

Arizona State Board of Nursing

Janet Napolitano
Governor

Joey Ridenour
Executive Director



Board Meeting Minutes

The regular meeting of the Arizona State Board of Nursing convened at 8:02 a.m., Monday, July 28, 2008, in the Board of Nursing Board Room, Suite 200, 4747 N. 7th Street, Phoenix, Arizona, with Karen Hardy, RN, MSN, President, presiding.

BOARD MEMBERS PRESENT:

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

BOARD MEMBERS ABSENT:

M. Hunter Perry, Member
Constance G. Woulard, RN, MSN, Member

LEGAL COUNSEL:

Amy Foster, Assistant Attorney General
Kim Zack, Assistant Attorney General
Nina Zimmerman, Assistant Attorney General

STAFF:

Joey Ridenour, RN, MN, FAAN, Executive Director
Judy Bontrager, RN, MN, Associate Director of Operations
Pamela Randolph, RN, MSN, Associate Director of Education and Evidence Based Regulation
Valerie Smith, RN, MS, Associate Director of Investigations
Susan Barber, RN, MSN, Nurse Practice Consultant/Hearings
Stoney Blair, Senior Investigator
Frank Curatola, Senior Investigator
Janeen Dahn, MSN, FNP, Nurse Practice Consultant/Advanced Practice
Karen Grady, RN, MS, CS, FNP, Nurse Practice Consultant/Education
Mary Pat Healey, RN, LNCC, Legal Nurse Consultant Certified
Dolores Hurtado, Legal Assistant II/Monitoring
Ron Lester, Senior Investigator
Connie Linck, RN, MN, CNA, BC
Michelle Mills, RN, MA, Nurse Practice Consultant/Monitoring
Sydney Munger, RN, MS, Nurse Practice Consultant
Betty Nelson, RN, MS, Nursing Assistant Consultant
Stephanie Nelson, R.N., M.S.N., Nurse Practice Consultant
Kirk Olson, Senior Investigator
Doug Parlin, Senior Investigator
Mary Rappoport, RN, MN, Nurse Practice Consultant
Jeanine Sage, RN, MSN, Nursing Assistant Consultant
V. Ann Schettler, RN, MS, Nurse Practice Consultant
Sister Rachel Torrez, RN, MS, Nurse Practice Consultant
Nancy Twigg, RN, MSN, Nurse Practice Consultant
Barbara Melberg, Legal Secretary

I. Call to Order

The meeting was called to order at 8:02 a.m., Monday, July 28, 2008.

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

All Board members answered affirmatively that they had received and read the documents in the Board packet with the exception of information provided at this meeting, which would be reviewed at the appropriate time during the meeting.

Hardy presided.

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

Board Discussion and Decision Regarding RN/LPN Investigative Reports

V.F.1. Virginia Sornberger Seeman RN031648; AP23 (Torrez)

Seeman and attorney Shaleen Brewer were present and available for questions. Malloch moved, Johnson seconded, and it was unanimously carried to offer a Consent Agreement for a Decree of Censure and a \$1,000 Civil Penalty, or hearing.

	VOTE	<u>Busby, Kathryn</u> Member	<u>Malloch, Kathy</u> Member	<u>Perry, Hunter</u> Member	<u>Johnson, Patricia</u> Secretary	<u>Hardy, Karen</u> President	<u>Crawley, Theresa</u> Vice Pres	<u>Woulard, Constance</u> Member	<u>Link, Denise</u> Member	<u>Robertson, Steve</u> Member
YES	5		X		X	X	X			X
NO	0									
ABSTAIN	0									
ABSENT	4	X		X				X	X	

V.F.2. Phillip Wayne Clark RN075107; LP024164 (Torrez)

Attorney Lisa Gervase was present and addressed the Board. Torrez addressed the Board and confirmed receipt of additional information. Crawley moved, Robertson seconded, and it was unanimously carried to affirm the Interim Order and complete the evaluation within 30 days or issue Notice of Charges based upon information contained in the investigative report.

	VOTE	<u>Busby, Kathryn</u> Member	<u>Malloch, Kathy</u> Member	<u>Perry, Hunter</u> Member	<u>Johnson, Patricia</u> Secretary	<u>Hardy, Karen</u> President	<u>Crawley, Theresa</u> Vice Pres	<u>Woulard, Constance</u> Member	<u>Link, Denise</u> Member	<u>Robertson, Steve</u> Member
YES	5		X		X	X	X			X
NO	0									
ABSTAIN	0									
ABSENT	4	X		X				X	X	

V.F.9. Roberta Ellen Graham RN141631 (Torrez)

Attorney Phillip Austin was present and addressed the Board. Torrez addressed the Board with additional information. Malloch moved, Hardy seconded, to offer a Consent Agreement for a Decree of Censure, or hearing. The motion carried with four in favor and one opposed.

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

V.I.2. Nancy Kohlerman RN101222; AP2558 (Curatola)

Attorney Lisa Gervase was present and addressed the Board. Johnson moved, Robertson seconded, and it

was unanimously carried to offer a Consent Agreement for a \$250 Civil Penalty, to be signed within 30 days, or adopt a Notice of Charges based on the information contained in the investigative report.

	VOTE	Busby, Kathryn Member	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Woulard, Constance Member	Link, Denise Member	Robertson, Steve Member
YES	5		X		X	X	X			X
NO	0									
ABSTAIN	0									
ABSENT	4	X		X				X	X	

V.K.7. Rachel Moloney TRN149234 (Parlin)

Attorney Blaine Gadow and Maloney were present and available for questions. Malloch moved, Crawley seconded, and it was unanimously carried to grant licensure upon meeting all requirements and issue a Letter of Concern for the February 4, 2007 arrest for drug possession in Boston, Massachusetts and failure to respond to the Board in a timely manner.

V.K.4. Iris Shields RN131743; LP029552 (Parlin)

Attorney Alison Christian and Shields were present and available for questions. Malloch moved, Johnson seconded, and it was unanimously carried to dismiss the case.

V.D.10. Amy Fyock RN120328 (S. Nelson)

Robertson moved, Crawley seconded, and it was unanimously carried to table Agenda Item V.D.10. to allow time for Fyock's attorney to arrive at the meeting.

V.E.2. Sarah Ann Lakatosh RN126060 (Munger)

Attorney H.M. Walthall was present and addressed the Board. Lakatosh was present and available for questions. Malloch moved, Johnson seconded, to accept a signed Consent Agreement for a Decree of Censure, or hearing. After discussion, Malloch withdrew the motion. Malloch moved, Johnson seconded, and it was unanimously carried to offer a Consent Agreement for a Decree of Censure, or hearing.

