher Course Only,” to be followed by a minimum 18 month standard probation to include the attached stipulations. If not signed within 30 days issue Notice of Charges. After discussion, Busby withdrew the motion. Johnson moved, Busby seconded, and it was unanimously carried, based upon the findings of fact statute/rule violations identified in the investigative report, offer a Consent Agreement for a minimum 18 month standard probation to include the attached stipulations which will be modified to include Nursing Ethics, Documentation, and Nurse Practice Act testing on-line or in person within 6 months to complete and she can work in Indiana. Busby moved, Johnson seconded, and it was carried to rescind prior Board motion. Johnson moved, Dalton seconded, and it was based on Findings of Fact and statute/rule violations identified in the investigative report, striking #5, #6, and #7, and offer a Consent Agreement for 18 month probation and allow to work in Indiana. If not signed within 30 days, issue Notice of Charges. The motion failed with four in favor and five opposed. Busby moved, Quinn seconded, and it was unanimously carried to table Agenda Item VI.K.3.

IX. Dialogue with Nursing Students

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

Questions were asked on:

- Decree of Censure
- Consent Agreement vs. Letter of Concern
- Revocation
- Protecting the Public
- Steps to becoming a Board member

Busby left the meeting at 12:15 p.m.

Johnson left the meeting at 12:17 p.m.

The meeting recessed at 12:18 and reconvened at 1:00 p.m.

VII.B. Educational Reports and Rules – Randolph/Breed/Doolen

VII.B.1. Nurse Assistant Programs Approved by the Executive Director (List available in Board office)

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

VII.B.2. Education Updates (Information) Mohave Community College Administration Change; Central Arizona College Administration Change; Pima Community College Administrative Change; Chandler-Gilbert Community College Administration Change.

Randolph provided information to the Board regarding personnel changes at Mohave Community College Administration, Central Arizona College, Pima Community College, and Chandler-Gilbert Community College.

VII.B.3. Case Dismiss Pima Medical Institute Tucson (Discussion and Decision)

Busby moved, Johnson seconded, and it was unanimously carried to Case Dismiss Pima Medical Institute in Tucson, Arizona.

VII.B.4. Case Dismiss Glendale Community College (Discussion and Decision)

Busby moved, McCormies seconded, and it was unanimously carried to Case Dismiss Glendale Community College.

VII.B.5. Arizona College Baccalaureate Degree Nursing Program Application for Provisional Approval (Discussion and Decision)

Dr. Rose Saunders, Dean, was present and addressed the Board. Nick Mansour was present and available for questions. Busby moved, McCormies seconded, and it was unanimously carried to grant provisional approval to the Arizona College Baccalaureate Nursing Program with a complete report after one year as outlined in R4-19-207 (G).

VII.B.6. Maricopa Nursing at Phoenix College Application for change of location (Discussion and Decision)

McCormies moved, Busby seconded, and it was unanimously carried to grant approval of Maricopa Nursing at Phoenix College application for change in location.

VII.B.7. LPN Role and Scope Course (Discussion and Decision)

Randolph addressed the Board and Doolen was available for questions. Busby moved, McCormies seconded, and it was unanimously carried to grant approval of the LPN Role and Scope Course with 80% passing standard in three attempts and place on Arizona State Board of Nursing website.

VII.B.8. NCLEX Quarterly Reports (Information)

Randolph gave a brief update on NCLEX Quarterly Reports

VII.B.9. Memo requesting Nursing Program Letter of Concern for Low NCLEX Passing Rate

Randolph stated NCLEX pass rate lower than 80% will be issued a Letter of Concern and have them file a plan of correction.

VII.B.9.a. Carrington College RN Nursing Program Letter of Concern for Low NCLEX Passing Rate (Discussion and Decision)

Vicki Bradshaw and Wendy Merchant were present and available for questions. Busby moved, Dalton seconded, and it was unanimously carried to issue a Letter of Concern to Carrington College Phoenix, Arizona RN Program for having NCLEX pass rate lower than 80% for the calendar year 2013 and require them to file a remediation plan of action within three months.

VII.B.9.b. Coconino Community College RN Nursing Program Letter of Concern for Low NCLEX Passing Rate (Discussion and Decision)

Johnson moved, Busby seconded, and it was unanimously carried to issue a Letter of Concern to Coconino Community College Flagstaff, Arizona RN Program for having NCLEX pass rate lower than 80% for the calendar year 2013 and require them to file a remediation plan of action within three months.

VII.B.9.c. Everest College RN Nursing Program Letter of Concern for Low NCLEX Passing Rate (Discussion and Decision)

McCormies moved, Gutierrez seconded, and it was unanimously carried to issue a Letter of Concern to Everest College Phoenix, Arizona RN Program for having NCLEX pass rate lower than 80% for the calendar year 2013 and require them to file a remediation plan of action within three months.

VII.B.9.d. Pima Medical Institute-Tucson RN Nursing Program Letter of Concern for Low NCLEX Passing Rate (Discussion and Decision)

Gutierrez moved, Berrigan seconded, and it was unanimously carried to issue a Letter of Concern to Pima Medical Institute-Tucson, Arizona RN Program for having NCLEX pass rate lower than 80% for the calendar year 2013 and require them to file a remediation plan of action within three months.

VII.B.9.e. University of Phoenix RN Nursing Program Letter of Concern for Low NCLEX Passing Rate (Discussion and Decision)

McCormies moved, Busby seconded, and it was unanimously carried to issue a Letter of Concern to University of Phoenix, Arizona RN Program for having NCLEX pass rate lower than 80% for the calendar year 2013 and require them to file a remediation plan of action within three months.

VII.B.9.f. Brown Mackie College-Tucson PN Nursing Program Letter of Concern for Low NCLEX Passing Rate (Discussion and Decision)

Johnson moved, Berrigan seconded, and it was unanimously carried to issue a Letter of Concern to Brown Mackie College-Tucson PN Program for having NCLEX pass rate lower than 80% for the calendar year 2013 and require them to file a remediation plan of action within three months.

VII.B.9.g. Maricopa Nursing Paradise Valley Community College PN Nursing Program Letter of Concern for Low NCLEX Passing Rate (Discussion and Decision)

Quinn moved, McCormies seconded, and it was unanimously carried to not issue Letter of Concern for Low NCLEX Passing Rate.

VII.B.10. Mohave Community College RN and LPN Refresher Courses Request for Extension of approval. (Decision)

Busby moved, McCormies seconded, and it was unanimously carried to extend approval for RN and LPN Refresher Courses at Mohave Community College until November 30, 2014.

VII.B.12. 5 Year Rule Report Article 1 (Discussion & Decision)

Busby moved, Dalton seconded, and it was unanimously carried to adopt 5 Year Rule Report Article 1.

