

**SPECIAL BOARD MEETING  
ARIZONA STATE BOARD OF NURSING**

The special meeting of the Arizona State Board of Nursing convened at 9:06 a.m., Friday, February 6, 2004, in the Board of Nursing Board Room, Suite 210, 1651 East Morten Avenue, Phoenix, Arizona, with Alice Gagnaire, R.N., M.H.S.A., President, presiding.

**BOARD MEMBERS PRESENT:**

Alice Gagnaire, R.N., M.H.S.A., President (telephonic)  
Kathy Malloch, Ph.D., M.B.A., R.N., Vice-President (telephonic)  
Beverly Ogden, Secretary  
Trista Campbell, R.N., B.S.N., Member (telephonic)  
Theresa Crawley, C.R.N.A., M.S.H.S.A., Member (telephonic)  
Marla Moore, R.N., B.S.N., M.A., Member (telephonic)  
Barbara O'Connor, L.P.N., Member (telephonic)

**BOARD MEMBERS ABSENT:**

Gregory Harris, Member

**LEGAL COUNSEL:**

Melissa Cornelius, Assistant Attorney General  
Michelle L. Wood, Assistant Attorney General  
Daniel Christl, Assistant Attorney General

**STAFF:**

Joey Ridenour, R.N., M.N., Executive Director  
Judy Bontrager, R.N., M.N., Associate Director  
Valerie Smith, R.N., M.S., Associate Director  
Jim Ball, Senior Investigator  
Jeanne Bauer, Senior Investigator  
Susan Barber, R.N., M.S.N., Nurse Practice Consultant/Hearings  
Lorraine Brown, Senior Investigator  
Vicky Driver, Administrative Assistant  
Karen Grady, R.N., M.S., C.S., F.N.P., Nurse Practice Consultant/Advanced Practice  
Vicki Johansen, Senior Investigator  
Patricia Midkiff, R.N., M.N., Nurse Practice Consultant  
Sydney Munger, R.N., M.S., Nurse Practice Consultant  
Betty Nelson, R.N., M.S., Nursing Assistant Consultant  
Stephanie Nelson, R.N., M.S.N., Nurse Practice Consultant/Monitoring  
Kirk Olson, Paralegal  
Patricia Pavlina, R.N., B.S., Senior Investigator  
Pamela Randolph, R.N., M.S.N., Nursing Practice Consultant/Education  
Mary E. Rappoport, R.N., M.N., Nurse Practice Consultant  
Jeanine Sage, R.N., M.S.N., Nursing Assistant Consultant  
Suanne Smith, R.N., M.S., Nurse Practice Consultant  
Patricia Staten, M.S.R.N., Nurse Practice Consultant  
Sister Rachel Torrez, R.N., M.S., Nurse Practice Consultant  
Nancy Twigg, R.N., M.S.N., Nurse Practice Consultant  
Melissa Vannier, Paralegal  
Barbara Ritenour, Legal Secretary

## I. Call To Order

The meeting was called to order at 9:06 a.m., Friday, February 6, 2004.

The following Board members were present: Ogden, and telephonically: Gagnaire, Malloch, Campbell, Crawley, Moore, O'Connor.

Gagnaire presiding.

## II. Board Discussion and Decision Regarding Motion to Deem Allegations Admitted

### II.A. Charlene Sowles CNA999997010 Wood

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

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

Ogden moved, O'Connor seconded, and it was unanimously carried to accept the Factual Allegations as Findings of Fact, paragraphs 3-7 and Alleged Violations as Conclusions of Law from the Notice of Charges, paragraphs 1-4.

Wood addressed the Board.

Ogden moved, O'Connor seconded, and it was unanimously carried to revoke nursing assistant certificate No. CNA 999997010 issued to Charlene Sowles.

II.A.	VOTE	Moore, Marla Member	Crawley, Theresa Member	Malloch, Kathy Vice-Pres	Gagnaire Alice President	Ogden Beverly Secretary	O'Connor, Barbara Member	Campbell Trista Member	Harris, Greg Member
YES	7	X	X	X	X	X	X	X	
NO	0								
ABSTAIN	0								
ABSENT	1								X

Wood addressed the Board. Campbell moved, Moore seconded, and it was unanimously carried to deem the Order of Revocation effective immediately.

III.A.	VOTE	Moore, Marla Member	Crawley, Theresa Member	Malloch, Kathy Vice-Pres	Gagnaire Alice President	Ogden Beverly Secretary	O'Connor, Barbara Member	Campbell Trista Member	Harris, Greg Member
YES	7	X	X	X	X	X	X	X	
NO	0								
ABSTAIN	0								
ABSENT	1								X

## III. Board Discussion and Decision Regarding the State's Motion to Rescind Prior Finding of Public Emergency and Order of Summary Suspension

### III.A. Charlene Sowles CNA999997010 Wood

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

Wood addressed the Board.

Malloch moved, O'Connor seconded, and it was unanimously carried to rescind prior Board motion for Summary Suspension, which was validly issued, but for the purposes of judicial economy should be lifted because the respondents certificate was revoked in the parallel case.

III.A.	VOTE	Moore, Marla Member	Crawley, Theresa Member	Malloch, Kathy Vice-Pres	Gagnaire Alice President	Ogden Beverly Secretary	O'Connor, Barbara Member	Campbell Trista Member	Harris, Greg Member
YES	7	X	X	X	X	X	X	X	
NO	0								
ABSTAIN	0								
ABSENT	1								X

**IV. Call To The Public**

A public body may make an open call to the public during a public meeting, subject to reasonable time, place and manner restrictions, to allow individuals to address the public body on any issue within the jurisdiction of the public body. The Board may ask staff to review a matter or may ask that a matter be put on a future agenda. Members of the public body shall not discuss or take legal action on matters raised during an open call to the public unless the matters are properly noticed for discussion and legal action. A.R.S. § 38-431.01(G).

The Board directed staff to notify the proper agencies regarding Agenda Item II.A and III.A.

**V. Adjournment**

Malloch moved, O'Connor seconded, and it was unanimously carried to adjourn the meeting.

The meeting adjourned at 9:14 a.m.

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Alice Gagnaire, R.N., M.H.S.A., President