	VOTE	Busby, Kathryn Member	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Woulard, Constance Member	Link, Denise Member	Robertson, Steve Member
YES	5		X		X	X	X			X
NO	0									
ABSTAIN	0									
ABSENT	4	X		X				X	X	

Malloch commented on documents that were mailed to her home by the attorney for Lakatosh and other Respondents and voiced concern over documents being handled in a manner that could compromise the confidentiality of such documents and put undo responsibility on Board members. Zack advised that the attorney Sanzio had been advised to refrain from sending documents anywhere but the Board offices.

V.D.11. Kathleen Gallagher LP036276 (S. Nelson)

Nelson addressed the Board and confirmed receipt of additional information. Attorney Lisa Gervase was present and addressed the Board. Crawley moved, Malloch seconded, and it was unanimously carried to issue a Letter of Concern for administering Albuterol after failing to empty the nebulizer chamber of a prior dose of the medication for resident M.V. on or about May 19, 2007, and possibly resulting in patient M.V. receiving an additional amount while working at Springdale Village Health Care in Mesa, Arizona.

V.D.15. Lynn Osterlie Robinson RN054772 (S. Nelson)

Malloch knows Sue Hanauer but shows no bias. Attorney Barry Mitchell and Robinson were present and addressed the Board.

Link arrived at the meeting at 9:19 a.m.

Malloch moved, Robertson seconded, to dismiss the case. The motion carried with five in favor and one abstained.

V.D.20. Ruth Desjardins Sanders LP011147; RN063927; AP328; AP1151 (S. Nelson)

Nelson addressed the Board with additional information. Attorney David Smith and Sanders were present and addressed the Board. Johnson moved, Hardy seconded, and after discussion it was unanimously carried to offer a Consent Agreement for 18 months probation to include the attached stipulations, or hearing.

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

**V.E.11. Nancy Skehan Leonardo RN056074; LP018360 (Munger)
(aka: Nancy Jean Skehan)**

Attorney Jay Ryan was present and addressed the Board. Leonardo was present and available for questions. Malloch moved, Link seconded, and it was unanimously carried to issue an Interim Order for an addiction evaluation to be completed by a Board approved addictionologist (physician), and a neuropsychological evaluation, to be completed by a Board approved psychologist, to include any additional testing deemed necessary by the evaluators, to be scheduled within 15 days and completed within 45 days. If not completed within 45 days, issue a Notice of Charges, based upon information contained in the investigative report.

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

VI. Board Discussion and Decision Regarding CNA Investigative Reports

**VI.C.1. Biormayhoor G. Jo CNA1000005200 (B. Nelson)
(aka: Abraham Bior Guet)**

Attorney Ed Gaines was present and addressed the Board. Jo was present and available for questions. Johnson moved, Robertson seconded, and it was unanimously carried to issue an Interim Order for a sexual misconduct evaluation, to be completed by a Board approved evaluator and to include any additional testing deemed necessary by the evaluator, to be scheduled within 15 days and completed within 45 days and then return to the Board. If the Interim Order is not completed, issue a Notice of Charges and include the factual allegations and alleged violations for failure to comply with the Interim Order.

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

V.D.10. Amy Fyock RN120328 (S. Nelson)

Robertson moved, Crawley seconded, and it was unanimously carried to reopen Agenda Item V.D.10. Malloch, Johnson and Hardy know Vicki Buchda but show no bias. Nelson addressed the Board with

additional information. Attorney Larry Cohen and Fyock were present and available for questions. Link moved, Malloch seconded, and it was unanimously carried to dismiss complaint #1. Link moved, Robertson seconded, and after discussion it was unanimously carried to dismiss complaint #2.

V.K.8. Dorothea Stevens RN035543 (Parlin)

Link knows the Respondent but shows no bias. Stevens was present and addressed the Board. Johnson moved Link seconded, and it was unanimously carried to offer a Consent Agreement for 12 months probation to include the attached stipulations, amended to include: allowed to continue working in public health position with current employer contingent upon beginning and ending each day in the office for contact with a supervisor or other registered nurse. If not signed within 30 days, issue Notice of Charges based upon information contained in the investigative report.

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

The meeting recessed at 9:59 a.m. and reconvened at 10:18 a.m. Busby arrived at the meeting at 10:18 a.m.

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

IV.B.1. Beverly Holmes RN060562 (Mills)

Holmes was present and addressed the Board. Link moved, Robertson seconded, and it was unanimously carried to grant temporary licensure for RN Refresher Course only upon meeting all requirements and signing a Consent Agreement for 36 months stayed revocation/probation to include the attached stipulations. 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 the investigative report.

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

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

IV.C.2. Henrietta Yazzie (aka: Yabeny) RN117739 (Mills)

Link moved, Crawley seconded, and it was unanimously carried to amend current Consent Agreement to allow direct patient care and on-site supervision based upon the information contained in Dr. Barry's report and employer evaluation.

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

IV.C.3. Eunice Iwunze LP032436 (Mills)

Chantelle Oguadimma, Respondent’s daughter, and Iwunze were present and addressed the Board. Crawley moved, Johnson seconded, and after discussion it was unanimously carried to continue suspension and issue an Interim Order for a psychological evaluation, to be completed by a Board approved evaluator who is at minimum PhD prepared and who has expertise in impulse control and anger management, and to include psychological testing and any additional testing deemed necessary by the evaluator, to be scheduled within 15 days and completed with 45 days and then return to the Board. If not completed, proceed to non-compliance hearing.

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

IV.C.5. Teresa Lowe LP006247 (Mills)

Lowe was present and addressed the Board. Johnson moved, Crawley seconded, and it was unanimously carried to offer a Consent Agreement for stayed revocation/indefinite suspension pending completion of psychiatric evaluation by a Board approved psychiatrist with expertise in addiction, and an evaluation by a Board approved PhD psychologist with expertise in neuropsychology. Pending completion of all recommendations by psychiatrist and neuropsychologist, stayed suspension probation for 36 months with attached stipulations. If not signed within 30 days proceed to non-compliance hearing. Requirements of indefinite suspension must be met within 12 months or lift stay and revoke license.

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

IV.C.1. Kathryn Rosalik RN087989; AP049 (Mills)

Rosalik was present and addressed the Board. Link moved, Robertson seconded, and it was unanimously carried to amend current Consent Agreement to allow on-site supervision instead of direct supervision.

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

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

IV.D.3. Steven B. Frank RN147014 (Hurtado)

Hurtado addressed the Board with additional information. Frank was present and available for questions. Malloch moved, Link seconded, to deny request for termination of Board Consent Agreement and Order No. 0612049 entered into on June 27, 2007, and amend Order to allow Frank to work up to 92 hours per 14-day pay period, the ability to work any shift and if compliant through June 27, 2009, terminate Order. After discussion the motion carried with six in favor and one opposed.