VII.B.13. East Valley Institute of Technology LPN Program Request for Extension of Approval (Discussion & Decision) Letter

John Underwood was present and available for questions. Busby moved, Berrigan seconded, and it was unanimously carried to extend program approval of the EVIT Practical nursing Program for 6 months to expire on July 31, 2014. If EVIT chooses to continue to offer a nursing program, EVIT shall submit a complete application for re-approval by April 30 2014.

VII.A.2. Update on 2014 Legislative Session/Bills Impacting Nursing Regulation Harris/Ridenour

Greg Harris reported that a supplemental appropriation request, for \$150,000 from the general fund is being considered for the CNA Program. This bill also requires that a report be made to the Directors of the Governor’s Office of Strategic Planning and Budgeting and the Joint Legislative Budget Committee on or before November 1, 2014 with the Board’s recommendations for ensuring the long-term financial stability of the CNA program.

Ridenour noted that there will be a committee established to review this matter and make recommendations. The members will include individuals from the Long Term Care community who employ CNA’s, Department of Health Service Representatives, AHCCCS representatives, Mr. Harris, and others. The first meeting will be May 2014.

Harris also addressed the following bills

- HB 2087-should have almost no effect on the Board of Nursing since the Board of Nursing members understand their responsibility
- HB 2561 –regarding the deregulation of licensing. There may be a study committee to address this. Harris noted that it does raise public health concerns.
- SB1339 deals with telemedicine encounters meeting the requirements of centers for Medicare and Medicaid.

Busby left the meeting at 1:30 p.m.

VI.K.4. Arva Jones-Butler RN130475 (Wilson)

Jones-Butler was present and addressed the Board. Johnson moved, Snider seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, offer a Consent Agreement for an 18 month probation to include the attached stipulations. If not signed within 30 days, issue Notice of Charges.

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

VI.K.6. Theresa Wallburg RN152392 (Wilson)

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

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

VI.O.7. Gigi Tikisea Goodlow CNA Endorsement (Barker)

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

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

VI.Q.3. Stacey Maurine Ogles LP037039 (Greabell)

Ogles was present and addressed the Board. Quinn moved, Berrigan seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, offer a Consent Agreement for a minimum 18-month probation with terms and conditions to be signed within thirty days. If not signed within thirty days, issue Notice of Charges. The motion failed with 4 in favor and five opposed. McCormies moved, Berrigan seconded, based upon the findings of fact and statute/rule violations identified in the investigative report, offer a Consent Agreement for a minimum 12-month probation with terms and conditions to be signed within thirty days. If not signed within thirty days, issue Notice of Charges The motion carried with eight in favor and one opposed.

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

Busby returned to meeting at 2:11 p.m.

V.C.7. Michelle Polikoff RN126809 (Greabell)

Polikoff was present and available for questions. Johnson moved, Dalton seconded, and it was unanimously carried to Terminate Consent Agreement and Order No. 1004007-NUR.

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

V.C.16 Margo Jean Dejaynes RN140955 (Greabell)

Dejaynes was present and addressed the Board. McCormies moved, Busby seconded, and it was unanimously carried to allow Respondent to continue on Consent Agreement and Order No. 1009006 (“Order”) and issue a Letter of Concern for:

(1) Failing to cause three prescribing providers to submit letters to the Board acknowledging receipt of the Order and for failing to cause these three providers to submit monthly reports to the Board verifying the continued need of Respondent’s prescription for a controlled substance; (2) Failing to attend one Nurse Recovery Group meeting in January, 2014 and not providing medical documentation to support the absence; (3) Failing to obtain evaluation by an appropriate medical professional to address the impact of Zomig on Respondent’s memory and continuing with individual therapy with an addiction therapist as recommended by the relapse prevention evaluation and allow Respondent’s IOP treatment from 2009 to fulfill Dr. St. Germaine’s Recommendation for IOP treatment, and may revert Respondent to standard probation and reduce Respondent’s drug testing frequency to once monthly for the duration of the Order. Respondent’s Order shall remain in effect until terminated by this Board upon Respondent’s fulfillment of all terms, which includes completion of the recommendation made by the relapse prevention evaluator.

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

Post left the meeting at 2:24 p.m.

VI.R.1. Kathleen L. Pinson RN059267 (Austin)

Pinson and Kathleen Rhodes, Executive Director of Nursing, were present and addressed the Board. Busby moved, McCormies seconded, and it was unanimously carried to dismiss the complaint.

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

VI.S.1. Crystal Lyonn Sipin Compact State RN (Wagner)

The proceeding began at 2:27 p.m., with the following Board members present: Quinn, McCormies, Berrigan, Dalton, Harrell, Johnson, Snider, Gutierrez, Post and Busby.

Wagner addressed the Board and confirmed receipt of additional information.

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

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

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

Johnson moved, Dalton seconded, based on the information presented at this meeting and the findings of fact and statute/rule violations identified in the investigative report, make a finding of public health, safety and welfare imperatively requires emergency action and issue the attached Order summarily suspending the privilege to practice nursing in Arizona of Crystal Lynn Sipin pending further hearing. The hearing shall be promptly instituted and determined.

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

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

Gutierrez left the meeting at 2:40 p.m.
Gutierrez returned to the meeting at 2:43 p.m.

**V.F.2. Karen Laree Meggers RN146529; (Kerrigan)
CNA100004494**

Kerrigan address the Board and confirmed receipt of additional information. Meggers was present and addressed the Board. Quinn moved, Johnson seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, offer a Consent Agreement for a minimum 36-month Stayed Revocation with the license suspended for, at minimum, the first 12 months and on Probation for, at minimum, the second 24 months, followed by a minimum 12-month standard Probation, and to include the attached stipulations. If not signed within 30 days, issue Notice of Charges. Respondent’s Stipulated Agreement, effective July 20, 2012, will remain in effect until the matter is resolved and upon resolution, the Stipulated Agreement will be terminated.

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

V.F. CANDO Eligibility/Noncompliance & Investigative Reports

V.F.1. Mary E Griffin LP011505 (Kerrigan)

Kerrigan was present and confirmed receipt of additional information. Griffin was present, telephonically, and addressed the Board. Busby moved, Dalton seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, offer a Consent Agreement for a minimum 36-month Stayed Revocation Probation to include the attached stipulations. If not signed within 15 days, issue Notice of Charges.

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

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

AGENA	Respondent Name	Lic/Cert #	Board	Legal Staff
-------	-----------------	------------	-------	-------------

			Resolution	
II.D.5.	Albert Rivera	CNA999987708	Revocation	Selzer

Snider moved, Dalton seconded, and it was unanimously carried to reopen II.D.5.

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

Rivera was present and addressed the Board.

Susan Allen, Office Manager, Employer, was present and available for questions.