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

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

IV.F.2. Sandra Leigh D'Alessandro RN140331 (Linck)

D'Alessandro was present and addressed the Board. Link moved, Crawley seconded, and it was unanimously carried to offer a Consent Agreement for 24 months stayed revocation with the license suspended during the first 12 months and on stayed revocation probation the second 12 months, followed then by 24 months standard probation, to include the attached stipulations, or hearing

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

IV.F.4. Brenda Lee Halliday RN134452 (Linck)

Halliday was present and addressed the Board. Robertson moved, Busby seconded, and it was unanimously carried to issue a Letter of Concern for submitting a positive pre-employment urine drug screen as a result of using medication from an outdated prescription.

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

V.L.1. Peggy A. Wallace LP031364 (Sage)

Wallace was present and available for questions. Malloch moved, Link seconded, and it was unanimously carried to offer a Consent Agreement for 12 months probation to include the attached stipulations. If not signed within 30 days, issue Notice of Charges based upon information contained in the investigative report. .

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

V.A.4. Michelle Marie Kyle LP015771 (Twigg)

Kyle was present and available for questions. Malloch moved, Johnson seconded, and it was unanimously carried to offer a Consent Agreement for \$500 Civil Penalty and 24 months probation to include the attached stipulations or hearing.

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

V.A.6. Shannon Lee Diaz RN Exam; LP042549; CNA999952569 (Twigg)
(aka: Moore)

Twigg addressed the Board with additional information. Mick Drage and Diaz were present and addressed the Board. Crawley moved, Robertson seconded, to grant licensure upon meeting all requirements and signing a Consent Agreement for 6 months probation, to include the attached stipulations amended to reflect the length of probation. If not signed within 30 days, deny licensure based upon the information contained in the investigative report. After discussion, the motion failed with four opposed and three in favor.

	VOTE	<u>Busby,</u> <u>Kathryn</u> Member	<u>Malloch,</u> <u>Kathy</u> Member	<u>Perry,</u> <u>Hunter</u> Member	<u>Johnson,</u> <u>Patricia</u> Secretary	<u>Hardy,</u> <u>Karen</u> President	<u>Crawley,</u> <u>Theresa</u> Vice Pres	<u>Woulard,</u> <u>Constance</u> Member	<u>Link,</u> <u>Denise</u> Member	<u>Robertson,</u> <u>Steve</u> Member
YES	3					X	X			X
NO	4	X	X		X				X	
ABSTAIN	0									
ABSENT	2			X				X		

Malloch moved, Busby seconded, and it was unanimously carried to table Agenda Item V.A.6.

V.A.12. Kelly L. Haeffelin LP037154 (Twigg)
(aka: Wyse)

Twigg addressed the Board with additional information. Haeffelin was present and available for questions. Busby moved, Johnson seconded, to dismiss the case. After discussion the motion carried with six in favor and one opposed.

V.D.2. Donna Caciola LP038330 (S. Nelson)
(aka: Witte; Rhodes)

Caciola was present and available for questions. Busby moved, Johnson seconded, and it was unanimously carried to issue a Letter of Concern for failing to document interventions or blood glucose results while caring for resident, T.M. on or about February 13, 2008 while working at Immanuel Campus of Care in Peoria, Arizona.

V.D.3. Joy Parks LP001742 (S. Nelson)

Parks was present and available for questions. Link moved, Busby seconded, and it was unanimously carried to issue a Letter of Concern for failing to document any interventions or blood sugar results while caring for resident, T.M. on or about February 13, 2008 while working at Immanuel Campus of Care in Peoria, Arizona.

V.D.4. Stephen Tesch LP038049 (S. Nelson)

Nelson addressed the Board with additional information. Tesch was present and available for questions. Busby moved, Link seconded, and it was unanimously carried to issue a Letter of Concern for failing to document any interventions or blood sugar results while caring for resident, T.M. on or about February 13, 2008 while working at Immanuel Campus of Care in Peoria, Arizona.

V.D.7. Eva-Jean Caldwell RN102679 (S. Nelson)
(aka: Burch; Wheeler; Haase; Holt)

Nelson addressed the Board with additional information. Caldwell was present and addressed the Board. Busby moved, Robertson seconded, and it was unanimously carried to issue a Letter of Concern for not following policy for administering an IV without a physician being present, while on assignment at Mercy Gilbert Hospital, on or about September 25, 2008.

V.D.8. Monica D. Cresswell RN079547 (S. Nelson)

Cresswell was present and addressed the Board. Link moved, Busby seconded, and it was unanimously carried to issue a Letter of Concern for administering the medication of another student to H. L., and for not communicating with H.L.'s parents that she required additional medication to be ordered on or about October 5, 2007 while working at Apache Junction High School in Apache Junction, Arizona.

V.D.14. Laura Dorothy Michael RN113397 (S. Nelson)
(aka: Laura Jordan Michael)

Michael was present and addressed the Board. Link moved, Johnson seconded, and it was unanimously carried to dismiss the case.

V.D.19. Kelly Jean Lawrence-Andrade RN095241 (S. Nelson)

Nelson addressed the Board with additional information. Lawrence-Andrade and Oscar Andrade were present and addressed the Board. Busby moved, Link seconded, and after discussion it was unanimously carried to amend prior Board motion for 12 months probation with attached stipulations, amended to include random drug screens, no supervision required, no performance evaluation, treatment with psychologist and meds prescribed by primary care physician permitted, with all other stipulations remaining the same, or hearing.

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

The meeting recessed at 12:16 p.m. and reconvened at 1:03 p.m.

V.F.3. Roxann Elizabeth Oleksy RN088056 (Torrez)

Johnson recused to avoid the appearance of impropriety and left the meeting at 1:04 p.m. Oleksy was present and addressed the Board. Malloch moved, Link seconded, and it was unanimously carried to offer a Consent Agreement for a Decree of Censure, or hearing.

	VOTE	Busby, Kathryn Member	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Woulard, Constance Member	Link, Denise Member	Robertson, Steve Member
YES	5		X			X	X		X	X
NO	0									
ABSTAIN	0									
ABSENT	4	X		X	X			X		

Johnson returned to the meeting at 1:12 p.m.

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

II.A.1. Jacqueline Ann Green LP038412 Foster

The proceeding began at 1:13 p.m., with the following Board members present: Johnson, Robertson, Crawley, Malloch, Hardy, and Link.

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

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

Green was present and addressed the Board.

Foster addressed the Board.

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

Johnson moved, Crawley seconded, and it was unanimously carried to accept as Findings of Fact the allegations contained in Paragraphs 1 through 53 and Conclusions of Law the alleged violations in Paragraphs 1 through 13.