C. Smith addressed the Board and requested the Board accept the State’s recommended discipline for the above listed.

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

Johnson 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 Notices of Charges.

Johnson moved, Berrigan seconded, and it was carried to revoke certification. The motion failed with five in favor and five opposed. Snider moved, Dalton seconded, and it was unanimously carried to issue a Board Order for a Suspension not to exceed 6 months pending completion of a psychological evaluation with an emphasis on anger management and ethics with a Board approved licensed psychologist, to include the attached stipulations and then return to Board for determination of further discipline and stipulations if appropriate. If Respondent fails to complete a psychological evaluation within 6 months of the effective date of the Order, Respondent’s certificate shall be automatically revoked.

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

VI.K.3 Kimberly Jo Galloway RN171759 (Wilson)
(AKA: Del Buono, Diechman)

Wilson addressed the Board and confirmed receipt of additional information. Johnson moved, Snider seconded, and it was unanimously carried, based upon the finding of fact and statute/rule violations identified in the investigative report, offer a Consent Agreement for a minimum 18 month standard probation to include the attached stipulations. If not signed within 30 days, issue Notice of Charges.

The meeting recessed at 3:12 p.m. and reconvened at 3:25 p.m.

VI.I.2. Ira Yedlin RN162970; AP3666 (Dahn)

Johnson moved, Dalton 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.

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

VI.I.3. Glenna Norlin RN150702 (Dahn)
(AKA: Bowers, Johnson)

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

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

VI.C.1. Kolette Ayala CNA1000029002 (Morton)

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

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

VI.C.2. Angela Gregory CNA1000019165 (Morton)

Busby moved, Snider seconded, based upon the findings of fact and statute/rule violations identified in the investigative report, offer a Consent Agreement for a Decree of Censure. If not signed within 30 days, issue Notice of Charges. The motion failed with two in favor and seven opposed. McCormies moved, Gutierrez seconded, upon a determination of reasonable cause, based on the facts alleged in the investigative report, and material presented at this Board meeting, issue an Interim Order, for a psychological evaluation to include an anger management evaluation, at no cost to the Board, by a Board approved psychologist, and to include any additional testing deemed necessary by the evaluator, to be completed within 45 days and then return to the Board. If the Interim Order is not completed, based upon the findings of fact and statute/rule violations identified in the investigative report, issue a Notice of Charges and include the factual allegations and alleged violations of statute and rule for failure to comply with the Interim Order. The motion carried with seven in favor and two opposed.

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

VI.C.3. Jeanne Parham RN123105 (Morton)
(AKA: Greer, Garcia)

Dalton moved, McCormies seconded, and it was unanimously carried, upon a determination of reasonable cause, based on the facts alleged in the investigative report, and material presented at this Board meeting, issue an Interim Order for a psychological evaluation to include a substance abuse evaluation, at no cost to the Board, by a Board approved PhD level licensed psychologist, and to include any additional testing deemed necessary by the evaluator, to be completed within 45 days and then

return to the Board. If the Interim Order is not completed, based upon the findings of fact and statute/rule violations identified in the investigative report, issue a Notice of Charges and include the factual allegations and alleged violations of statute and rule for failure to comply with the Interim Order.

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

VI.C.4. Jamie Schmidt RN167617 (Morton)

Busby moved, Snider seconded, and it was unanimously carried to issue a Letter of Concern for her November 18, 1999 conviction of possession of a fraudulent identity in the Fairfax County General District Court, in Fairfax, Virginia, and her February 2, 2012 misdemeanor conviction of DUI in the Fairfax County General District Court, in Fairfax County, Virginia.

VI.C.5. Kellie Yates CNA083363803 (Morton)

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

**VI.C.6. Roberta Phillips CNA100006615 (Morton)
(AKA: Banister)**

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

**VI.C.7. Ginger Hart CNA Exam (Morton)
(AKA: Barwick)**

Johnson moved, Snider seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, upon meeting all certification requirements and signing a Consent Agreement for a Decree of Censure, grant certification. If not signed within 30 days, deny certification.

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

VI.C.8. Travis Parke CNA Exam (Morton)

Dalton moved, Harrell seconded, and it was unanimously carried, based on information obtained during the investigation process, and Applicants withdrawal letter dated July 17, 2012, grant withdrawal of application. In event Applicant reapplies, application will initiate investigation.

VI.C.10. Amie Rodriguez LPN Endorsement (Morton)

Rodriguez was present, telephonically and available for questions. Johnson moved, Dalton seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, upon meeting all licensure requirements and signing a Consent Agreement for a 36 month probation, to include the attached stipulations, grant temporary license for the purpose of refresher course only. Upon completion of the refresher course, grant licensure under the applicable terms and conditions. If not signed within 30 days, deny licensure.

	VOTE	Dalton Member	Johnson Member	Snider Member	Berrigan Secretary	Quinn President	McCormies V. Pres	Gutierrez Member	Harrell Member	Post Member	Busby Member
YES	9	X	X	X	X	X	X	X	X		X
X	0										
ABSTAIN	0										
ABSENT	1									X	

VI.C.12. Brett Bennett CNA Exam (Morton)

Busby moved, Harrell seconded, and it was unanimously carried to grant certification upon meeting all requirements, and issue a Letter of Concern for his September 21, 2007 misdemeanor conviction or DUI in the Phoenix Municipal Court, in Phoenix, Arizona, and his November 2, 2003 charge of extreme DUI and failure to obey police officer that was dismissed in the Agua Fria Justice Court, in Tolleson, Arizona.

VI. RN/LPN/CNA Investigative Reports

**VI.A.1. Jill Burcham RN by Exam (Monas) (TEL)
(AKA: Tacy)**

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

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

**VI.A.2. Stacey Renee Confalone CNA Endorsement (Monas)
(AKA: Mabe, Becker)**

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

	VOTE	Dalton Member	Johnson Member	Snider Member	Berrigan Secretary	Quinn President	McCormies V. Pres	Gutierrez Member	Harrell Member	Post Member	Busby Member
YES	9	X	X	X	X	X	X	X	X		X
X	0										
ABSTAIN	0										
ABSENT	1									X	

VI.A.3. Amanda Dillon RN Exam (Monas)

Busby moved, Berrigan seconded, and it was unanimously carried, upon meeting all licensure requirements, grant license and issue a Letter of Concern for a misdemeanor conviction for Applicant’s May 8, 2009, conviction of Driving Under the Influence of Intoxicants and/or Drugs, a misdemeanor, with a Blood Alcohol Concentration of .171, committed on March 8, 2009, which resulted in your May 10, 2011, denial of Nursing Assistant Certification *with* the Arizona Board of Nursing.