Malloch moved, Johnson seconded, and it was unanimously carried to accept the Administrative Law Judge’s recommended Order for 24 months probation to include the attached terms to include on site supervision, registry/traveling nurse/float pool/home health/on call prohibited, and quarterly performance reports.

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

II.A.2. Joseph Frank Ponikyar TRN149682 Foster

The proceeding began at 1:16 p.m., with the following Board members present: Johnson, Robertson, Crawley, Malloch, and Link.

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

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

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

Foster addressed the Board.

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

Crawley moved, Malloch seconded, and it was unanimously carried to accept as Findings of Fact the allegations contained in Paragraphs 1 through 8, and Conclusions of Law the alleged violations in Paragraphs 1 through 5.

Malloch moved, Link seconded, and it was unanimously carried to accept the Administrative Law Judge’s recommended Order to dismiss the applicant’s appeal and that prior denial of Ponikvar’s application professional nurse licensure be upheld and affirmed.

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

II.A.3. Richard Joseph Henely RN046579 Zack

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

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

Zack addressed the Board.

Malloch moved, Crawley seconded, and it was unanimously carried to adopt the stipulated deadline to file action in Superior Court within 30 days, on or before August 29, 2008. If not filed by the deadline, Board staff will immediately reschedule the administrative hearing of this matter within 30 days.

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

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

Agenda	Respondent Name	Lic/Cert #	Board Resolution	Legal Staff
II.B.1.	Joseph Michael Boniella	LP038899	Revocation	Foster
II.B.2.	Ryan Elisabeth Bustillos	LP040705; CNA155700441	Revocation	Foster
II.B.4.	Kerry Lynn Hastings (aka: Cahill; Wilson)	RN105992; LP032715	Revocation	Foster
II.B.5.	Ethel Jean Hilton	LP042140	Revocation	Foster
II.B.7.	Linda Lorraine Shockley	RN041667	Revocation	Foster

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

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

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

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

Malloch moved, Johnson seconded, and it was unanimously carried to accept the State’s recommended discipline of revocation for Agenda Items II.B.1, 2, 4, 5, and 7.

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

Busby returned to the meeting at 1:23 p.m.

II.B.3. Vola Gary RN114641 Foster

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

Gary was present and addressed the Board.

Foster addressed the Board.

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

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

Busby moved, Malloch seconded, and it was unanimously carried to continue to the September 2008 Board meeting.

**II.B.8. Eulalie Smith-Warner CNA615401754 Foster
(aka: Warner)**

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

Smith-Warner was present and addressed the Board.

Foster addressed the Board.

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

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

Malloch moved, Robertson seconded, and after discussion it was unanimously carried to accept the State’s recommended discipline for revocation.

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

II.B.9. Kevin Kirkpatrick Gentner RN108292 Zimmerman

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

Gentner was present and addressed the Board.

Zack addressed the Board.

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

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

Link moved, Robertson seconded, and after discussion it was unanimously carried to accept the State’s recommended discipline for revocation.

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

II.B.10. Karen Scrivano CNA999953351 Zimmerman

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

Scrivano was present and available for questions.

Zack addressed the Board.

Crawley moved, Link seconded, and it was unanimously carried to accept the State’s recommended discipline to reaffirm previous Order with the revision that Respondent must comply with recommendations made by Dr. DeBocco within 6 months and then return to the Board. If Respondent fails to comply, stay will be lifted and certification revoked.

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

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

II.C.1. Athena M. Victoria-Sales RN100534 Zimmerman

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

Foster addressed the Board.

Victoria-Sales was not present and was not represented by legal counsel.

Busby moved, Link seconded, and it was unanimously carried to, in lieu of a formal hearing in this matter, accept the signed Consent for a \$500 non-disciplinary administrative penalty, based on current Board policy, to be paid in full by September 1, 2008.

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

II.C.2. Virginia Stump RN109792 Foster

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

Foster addressed the Board.

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

Busby moved, Link seconded, and it was unanimously carried to rescind the Board decision of June 26, 2007 to offer a Consent Agreement for 24 months probation with terms and conditions, and accept the signed Consent Agreement for 12 months probation with the attached stipulations.

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

II.C.3. Rebecca Sue Schwartz CNA999996440 Zimmerman

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

Foster addressed the Board.

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

Link moved, Robertson seconded, and it was unanimously carried to accept the signed Consent Agreement for 24 months stayed revocation with the attached stipulations as settlement in this case.

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

II.C.4. Pamela Renee Teets TRN107237 Foster

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

Foster addressed the Board.

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

Busby moved, Johnson seconded, and it was unanimously carried to, in lieu of a formal hearing in this matter, accept the signed Consent Agreement for a stayed revocation/indefinite suspension with attached terms and conditions, followed by 24 months stayed revocation/probation with the attached stipulations.

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

II.C.5. Vicki Kay Lee RN131699 Zack

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

Zack addressed the Board.

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

Link moved, Crawley seconded, and it was unanimously carried to accept the signed Consent Agreement for suspension, not to exceed 24 months, followed by 12 months probation

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

**II.C.6. Sharon Renee Cunha CNA1000006119 Zimmerman
(aka: Cunha-Doud; Barker)**

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

Zack addressed the Board.

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

Busby moved, Malloch seconded, and it was unanimously carried to, in lieu of a formal hearing in this matter, accept the signed Consent Agreement for 24 months stayed revocation with the modified attached stipulations.

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

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

AGENA	Respondent Name	Lic/Cert #	Board Resolution	LegalStaff
II.D.3.	Janice Fay Bennett	RN078710	Revocation	Foster

II.D.4.	Debra Denice Blue	CNA948304837	Revocation	Foster
II.D.5.	Michael John Delucci	CNA1000002319	Revocation	Foster
II.D.7.	Malinda Edwards	CNA999951135	Revocation	Foster
II.D.8.	Mary Ann Ervin	CNA999997056	Revocation	Foster
II.D.9.	Christie Dawn Harjo	LP039371	Revocation	Foster
II.D.10.	Timothy Hern	CNA999999521	Revocation	Foster
II.D.11.	Alice Hosick	LP021403	Revocation	Foster
II.D.12.	Stacey L. Stewart	TRN109576; CNA742646641	Revocation	Foster
II.D.13.	Tracy Randall Anderson	CNA110555353	Revocation	Zimmerman
II.D.14.	Malisa Sue Barnhart (aka: Schoonover)	RN145630	Revocation	Zimmerman
II.D.15.	Patricia Christmann	RN052464	Revocation	Zimmerman
II.D.17.	David Bruce Douglas	CNA999998553	Revocation	Zimmerman
II.D.18.	Chris N. Franklin	CNA702896303	Revocation	Zimmerman
II.D.19.	Uvaldo Quinn Gallegos	CNA1000013266	Revocation	Zimmerman
II.D.20.	Emily Hellings Hilyard	CNA999999783	Revocation	Zimmerman
II.D.21.	Adell Marie Hines	CNA999997903	Revocation	Zimmerman
II.D.22.	James Michael Kinney	CNA1000006580	Revocation	Zimmerman
II.D.23.	Norma I. Leon	CNA1000007499	Revocation	Zimmerman
II.D.24.	Randy Scott McHenry	CNA1000007408	Revocation	Zimmerman
II.D.25.	Iliana Shantel Osuna	CNA1000007015	Revocation	Zimmerman
II.D.26.	Debra Jean Alice Peltier	RN116186	Revocation	Zimmerman
II.D.27.	Michelle Royalty	LP037430	Revocation	Zimmerman
II.D.28.	Chantal Sharian Stizza	CNA999999793	Revocation	Zimmerman
II.D.30.	Shelia Mae Woodard	RN126757	Revocation	Zack