VI.A.5. Steven Joseph Sampson CNA Exam (Monas)

Monas addressed the Board and confirmed receipt of additional information. Johnson moved, Berrigan seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, deny certification.

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

VI.A.7. Andrea Leigh Ramirez CNA Exam (Monas)
(AKA: Lammie)

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

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

VI.A.8. Cynthia Estrada LP Exam (Monas)

Busby moved, Snider seconded, and it was unanimously carried, upon meeting all licensure requirements, grant LPN licensure, and dismiss the complaint.

VI.A.10. Angel Roanhorse CNA Exam (Monas)

McCormics moved, Dalton seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, upon meeting all certification requirements and signing a Consent Agreement for a Decree of Censure, grant certification. If not signed within 30 days, deny certification.

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

VI.B.1. Olivia Roseann Casillas CNA Exam (Richter)

Busby moved, Berrigan seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, upon meeting all certification requirements and signing a Consent Agreement for a Decree of Censure, grant certification. If not signed within 30 days, deny certification.

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

VI.B.2. Alexandra Taylor Conboy CNA Exam (Richter)

Richter addressed the Board and confirmed receipt of additional information. Busby moved, Berrigan seconded, and it was unanimously carried to continue the investigation to allow Applicant the opportunity to complete a psychological evaluation, at no cost to the Board, to include an emphasis on substance abuse by a Board approved licensed substance abuse psychologist who is at minimum Ph.D. prepared, and to include any additional testing deemed necessary by the evaluator, to be completed within 45 days and then return to the Board. If the evaluation is not completed within 45 days, based upon the findings of fact and statute/rule violations identified in the investigative report, deny certification.

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

VI.B.5. Samantha Lizette Sevilla CNA Exam (Richter)

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

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

VI.B.6. Yolanda Rosita Shaw CNA Exam (Richter)

Shaw was present, telephonically and addressed the Board. Busby moved, Berrigan seconded, upon meeting all certification requirements, grant certification, and issue a Letter of Concern for your multiple misdemeanor convictions involving underage consumption, disorderly conduct, assault/domestic violence, and shoplifting in Holbrook Justice Court between November 1996 and September 2005. The motion carried with seven in favor and two opposed.

**VI.B.10. Jessica Renee Valenzuela CNA1000016302 (Richter)
(AKA: Ortiz)**

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

**VI.D.1. Lesley Pazdzioch CNA1000035899 (Pilder)
(AKA: Bell, Lesley, Lavery)**

Pazdzioch was present, telephonically and was available for questions. Gutierrez moved, Busby seconded, and it was unanimously carried to issue a Letter of Concern for not updating your primary address of record within the required 30 days and for on or about January 31, 2013, while Respondent was employed at Avalon Care Center, Shadow Mountain, in Scottsdale, Arizona, when Respondent was not comfortable with the way alert and oriented paraplegic resident J.B. was responding, Respondent stated to J.B., “You can call your Mom and tattle on me or not, I don’t care.” Resident J.B. replied, “I don’t need you to take care of me. Respondent answered, “Yes, you do or you could have pulled up your own sock.”

**VI.D.3. Barbara Stark CNA1000014805 (Pilder)
(AKA: Thomas, Moore)**

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

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

VI.D.4. Susan Rockney LP026432 (Pilder)

An attempt was made to contact Rockney telephonically. Berrigan moved, Johnson seconded, and it was unanimously carried, based on the findings of fact, statute/rule violations identified in the Investigative Report, offer a Consent Agreement for a 12-month standard probation with stipulations to be signed within 30 days, if not signed within 30 days, issue Notice of Charges.

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

**VI.D.5. Renee Ferrara CNA111643449 (Pilder)
(AKA: Lunceford)**

Busby moved, McCormics seconded, and it was unanimously carried to Issue a Letter of Concern for allegedly being rough with patient R.D. while assisting him to the toilet on or about December 27, 2012 and for making perceived statements indicating that Respondent was inconvenienced caring for R.D. while Respondent was employed as a CNA at Banner Boswell Rehab Center.

VI.D.6. Coleen Johnson CNA1000016454 (Pilder)

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

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

Busby left the meeting at 4:01 p.m.

VI.S.2. Kenneth Tim Wilson CNA999994832 (Pilder)

The proceeding began at 4:01 p.m., with the following Board members present: Quinn, McCormics, Berrigan, Dalton, Harrell, Johnson, Snider, and Gutierrez.

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

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

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

Johnson moved, Snider seconded, and it was unanimously carried, based on the information presented at this meeting and the findings of fact and statute/rule violations identified in the investigative report,

make a finding of public health, safety and welfare imperatively requires emergency action and issue the attached Order summarily suspending the license of Kenneth Tim Wilson pending further hearing. The hearing shall be promptly instituted and determined.

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

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

VI.E.2. Mariah Bigcrane CNA Endorsement (Alberty)

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

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

VI.E.3. Celestina Castaneda CNA Exam (Alberty)

McCormies moved, Snider seconded, based upon the findings of fact and statute violations identified in the investigative report, upon meeting all certification requirements and signing a Consent Agreement for a Decree of Censure, grant certification. If not signed within 30 days, deny certification.

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

VI.E.4. Juan Estrada CNA Exam (Alberty)

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

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

VI.E.5. Ikenna Kelechi Mbachu RN Exam (Alberty)

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

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

VI.E.6. Angela Ragsdale CNA Exam (Alberty)

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

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

**VI.E.7. Sherry Semock RN Endorsement (Alberty)
(AKA: Schilling, Seitchik) AP by Certification**

Johnson moved, Dalton seconded, based upon the findings of fact and statute/rule violations identified in the investigative report, upon meeting all licensure requirements and signing a Consent Agreement for a Decree of Censure, grant licensure and certification. If not signed within 30 days, deny RN licensure and Advance Practice Certification. The motion failed with one in favor and seven opposed. McCormies moved, Harrell seconded, and it was unanimously carried to continue the investigation to allow Applicant the opportunity to obtain a psychological evaluation, to include a substance abuse and anger management evaluation, at no cost to the Board, by a Board approved licensed psychologist, and to include any additional testing deemed necessary by the evaluator, to be scheduled and completed within 45 days and then return to the Board. If the evaluation is not completed, based upon the findings of fact and statute/rule violations identified in the investigative report, deny RN licensure and Advance Practice Certification.

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

VI.E.8. Joanna Smith CNA Exam (Alberty)

Smith was present, telephonically and available for questions. Quinn moved, Dalton seconded, based upon the findings of fact and statute/rule violations identified in the investigative report, upon meeting all certification requirements, signing a Consent Agreement for a \$50.00 Civil Penalty and payment of the Civil Penalty, grant certification. If not signed within 30 days or payment not received within 60 days, deny certification.

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

Gutierrez left the meeting at 4:24 p.m.
Gutierrez returned to the meeting at 4:25 p.m.

VI.E.9. Jana Stewart CNA Exam (Alberty)

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

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

**VI.E.11. Ramses Uriel Vargas CNA1000028207 (Alberty)
LPN Applicant**

Vargas was present, telephonically and addressed the Board. Dalton moved, Snider seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, upon meeting all licensure requirements, grant licensure and issue a letter of concern for your May 25, 2012 conviction of Minor driving after drinking in Scottsdale City Court (AZ) case number 1871249; July 26, 2012 conviction of Liquor-Minor in Possession, in North Mesa Justice Court case JC2012136497001; and for answering “NO” to the question, “Since your last renewal, have you had any drug or alcohol related convictions?”, on or about September 10, 2012, when you completed your online renewal application for CNA1000028207.

VI.F.1. Taylor D. Butler CNA Exam (McWilliams)

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

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

VI.F.2. Roman Michael Freese CNA Endorsement (McWilliams)

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

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

**VI.F.3. Donna Jean Tash RN106766 (McWilliams)
(AKA: Depastino, Evans, Lindsey)**

Johnson moved, Snider seconded, and it was unanimously carried, upon a determination of reasonable cause, based on the facts alleged in the investigative report, and material presented at this Board meeting, and at no cost to the Board, issue an Interim Order for a psychological evaluation to include a substance use evaluation by a Board approved licensed psychologist, and to include any additional testing deemed necessary by the evaluator, to be completed within 45 days and then return to the Board. If the Interim Order is not completed, based upon the findings of fact and statute/rule violations identified in the investigative report, issue a Notice of Charges and include the factual allegations and alleged violations of statute and rule for failure to comply with the Interim Order.

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

VI.F.5. Demerro J. Gulley CNA Exam (McWilliams)

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

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

VI.F.6. John Michael Casey RN Exam (McWilliams)

Snider moved, Harrell seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, upon meeting all licensure requirements and signing a Consent Agreement for 18-month probation, to include the attached stipulations, grant licensure. If not signed within 30 days, deny licensure.

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

VI.F.7. Sonja Rey Banyacya CNA1000015018 (McWilliams)

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

VI.H.1. Kimberly A. Pinard RN134968 (Kish)

Snider moved, Berrigan seconded, to dismiss the complaint. The motion carried with six in favor and two opposed.

VI.H.2. Jackie Gayn Judd LP026645 (Kish)

Snider moved, Johnson seconded, and it was unanimously carried to issue a Letter of Concern for phone triage of a home health patient between January 1 and September 1, 2012, while employed and working on her Arizona multistate compact Privilege to Practice as a LPN at Stonegate Care team, Irvine, Texas.

**VI.H.3. Marc Miller-Naquin RN1081322 (Kish)
(AKA: Miller, Naquin)**

McCormies moved, Johnson seconded, and it was unanimously carried to issue a Letter of Concern for failing to disclose the completed Louisiana discipline on Respondent’s RN renewal application in February, 2014.

VI.H.4. Candis Long LP047292 (Kish)

McCormies moved, Berrigan seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violation identified in the investigation report, offer a Consent Agreement for a Decree of Censure, and to include a Civil Penalty for \$200.00. If not signed within 30 days or payment not received within 60 days, issue Notice of Charges.

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

VI.H.5. Barbara Tanasale CNA Applicant (Kish)

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

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

VI.H.6. Cynthia Ford RN163756 (Kish)

McCormies moved, Berrigan seconded, and it was unanimously carried to issue a Letter of Concern for performing a venipuncture in the foot of patient B.H. without a physician order on or about June 8, 2012, and failing to document the location of the blood draw in the medical record while employed as a RN at Harden Healthcare, Home Health Division, dba Girling Healthcare, Austin, Texas, on your compact multistate Arizona registered nurse license.

VI.H.7. Ralph De Wayne Race RN160779 (Kish)

Dalton moved, Johnson seconded, and it was unanimously carried to issue a Letter of Concern for having your Indiana RN license limited on or about July 9, 2012 and for having your Ohio RN license limited on or about March 22, 2013 after you raised your voice to a patient in or around November 2009 while employed as a RN at the Cincinnati Veterans Administration Hospital in Cincinnati, Oh.

VI.H.8. Benjamin P. Bailey RN142152 (Kish)

Kish addressed the Board and confirmed receipt of additional information. Snider moved, Johnson seconded, and it was unanimously carried to issue a Letter of Concern for receiving probation discipline on your Michigan Professional Nurse License No. RN 4704158348 on or about November 2010, which remains open, and for receiving a reprimand/censure discipline on your Nevada Professional Nurse License No. RN 37249 in or around February, 2011.

Snider left the meeting at 4:47 p.m.

**VI.J.1. Clair Galante RN165015; (Hunter)
(AKA: Holt) CNA060493803**

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

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

**VI.J.2. Karen Geis RN067732; AP0256 (Hunter)
(AKA: Brown)**

Johnson moved, Dalton seconded, and it was unanimously carried to issue a Letter of concern for failing to follow employers policy on or about august 17, 2011 when detecting and treating patient C.V. for a Urinary Tract Infection”.

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

VI.L.3. Dawn Mease CNA285008744 (Olson)

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

VI.L.4. Elisa Rose Middleton CNA Exam (Olson)

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

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

VI.L.5. Linh My Ngo LP046603 (Olson)

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

**VI.L.6. Janet Hide Brown RN162549 (Olson)
(AKA: Carpenter)**

Olson addressed the Board with additional information. Snider moved, Harrell seconded, after discussion, it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, issue Notice of Charges.

VI.O.1. George Addison CNA Exam (Barker)

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

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

VI.O.2. Karin Ann Augustiniak CNA Exam (Barker)

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

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

VI.O.3. Daniel Edward Boker CNA Exam (Barker)

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

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

VI.O.5. Austyn Tyler Gilbert CNA Exam (Barker)

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

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

Harrell left the meeting at 5:07 p.m.
Harrell returned to the meeting at 5:09 p.m.

VI.O.8. Melissa Ann Two RN Exam (Barker)

Two was present, telephonically and addressed the Board. Snider moved, Quinn seconded, and it was unanimously carried, upon meeting all licensure requirements, grant license and issue a Letter of Concern, for Findings of Fact #2, on or about June 11, 2003, in Mesa Municipal Court, Mesa, Arizona, case #2003021052, Applicant pled guilty and was convicted of an open container violation, a misdemeanor, and to a stop sign violation, an infraction. Findings of Fact #3, on or about September 22, 2003, in the Chandler City Court, in Chandler Arizona, case #03-C-2176093, Applicant pled guilty, and was convicted of driving under the influence of an alcoholic beverage; Findings of Fact #5, on or about August 5, 2004, in Scottsdale City Court, Scottsdale, Arizona, case M-0751-TR-200336009, Applicant pled guilty and was convicted of driving under the influence with a prior conviction, a misdemeanor.