The Board was represented by Christopher Munns, Assistant Attorney General, Division of Solicitor General. Kim Zack and Amy Foster, Assistant Attorney General's represented the State.

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

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

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

Johnson moved, Crawley seconded, and it was unanimously carried to accept the State's recommended discipline for Agenda Items II.D.3-5, 7-15, 17-28 and 30.

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

II.D.1. Ida Lucia Baca CNA478031103 Revocation Foster
(aka: Rascon)

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

Foster addressed the Board.

Baca was present telephonically and addressed the Board.

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

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

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

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

II.D.2. Daniel Pantilo Bautista CNA999991777 Revocation Foster

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

Bautista was present telephonically and addressed the Board.

Foster addressed the Board.

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

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

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

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

II.D.16. Brent David Colby CNA999998328 Revocation Zimmerman

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

Colby was present and addressed the Board.

Foster addressed the Board.

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

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

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

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

II.D.29. Ladislado Castro CNA999991351 Revocation Zack

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

Castro was present and addressed the Board.

Zack addressed the Board.

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

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

Malloch moved, Crawley seconded, to issue an Order of suspension and require that Castro undergo a psychological evaluation by a Board approved evaluator with expertise in recognizing signs and symptoms of deception, who is at minimum PhD prepared, to include any additional testing deemed necessary by the evaluator, and then return to the Board. If not completed within 90 days revoke certification. The motion carried with six in favor and one opposed.

	VOTE	<u>Busby, Kathryn</u> Member	<u>Malloch, Kathy</u> Member	<u>Perry, Hunter</u> Member	<u>Johnson, Patricia</u> Secretary	<u>Hardy, Karen</u> President	<u>Crawley, Theresa</u> Vice Pres	<u>Woulard, Constance</u> Member	<u>Link, Denise</u> Member	<u>Robertson, Steve</u> Member
YES	6		X		X	X	X		X	X
NO	1	X								
ABSTAIN	0									
ABSENT	2			X				X		

II.E. Board Discussion and Decision Regarding Request for Rehearing or Review

II.E.1. Connie A. Bolinger RN114839 Zack

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

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

Zack addressed the Board.

Malloch moved, Crawley seconded, and it was unanimously carried to deny request for rehearing.

II.E.2. Melody Lynn Horney LP036900 Foster

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

Horney was present and addressed the Board.

Foster addressed the Board.

Malloch moved, Crawley seconded, and it was unanimously carried to deny request for rehearing.

II.E.3. Tiffani Nichole Sayer CNA999990687 Foster

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

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

Foster addressed the Board.

Johnson moved, Link seconded, and it was unanimously carried to deny request for rehearing.

The meeting recessed at 3:58 p.m. and reconvened at 3:16 p.m.

II.H. Board Discussion and Decision Regarding RN Investigative Report, Summary Suspension pursuant to A.R.S. §§ 41-1064(C), 41-1092.11(B) and/or Acceptance of a Consent Agreement and or Adoption of Complaint & Notice of Hearing

II.H.1. Denise Marie Ortiz RN134601 Foster

The proceeding began at 3:17, with the following Board members present: Johnson, Robertson, Crawley, Malloch, Hardy, Busby, and Link. The Board was represented by Christopher Munns, Assistant Attorney General, Division of Solicitor General. Amy Foster, Assistant Attorney General, represented the State.

Foster and S. Nelson addressed the Board with a brief summary of the case.

Ortiz was present and addressed the Board.

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 and offered a brief explanation of their reasons supporting the need for a Summary Suspension.

Crawley moved, Johnson seconded, and it was unanimously carried to accept proposed preliminary Findings of Fact and Conclusions of Law of the Findings of Public Emergency and Order of Summary Suspension.

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, Crawley seconded, and it was unanimously carried to summarily suspend professional license # RN134601.

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

It was therefore ordered that the license of Denise Marie Ortiz be suspended effective with the service of the written Order, and that Ortiz will immediately cease practice as a nurse/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.

II.H.2. Jonathan Yenglin RN141351 Foster

The proceeding began at 3:26 p.m., with the following Board members present: Johnson, Robertson, Crawley, Malloch, Hardy, Busby, and Link. The Board was represented by Christopher Munns, Assistant Attorney General, Division of Solicitor General. Amy Foster, Assistant Attorney General, represented the State.

Foster and Schettler addressed the Board with a brief summary of the case.

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

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 and offered a brief explanation of their reasons supporting the need for a Summary Suspension.

Crawley moved, Johnson seconded, and it was unanimously carried to accept proposed preliminary Findings of Fact and Conclusions of Law as amended.

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, Robertson seconded, and it was unanimously carried to summarily suspend professional license/practical license/nursing assistant certification # RN141351.

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

It was therefore ordered that the license of Johathan Yenglin be suspended effective with the service of the written Order, and that Yenglin will immediately cease practice as a nurse. 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.

**V. Board Discussion and Decision Regarding RN/LPN Investigative Reports
V.B.11. Joan Richardson LP034919 (Rappoport)
(aka: Lincoln; Hlavac)**

Rappoport addressed the Board with additional information. Richardson was present and available for questions. Malloch moved, Crawley seconded, and it was unanimously carried to offer a Consent Agreement for an indefinite suspension pending the successful completion of a refresher course and payment of a \$250 Civil Penalty, or hearing. Upon providing successful completion of refresher course,

grant licensure. If Richardson fails to successfully complete refresher course and submit payment of the Civil Penalty within 6 months, revoke license based upon the information contained in the investigative report.

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

**V.A.6. Shannon Lee Diaz RN Exam; LP042549; CNA999952569 (Twigg)
(aka: Moore)**

Busby moved, Crawley seconded, and it was unanimously carried to reopen Agenda Item V.A.6. Diaz and Mick Drage were present and available for questions. Busby moved, Hardy seconded, and it was unanimously carried to continue the investigation to allow Diaz the opportunity to complete and anger management counseling class and then return to the Board.