VI.O.9. Carole Lynnette Miller LPN Endorsement (Barker)

Snider moved, based upon the findings of fact and statute/rule violations identified in the investigative report, upon meeting all licensure requirements and signing Consent Agreement for a Decree of Censure, grant licensure. If not signed within 30 days, deny licensure. After discussion, the motion failed for lack of second. Johnson moved, McCormies seconded, based upon the findings of fact and statute/rule violations identified in the investigative report, upon meeting all licensing requirements and signing a Consent Agreement for a minimum 12- month probation, with the attached stipulations, grant licensure. If not signed within 30 days, deny licensure. The motion failed with three in favor and five opposed. Quinn moved, Snider seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, upon meeting all licensure requirements and signing Consent Agreement for a Decree of Censure, grant licensure. If not signed within 30 days, deny licensure.

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

The meeting recessed at 5:25 p.m. and reconvened at 5:37 p.m.

VI.P.1. Elizabeth Swingle Grau LP026517 (Chambers)

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

VI.P.2. Kimberly Rae Collver RN000099297 (Chambers)

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

VI.P.3. Kathy Pentland (AKA: Gehl) RN132985 (Chambers)

Chambers addressed the Board with additional information. Johnson moved, Dalton seconded, and it was unanimously carried, on a determination of reasonable cause based on the facts alleged in the investigative report and material presented at this Board meeting, at no cost to the Board, issue an Interim Order for a nurse practice evaluation to be completed by a Board approved nursing skills and competency evaluator, and to include any additional testing deemed necessary by the evaluator, to be completed within 60 days and then return to the Board. If the Interim Order is not completed, based upon the findings of fact and statute/rule violations identified in the investigative report, issue Notice of Charges and include the factual allegations and alleged violations for failure to comply with the Interim Order.

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

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

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

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

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

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

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

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

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

Agenda #	Name	License/Certificate #	Penalty Amount
IV.A.1.a.	Jessica Anderly	CNA1000031558	\$25
IV.A.1.b.	Fasil Bezabhi	CNA1000014381	\$25

IV.A.1.c.	Alicia Botts	CNA1000029802	\$25
IV.A.1.d.	Alicia Crabajales	CNA1000023813	\$25
IV.A.1.e.	Sandra Franks Melendez	CNA856268103	\$25
IV.A.1.f.	Jennifer Granger	CNA1000028510	\$75
IV.A.1.g.	Deanna Heyde	CNA1000014910	\$50
IV.A.1.h.	Ruth Jones	CNA426526807	\$25
IV.A.1.i.	Charmaine Kaminski	CNA963317999	\$75
IV.A.1.j.	Donesia King-Yeager	CNA1000023938	\$25
IV.A.1.k.	Laural Lantz	RN087008	\$200
IV.A.1.l.	Michelle Leyba	CNA969233303	\$50
IV.A.1.m.	Jennifer Packer	CNA1000019505	\$50
IV.A.1.n.	Rachel Phillips	CNA1000016713	\$25
IV.A.1.o.	Jill Roux	CNA1000033764	\$25
IV.A.1.p.	Nelva Sandoval	CNA1000001215	\$25
IV.A.1.q.	Tabitha South	CNA1000029546	\$25
IV.A.1.r.	Jessica Stewart	CNA1000030409	\$25
IV.A.1.s.	Lisa Ann Tomas	CNA1000024078	\$25
IV.A.1.t.	Amana Tyra	CNA1000002812	\$25

McCormies moved, Gutierrez seconded, and it was unanimously carried, based on the Finding of Fact and statute/rule violations identified in the investigative report, to offer a Consent Agreement for an Administrative Penalty for the amount stated for working on an expired license/certificate. If the Consent Agreement, is not signed within 30 days or the Administrative Penalty is not paid within 6 months of the effective date of the order, issue Notice of Charges; and referral of the employer will be made to the Department of Health Services for licensee/certificate holders working on a lapsed license/certificate for three months or greater.

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

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

Agenda #	Name	License/Certificate #	Penalty Amount
IV.A.2.a.	Geralny Arias Sanchez	CNA1000023232	\$25
IV.A.2.b.	Teresa Arvayo	CNA248687103	\$75
IV.A.2.c.	Mohamed Bangura	CNA999994172	\$25
IV.A.2.d.	Angelica Breban	CNA1000025799	\$75
IV.A.2.e.	Jose Brenes	CNA042754641	\$25
IV.A.2.f.	Mary Campoy	CNA1000030421	\$25
IV.A.2.g.	Sandra Carlson	CNA734779139	\$75
IV.A.2.h.	Christine Cochran	CNA1000000989	\$25
IV.A.2.i.	Kylie Crandall	CNA1000020296	\$50
IV.A.2.j.	Liessen Davis	TRN179880	\$100
IV.A.2.k.	Judy Elthosie	CNA1000019824	\$50
IV.A.2.l.	Marissa Escobar	CNA1000008381	\$25
IV.A.2.m.	George Gonzalez	CNA446798103	\$25
IV.A.2.n.	Otilia Gordon	CNA999993746	\$25
IV.A.2.o.	Darlene Hansen	CNA1000021629	\$25

IV.A.2.p.	Stephen Horton	CNA876653641	\$25
IV.A.2.q.	Aricka Johnson	CNA999998477	\$75
IV.A.2.r.	Megan Johnson	CNA1000032609	\$25
IV.A.2.s.	Deanna Knapp	CNA1000033493	\$25
IV.A.2.t.	Jacquelin Lindsay	CNA296877619	\$25
IV.A.2.u.	Ryan Lowe	CNA1000030171	\$25
IV.A.2.v.	Stephanie Marin	CNA1000029694	\$25
IV.A.2.w.	Rebecca McDermott	CNA1000023845	\$25
IV.A.2.x.	Cary Murakami	CNA999993352	\$25
IV.A.2.y.	Caroline Mwihia	CNA1000021836	\$25
IV.A.2.z.	Biana Nalder	CNA1000028792	\$25
IV.A.2.aa.	Caitlynn Nehl	CNA1000030291	\$50
IV.A.2.bb.	Darlington Nwinee	CNA1000001472	\$25
IV.A.2.cc.	Alexandria Ortega	CNA1000030161	\$25
IV.A.2.dd.	Tracy Pajak	CNA267173179	\$25
IV.A.2.ee.	Maria Reyes-Mendez	RN153821	\$100
IV.A.2.ff.	Colleen Rosenthal	CNA10031770	\$25
IV.A.2.gg.	Christina Ross	CNA1000030652	\$25
IV.A.2.hh.	Lourdes Sanchez	CNA1000013151	\$25
IV.A.2.ii.	Jessie Santos	CNA180826103	\$75
IV.A.2.jj.	Kaitlyn Schafranek	CNA1000034410	\$25
IV.A.2.kk.	Erika Seals	CNA1000000427	\$25
IV.A.2.ll.	Rada Snagic	CNA1000030872	\$25
IV.A.2.mm.	Gerardo Tantengco	CNA1000014906	\$25
IV.A.2.nn.	Karla Villa Preciado	CNA1000029500	\$25