V.A.11. Naomi Anne Contreras RN104084 (Twigg)

Contreras was present and available for questions. Busby moved, Link seconded, and it was unanimously carried to issue an Interim Order for a medical evaluation to be scheduled within 15 days and completed within 45 days by a Board approved physician with expertise in chronic pain and substance abuse, and a neuropsychological evaluation to be scheduled within 15 days and completed within 45 days by a Board approved psychologist, and then return to the Board.

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

V.E.10. Michelle Patricia McCabe RN106919; LP033925 (Munger)

McCabe was present and available for questions. Crawley moved, Robertson seconded, and it was unanimously carried to dismiss the case.

V.F.12. Darlene A. Ong RN043723 (Torrez)

Ong was present and addressed the Board. Malloch moved, Johnson seconded, and it was unanimously carried to offer a Consent Agreement for 12 months probation to include the attached stipulations including a refresher or assessment course, notification of practice settings, quarterly performance evaluations, direct supervision for 6 months and on site supervision for the following 6 months, and no registry, or hearing.

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

V.F.18. Anu Natasha Marrott-Ware LP041127 (Torrez)

Marrott-Ware was present and addressed the Board. Leonard Ware was present and available for questions. Torrez addressed the Board with additional information. Johnson moved, Link seconded, and it was unanimously carried to issue a Letter of Concern for being perceived as being verbally abusive to

residents while employed at Osborn Health & Rehabilitation Center in Phoenix, Arizona during December 2007.

V.J.2. Debrah K. Williams RN121419 (Lester)

Lester addressed the Board and confirmed receipt of additional information. Williams was present and addressed the Board. Malloch moved, Robertson seconded, and it was unanimously carried to issue a Letter of Concern for the misdemeanor conviction, Operating While Impaired on April 13, 2004 in 34th Judicial District Court, Romulus, Michigan, and Failure to Cooperate with Board Investigation and for answering “No”, on an application for employment with Sun Health, to the question: Have you ever been convicted of a crime?

VI. Board Discussion and Decision Regarding CNA Investigative Reports

VII.E.7. Rafaela Hernandez CNA791899803 (Curatola)

Link moved, Robertson seconded, and it was unanimously carried to offer a Consent Agreement for a \$100 Civil Penalty. If not signed within 30 days, issue Notice of Charges based upon information contained in the investigative report.

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

**VII.G.2. Pamela Renteria CNA Pending (Smith)
(aka: Vega; Ellison)**

Renteria was present and addressed the Board. Malloch moved, Link seconded, and it was unanimously carried to grant certification upon meeting all requirements and signing a Consent Agreement for 18 months stayed revocation to include the attached stipulations. If not signed within 30 days, deny certification based upon information contained in the investigative report.

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

Busby left the meeting at 4:39 p.m.

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

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

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

VII.B.2. Statewide Educator’s Meeting Draft Agenda - Grady

The Agenda for the upcoming Statewide Nursing Educators Meeting on October 16, 2008 was provided to the Board. Board members were invited to attend the meeting.

VII.B.3. Nursing Program Site Visit Policy - Randolph

The Board was provided with the Policy and Procedure for investigative site visits of educational programs.

VII.B.4. NCLEX® ADA Accommodation Testing Policy - Randolph

The Board was provided with the Policy and Procedure for special accommodation requests for NCLEX®.

VII.B.5. Education Committee Evaluation 2007-08 - Randolph

The Board was provided with information regarding Education Advisory Committee 2006-2008 Evaluation Analysis & Written Comments.

VII.B.6. Grand Canyon University Nursing Program Request for Program Change – Curriculum and Adding a Geographical Location - Grady

Ann McNamara was present and available for questions. Johnson moved, Link seconded, and it was unanimously carried to approve the request to change the Program of Study to decrease the number of credit hours from 128 to a minimum of 120 credits, and to add an additional geographical location of the program at the John C. Lincoln-North Mountain campus.

VII.B.7. International Institute of the Americas Request for Program Change – Curriculum - Randolph

Dr. Leda McKenry and Tracy Schreiner were present and available for questions. Crawley moved, Link seconded, and it was unanimously carried to approve proposed curricula changes with a site-visit within 90 days and return to the Advisory Committee at a future meeting.

VII.B.8. International Institute of the Americas – Case Disposition – Grady

Dr. Leda McKenry and Tracy Schreiner were present and available for questions. Link moved, Malloch seconded, and it was unanimously carried to approve case disposition.

VII.B.9. Notice of Termination of Rulemaking R4-19-206 - Randolph

Crawley moved, Link seconded, and it was unanimously carried to terminate rulemaking on R4-19-206.

VII.B.10. Notice of Final Rulemaking Article 1, Article 4, R4-19-509, R4-19-814

Johnson moved, Crawley seconded, and it was unanimously carried to submit the Notice of Final Rulemaking Articles 1, 4, R4-19-509 and R4-19-814 and the accompanying Economic Impact Statement to the Governor's Regulatory Review Council.

VII.B.11. Analysis of Board Involvement with New Programs Having Low NCLEX Pass Rates - Randolph

Randolph reported that the Education Committee directed Board staff to analyze the past Board involvement with 2 programs that are currently under a Notice of Deficiency for NCLEX pass rates and to ascertain where the Board could improve its processes. Randolph stated that both programs had received copies of their analysis and noted there were similarities between the 2 programs in terms of the risk indicators.

VII.B.12. First Quarter NCLEX Results – Grady

VII.B.12.a. RN First Quarter NCLEX Results

VII.B.12.b. PN First Quarter NCLEX Results

First quarter NCLEX® results for RN and PN were provided to the Board.

VII.B.13. University of Phoenix Request to Extend Time to Comply with Deficiency Notice and Notice of Change in Structure and Program Administrator – Randolph

Beth Patton was present and available for questions. Link moved, Crawley seconded, and it was unanimously carried to extend the period of correction of the current Notice of Deficiency by 14 months. New compliance date will be December 31, 2009.

VII.B.14. GRRC 5-Year Rule Progress Report – Randolph

The GRRC 5-Year Rule Progress Report was provided to the Board.

VII.B.15. University of Arizona College of Nursing Notice of Change in Leadership

Information was provided to the Board regarding the appointment of Carolyn Murdaugh as Dean of University of Arizona College of Nursing.

VII.B.16. East Valley Institute of Technology Notice of Change in Leadership

Information was provided to the Board regarding the appointment of Cecilia Fleming as Director of the Practical Nursing Program at East Valley Institute of Technology.