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

IV.B.2. Felony Bar Cases

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

Agenda #	Name	License/Certificate #	Staff
IV.B.2.a.	Yasiman Esmaelili	CNA1000036238	Olson
IV.B.2.b.	Charles Thomas Ihle	RN178850; LP027632	Kerrigan
IV.B.2.c.	Amanda Marie Limbrick	CNA1000021988	Alberty

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

IV.C. Board Staff Recommendation: Notice of Charges

Agenda #	Name	License/Certificate #	Staff
IV.C.1	Genevieve Hayes	CNA1000026578	Lohsandt
IV.C.2.	Casaundra Jones	CNA1000029579	Lohsandt
IV.C.3.	April Springer	CNA1000007464	Lohsandt

Quinn moved, Dalton seconded, and unanimously carried to adopt the attached Notice of Charges for Agenda Items IV.C.1.-IV.C.3.

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

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

**V.B.1. Mary Shelby RN085600 (Monas)
(AKA: McMahon)**

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

V.B.4. Natasha White CNA999991759 (Richter)

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

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

V.B. Applicants for Reissuance & Investigative Reports

**V.B.1. Mary Shelby RN085600 (Monas)
(AKA: McMahon)**

Berrigan moved, McCormies seconded, and it was unanimously carried to reopen Agenda Item V.B.1. Monas addressed the Board with additional information. Quinn moved, McCormies seconded, and it was unanimously carried to continue the investigation to allow applicant the opportunity to obtain a psychological evaluation, to include a substance abuse evaluation, to be completed by a Board approved evaluator, with an expertise in substance abuse, and to include any additional testing deemed necessary by the evaluator, to be scheduled and completed with 45 days and then return to the Board. If the evaluation is not completed, based upon the findings of fact and statute/rule violations identified in the investigative report, deny licensure.

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

V.B.5. Martha Merrill Jones RN059962 (Chambers)

Jones was present, telephonically and addressed the Board. Johnson moved, Berrigan seconded, and it was carried to continue the investigation to allow Applicant the opportunity to obtain, at no cost to the Board, a neuropsychological and comprehensive psychological evaluation to evaluate, in part, anger management and truthfulness. The evaluation is to be completed by a Board approved evaluator who is at minimum a licensed psychologist and shall include any additional testing deemed necessary by the evaluator, to be scheduled and completed within 45 days and then return to the Board. If the evaluation is not completed, based upon the findings of fact and statute/rule violations identified in the investigative report, deny licensure.

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

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

V.C.1. Teresa Dulaney LP024841 (Greabell)

Johnson moved, Snider seconded, and it was unanimously carried to deny Respondent’s request for an amendment to allow on-site supervision and issue a Letter of Concern for (1) failing to practice under the direct supervision of a RN from on or around February 26, 2007 to on or around June 8, 2007 while employed as a LPN at Plaza Healthcare in Scottsdale, AZ in violation of paragraph 4, page 8 of the Order; and (2) failing to cause her immediate supervisor at Desert Haven Care Center to inform the Board in writing acknowledgment of the supervisor’s receipt of the Order within seventy-two hours of Respondent’s date of hire in violation of paragraph 2, page 7 of the Order. Respondent shall be allowed to continue on Consent Agreement and Order No. 0506097, which shall remain in effect until terminated by the Board upon Respondent’s fulfillment of all terms and conditions of the Order.

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

V.C.5. Rosalinda Barr RN082548 (Greabell)

Snider moved, Johnson seconded, and it was carried to Terminate Consent Agreement and Order No. 1010051.

	VOTE	Dalton Member	Johnson Member	Snider Member	Berrigan Secretary	Quinn President	McCormies V. Pres	Gutierrez Member	Harrell Member	Post Member	Busby Member
YES	6	X	X	X	X	X		X			
NO	2						X		X		
ABSTAIN	0										
ABSENT	2									X	X

V.C.8. Catherine Ann McDowell CNA1000015772 (Greabell)

McCormies moved, Gutierrez seconded, and it was unanimously carried to issue a Letter of Concern for (1) failing to enroll in random urine drug testing within seven days of the effective date of the Order; (2) failing to attend AA/NA meetings from on or around October 17, 2012 to on or around November 14, 2012 and for only attending five meeting in November, 2012; and (3) failing to cause your one medical provider to submit in writing an acknowledgement of receipt of the Order and a list of medications prescribed for Respondent within one week of the effective date of the Order and terminate Consent Agreement and Order No. 1203031.

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

V.C.9. Cyndy Joy Cowan LP048033 (Greabell)

Snider moved, Harrell seconded, and it was unanimously carried to Terminate Consent Agreement and Order No. 1201065.

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

V.C.12. Emily Freeman RN157783 (Greabell)

Greabell addressed the Board with additional information. McCormies moved, Snider seconded, and it was unanimously carried to allow Respondent to continue on Consent Agreement and Order No. 1005039 ("Order") and issue a Letter of Concern for (1) failing to cause her medical provider to submit an acknowledgement letter to the Board within seven days of beginning treatment in violation of paragraph 9, page 10 of the Order and for failing to identify her one treatment professional of choice within thirty days of the effective date of the Order also in violation of paragraph 9, page 10 of the Order; (2) failing to cause her medical provider to submit a monthly report in June 2012 due to receiving a prescription for Ambien in May, 2012 in violation of paragraph 8, page 10 of the Order; (3) missing six nurse recovery groups from on or around May, 2013 to on or around October, 2013 in violation of paragraph 4, page 7 of the Order and for (4) failing to cause her psychiatric provider to submit monthly reports to the Board acknowledging the continuing need for mood-altering substances in violation of paragraph 8, page 9 of the Order. Respondent may be allowed to step-down the frequency of her random drug testing to on-call and is no longer required to submit reports from Nurse Recovery Group and Alcoholics Anonymous.

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

**V.C.13. Louie Morales LP041530 (Greabell)
(AKA: Jr. Morales, Morales Jr., Luis Morales)**

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

V.C.15. Timothy Rowley German RN080898 (Greabell)

Snider moved, Johnson seconded, and it was unanimously carried to Terminate Consent Agreement and Order No. 0905097.

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

V.C.17. Jennifer Marie Ives LP035815 (Greabell)

Greabell addressed the Board with additional information. Dalton moved, Johnson seconded, and it was unanimously carried, based upon the findings of fact and statute violations identified in the Monitoring Non-Compliance Investigative Report Case No. 02082013, issue Notice of Charges. Respondent's Consent Agreement and Order No. 1012023 shall remain in effect until terminated by this Board upon Respondent's fulfillment of all terms and conditions of the Order.

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

**V.C.20. Hilario Ceron RN069045; (Greabell)
LP015898**

Greabell addressed the Board with additional information. Johnson moved, Dalton seconded, and it was unanimously carried, based upon the findings of fact and statute violation identified in the investigative report, issue Complaint and Notice of Hearing.

VII.A.8. Recovery Trek Awarded Contract for Third Party Administrator for Monitoring Compliance/Reporting-Austin (Oral – Information)

Austin gave a brief summary on the Board approving Contract for Third Party Administrator for Monitoring. Have selected “Recovery Trek” for drug, hair, urine, etc., testing. Success Management software to be implemented at Board. Date yet to be determined. The 550 people in CANDO will be mandatorily in the program and will be able to test anywhere in the US. Kirk Sisorly, CEO, Recovery Trek would like to thank Board for selecting them. Participates will be able to log on and real time access their data. The ability to Monitor and generate reports by staff will be much improved.

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 30-31, 2013, Regular Board Meeting Minutes

Snider moved, Johnson seconded, and it was unanimously carried to approve minutes of January 30-31, 2013, regular Board meeting.

VII.A.4 Certified Nursing Assistant Regulation & Budget Resources to regulate for Past 23 Years; Update on 2014 Supplemental Budget Request; 2015 Supplemental Budget Request- Orchard/Bontrager/Ridenour (Discussion & Decision)

Orchard noted that for fiscal year, 2014, it is projected that the agency’s current approved appropriated funding will not meet all expenses. In anticipation of this, the Board is requesting the Legislature approve an additional appropriation increase to supplement the budget.

Historically, for most of the years the agency has overseen the Certified Nursing Assistant (CNA) program, funding has been an issue. Currently, program expenses are estimated to be \$1,000,000, with the federal dollars covering only 38% of those costs, leaving the agency’s appropriated funds to pick up the remaining 62%. In past years with additional funding provided, primarily, by Department of Health Services, (DHS), and with agency vacancy savings enabled the Board was able to meet expenses. This past fall DHS informed the Board that most likely additional funding would not be available. This was confirmed this past January and February, that there would not be additional funds available for the Board this year, or in the following years. At that point the Office of Strategic Planning and Budget (OSBP) and the Joint Legislative Budget Committee (JLBC) were contacted and the supplemental appropriation request was submitted.

Ridenour noted that both the House and Senate have included the supplemental request in their budget bills, for the approval of an additional \$150,000 for FY 2014 and for FY 2015. The funding request is to

be provided out of the General Fund, not the Nursing Board's fund, as had anticipated. Along with the request of additional funding, the Legislature is requiring a report be submitted to them by November 1, 2014, with the Board's recommendations to ensure the long-term financial stability of the CNA program.

Along with the submittal funding request, the OSPB requested a "Contingency Plan" be included. This document provides alternative measures of action in case the supplemental request is not approved, and needs Board member approval.

- **CNA pay for finger printing at a fee of \$40.00**
Quinn moved, Berrigan seconded, and it was unanimously carried to approve CNA's or their facility to pay fee (voluntarily) \$40.00
- **Utilize tenant improvement allowance towards monthly rent charges**
Johnson moved, Berrigan seconded, and it was unanimously carried to approve the utilization tenant improvement allowance towards monthly rent charges
- **Reduce Attorney General ISA FTE**
- **Negotiate more settlement conferences**
Ridenour informed the Board how we have reduced staff, asked AAG's office to carry .5 FTE til July, and negotiated more settlement conferences

VII.A.5. AzBN Report Due November 2014 to OSPB & JLBC Ensuring Long Term Financial Viability of Certified Nursing Assistant Program; Appointment Committee Members to Develop Report by September 2014- Ridenour/Bontrager/Orchard (Discussion & Decision)
Four options offered for Board discussion and review.

VII.A.6. Board Member Education: NCSBN 2012 Mid Year Presentation on Board Governance by Cathy Trower; Carolyn McCormies (Information); Information on Telehealth-McCormies/Randolph/Ridenour (Oral-Information)
To continue until next Board meeting.

VII.A.7. Update on Personnel Changes – Ridenour/Austin/Smith/Bontrager (Oral-Information)

- Ridenour announced Austin overseeing the Hearing, CANDO Department and V. Smith is back temporarily as Associate Director of Investigations.

VII.D. A.A.G. Report – Mamaluy/Campbell

VII.D.1. Updates, New Processes, Accomplishments –Campbell/Selzer/Smith (Information and Discussion)

- **Campbell will assist but no longer with Board**
- **Selzer will be gone mid April due to no funding**
- **C. Smith will begin Maternity Leave in May**
- **Possibility of Emma Mamaluy helping in hearings during maternity leave**
- **94 open cases**
- **25 on this agenda**
- **8 Settlement Conferences**
- **6 hearings**
- **31 came in recently**
- **Negotiated 10 Voluntary Surrenders**

- **Leaves 89 open cases**

VII.E.2. Education – Dalton/McCormies/Harrell/Randolph

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

Education Advisory Committee meeting draft minutes of February 21, 2014, were provided to the Board.

McCormies offered summary of Education Committee Meeting.

Snider left the meeting at 7:21 p.m.

VII.E.3. Advanced Practice – Quinn/Busby/Randolph/Dahn

VII.E.3.a. Draft Minutes of December 11, 2013, Advanced Practice Committee Meeting -

Advanced Practice meeting draft minutes of December 11, 2013, were provided to the Board.

VII.E.3.b. Draft Advisory Opinion off Label Drug Prescribing

Quinn moved, Gutierrez seconded, and it was unanimously carried to approve Advisory Opinion for “Off Label Drug Prescribing.”

Snider returned to the Board at 7:25 p.m.

VII.C. President’s Report – Quinn

VII.C.1. Debriefing on Board Processes and Suggested Changes – All (Discussion and Decision)

- Should Board members not open hyperlinks?
- Could Board members request ability to access?

Johnson left the meeting at 7:26 p.m.

- Do not put Case Dismiss on future Agendas

Johnson returned to the meeting at 7:28 p.m.

VIII. Call to the Public

No members of the public requested to speak

X. Adjournment

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

The meeting adjourned at 7:28 p.m., Friday, March 28, 2014.

A handwritten signature in cursive script that reads "Randy C. Quinn" followed by the printed text "MSN CRNA" to the right.

Randy C. Quinn, CRNA, President