VII.B.17. Pima Medical Institute Notice of Appointment of Nursing Program Director

Information was provided to the Board regarding the appointment of Sharon Akes-Caves as Nursing Program Director at Pima Medical Institute.

VII.B.18. Grand Canyon University Notice of Change in Leadership

Information was provided to the Board regarding the change in position of Brent Richardson, CEO at Grand Canyon University.

VII.B.19. Northern Arizona University Notice of Change in Leadership and Leadership Title

Information was provided to the Board regarding the appointment of Debera Thomas as Dean of the School of Nursing at Northern Arizona University.

VII.B.20. Arizona State University Change in Program Director

Information was provided to the Board regarding the appointment of Evelyn Cesarotti as Director of DNP and Master’s programs at Arizona State University.

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

V.A.1. Dorothy Jean Burdett LP040523 (Twigg)

Burdett was present telephonically and available for questions. Twigg addressed the Board with additional information. Link moved, Robertson seconded, and it was unanimously carried to dismiss the case.

V.A.3. Shawn Michael Higginbotham RN148332 (Twigg)

Higginbotham was present telephonically and available for questions. Johnson moved, Crawley seconded, and it was unanimously carried to offer a Consent Agreement for Decree of Censure or hearing.

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

V.A.16. Frank Rodriguez RN096120 (Twigg)

Rodriguez was present telephonically and available for questions. Link moved, Malloch seconded, and it was unanimously carried to offer a Consent Agreement for Decree of Censure or hearing.

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

V.A.2. Vicki Lynn Harrelson LP014894 (Twigg)

Link moved, Robertson seconded, and it was unanimously carried to offer a Consent Agreement for 6 months stayed suspension pending successful completion of a refresher course followed then by 18 months probation to include the attached stipulations. If refresher course is not completed, issue Notice of Charges.

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

V.A.5. Kittra O'Connor RN092752 (Twigg)

Link moved, Crawley seconded, and after discussion it was unanimously carried to revoke the multi-state privilege to practice in Arizona and issue a Cease and Desist letter,

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

V.A.7. Tempest Renee Spears RN133565; LP039664; CNA634836504 (Twigg)

Crawley moved, Robertson seconded, and it was unanimously carried to issue a Letter of Concern for the February 15, 2007 DUI charge with breathe test results of .119 at 1:25 a.m. and 1:31 a.m. in Tucson, Arizona.

V.A.8. Corene E. Avila LP035090; CNA123783803 (Twigg)

Johnson moved, Crawley seconded, and it was unanimously carried to issue Letter of Concern for asking a CNA to do finger stick blood sugar and failing to follow the facility policy that does not allow a CNA to do FSBS, on or about July 14, 2007 while working at Life Care Center of Tucson in Tucson, Arizona.

V.A.9. Alison Marie Cose CNA000009265 (Twigg)

Crawley moved, Johnson seconded, and it was unanimously carried to issue Letter of Concern for failing to comply with the facility policy by performing finger stick blood sugar as a CNA on or about July 14, 2007 while working at Life Care of Tucson in Tucson, Arizona.

**V.A.10. Helen M. Challem RN107291 (Twigg)
(aka: Selwitschka)**

Malloch moved, Johnson seconded, and it was unanimously carried to issue Letter of Concern for going to work when tired potentially endangering patients' safety and making a medication error while working on or about July 13, 2007 at Cottonwood de Tucson in Tucson, Arizona.

V.A.13. Bonnie J. Lewallen RN104566 (Twigg)
(aka: Watters)

Hardy recused herself to avoid the appearance of impropriety. Crawley presided. Malloch moved, Robertson seconded, to offer a Consent Agreement for Decree of Censure or hearing. The motion carried with five in favor and one abstained.

	VOTE	Busby, Kathryn Member	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Woulard, Constance Member	Link, Denise Member	Robertson, Steve Member
YES	5		X		X		X		X	X
NO	0									
ABSTAIN	1					X				
ABSENT	3	X		X				X		

V.A.14. Connie Salazar LP007965 (Twigg)
(aka: Trevino)

Malloch moved, Johnson seconded, and it was unanimously carried to dismiss the case.

V.A.15. Mark Phillip Moore LP040849; CNA1000002734 (Twigg)

Johnson moved, Robertson seconded, and it was unanimously carried to issue a Letter of Concern for failing to document the administration of Morphine Sulfate and Ativan in the Medication Administration Record for a resident while working at Mountain View Care Center in Tucson, Arizona.

V.A.17. Mary Ann D. T. Samson RN138279 (Twigg)

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

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

V.A.18. Shirley Grike Austin LP026550 (Twigg)

Twigg addressed the Board with additional information. Link moved, Robertson seconded, and it was unanimously carried to accept signed Consent Agreement to allow on-site supervision while working on the day shift at Catalina Care Center in Tucson, Arizona.

V.A.19. Christina Todorovich RN Exam (Twigg)
(aka: Straub)

Twigg addressed the Board with additional information. Link moved, Robertson seconded, and it was unanimously carried to grant licensure upon meeting all licensure requirements and signing a Consent Agreement for 12 months stayed suspension followed by 24 months probation with attached stipulations. If not signed within 30 days, deny licensure based upon the information contained in the investigative report.

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

V.A.20. Kathleen M. Rasdall LP041343 (Twigg)

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

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

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

III.E.2. Clinton Sturdevant IV RN126789 (Munger)

Sturdevant was present telephonically and addressed the Board. Munger addressed the Board and confirmed receipt of additional information. Malloch moved, Johnson seconded, and unanimously carried to adopt the attached amended Notice of Charges.

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

**V.E.13. Remitha Kay Oden LP040622 (Munger)
(aka: Abair; Martin; Williams)**

Oden was present telephonically and addressed the Board. Munger addressed the Board with additional information. Johnson moved, Link seconded, and it was unanimously carried to offer a Consent Agreement for 36 months probation, with the attached stipulations, to include the ability to work in Texas with the advanced permission of the Texas Board of Nurse Examiners, and demonstration of full compliance with the stipulations, or hearing.

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

**V.B.4. Patricia Ann Hermiston LP024667 (Rappoport)
(aka: Molloy)**

Link moved, Johnson seconded, and it was unanimously carried to deny renewal license and adopt the attached Order of Denial.

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

V.B.6. Lana Marie Leveque LP041949 (Rappoport)
(aka: Sehorn)

Rappoport addressed the Board with additional information. Link moved, Crawley seconded, and it was unanimously carried adopt the attached Notice of Charges.

V.B.9. Brenda Lee Page RN Endorsement (Rappoport)
(aka: Reeves)

Johnson moved, Link seconded, and it was unanimously carried to grant licensure upon meeting all requirements and accepting a Consent Agreement for a \$100 Civil Penalty.

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

V.B.10. Karen Marie Pauquette RN Endorsement (Rappoport)
(aka: Slattery; Roberts; Baez)

Link moved, Johnson seconded, and it was unanimously carried to adopt the attached Order of Denial.

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

V.B.13. Cynthia Lou Van Alstine RN Endorsement (Rappoport)
(aka: Bohn; Stevens)

Malloch moved, Link seconded, and it was unanimously carried to grant licensure upon meeting all requirements and issue a Letter of Concern for a 2005 disciplinary action by the California Board of Registered Nursing, and 2006 disciplinary actions by the Commonwealth of Pennsylvania, Board of Nursing and the State of New Jersey Board of Nursing.

V.B.15. Dwayne LaFrantz Wilson RN051411 (Rappoport)

Link moved, Robertson seconded, and it was unanimously carried to deny licensure and adopt the attached Order of Denial.

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

V.B.16. Danielle S. Michalak LP Exam; LP Refresher (TLP042116)(Rappoport)
(aka: Robenolt)

Link moved, Crawley seconded, and it was unanimously carried to grant licensure upon meeting all requirements and accepting the signed Consent Agreement for a \$1,000 Civil Penalty. If payment is not received within six months, revoke license based upon the information contained in the investigative report.

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

V.B.17. Janeen Van Vactor TRN152250 (Rappoport)

Link moved, Robertson seconded, and it was unanimously carried to grant licensure upon meeting all requirements and accepting the signed Consent Agreement for a \$400 Civil Penalty.

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

**V.B.22. Susan Ford Knight RN Endorsement (Rappoport)
(aka: Robinson; Ford)**

Rappoport addressed the Board with additional information. Malloch moved, Johnson seconded, and it was unanimously carried to grant licensure upon meeting all requirements and accept the signed a Consent Agreement for 24 months probation to include the attached stipulations.

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

V.G.1. Amy Rachelle Merrill RN115430; LP035988 (Schettler)

Malloch and Link know Beth Hauser but show no bias. Merrill was present telephonically and available for questions. Johnson moved, Crawley seconded, and it was unanimously carried to issue Interim Order for a substance abuse evaluation to be completed by a Board approved evaluator, who is at minimum PhD prepared, to include any additional testing deemed necessary by the evaluator, to be scheduled within 15 days, and completed within 45 days, then return to the Board.

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

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

III.C.38. Mary Kathleen Harty RN151334; AP Applicant Grady

Crawley moved, Link seconded, and it was unanimously carried to grant certification as an Adult Nurse Practitioner.

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

IV.E.4. Tyler Skavang CNA100006071 (Mills)

Link moved, Robertson seconded, and it was unanimously carried to issue Notice of Charges based upon information contained in the investigative report.

IV.E.5. Lorrie Rosset RN114964 (Mills)

Robertson moved, Link seconded, and it was unanimously carried to issue Notice of Charges based upon information contained in the investigative report.

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

IV.F.1. Francelia Kaye Attson LP026937; CNA254598803 (Linck)

Link moved, Crawley seconded, and it was unanimously carried to offer a Consent Agreement for 24 months stayed revocation with the license suspended during the first 12 months and on stayed revocation probation the second 12 months followed then by 24 months standard probation to include the attached stipulations or hearing.

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

IV.F.3. Jennifer Marie Digiacomo RN137637; CNA99999525 (Linck)

Johnson is affiliated with Banner Thunderbird Hospital but shows no bias. Link moved, Robertson seconded, and it was unanimously carried to offer a Consent Agreement for 24 months stayed revocation with the license suspended during the first 12 months and on stayed revocation probation the second 12 months, followed then by 24 months standard probation to include the attached stipulations or hearing.

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

IV.F.5. Terri Marie Noyes RN118730; LP025229 (Linck)

Link moved, Crawley seconded, and it was unanimously carried to offer a Consent Agreement for 24 months stayed revocation with the license suspended during the first 12 months and on stayed revocation probation the second 12 months followed then by 24 months standard probation to include the attached stipulations or hearing.

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

IV.F.6. Cynthia Alice Ricker RN049353 (Linck)

Linck addressed the Board and confirmed receipt of additional information. Malloch moved, Johnson seconded, and it was unanimously carried to offer a Consent Agreement for a \$500 Civil Penalty and 36 months probation to include the attached stipulations, amended to include relapse prevention evaluation at 18 months, or hearing.

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

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

V.G.2. Sondra Swanson Rodie RN079561 (Schettler)

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

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

V.G.4. Mary Agnes Freeman RN140595 (Schettler)

Crawley recused herself to avoid the appearance of impropriety. Link knows Terry Wicker but shows no bias. Johnson moved, Malloch seconded, to offer Consent Agreement for 24 months probation, to include the attached stipulations or hearing. The motion carried with five in favor and one abstained.

	VOTE	Busby, Kathryn Member	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Woulard, Constance Member	Link, Denise Member	Robertson, Steve Member
YES	5		X		X	X			X	X
NO	0									
ABSTAIN	1						X			
ABSENT	3	X		X				X		

The meeting recessed at 6:01 p.m., Monday, July 28, 2008.

Arizona State Board of Nursing

Janet Napolitano
Governor

Joey Ridenour
Executive Director



Board Meeting Minutes

The regular meeting of the Arizona State Board of Nursing convened at 8:04 a.m., Tuesday, July 29, 2008, in the Board of Nursing Board Room, Suite 200, 4747 N. 7th Street, Phoenix, Arizona, with Karen Hardy, RN, MSN, President, presiding.

BOARD MEMBERS PRESENT:

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

BOARD MEMBERS ABSENT:

Constance G. Woulard, RN, MSN, Member

LEGAL COUNSEL:

Amy Foster, Assistant Attorney General
Kim Zack, Assistant Attorney General
Nina Zimmerman, Assistant Attorney General

STAFF:

Joey Ridenour, RN, MN, FAAN, Executive Director
Judy Bontrager, RN, MN, Associate Director of Operations
Pamela Randolph, RN, MSN, Associate Director of Education and Evidence Based Regulation
Valerie Smith, RN, MS, Associate Director of Investigations
Susan Barber, RN, MSN, Nurse Practice Consultant/Hearings
Stoney Blair, Senior Investigator
Frank Curatola, Senior Investigator
Janeen Dahn, MSN, FNP, Nurse Practice Consultant/Advanced Practice
Karen Grady, RN, MS, CS, FNP, Nurse Practice Consultant/Education
Mary Pat Healey, RN, LNCC, Legal Nurse Consultant Certified
Dolores Hurtado, Legal Assistant II/Monitoring
Ron Lester, Senior Investigator
Connie Linck, RN, MN, CNA, BC
Michelle Mills, RN, MA, Nurse Practice Consultant/Monitoring
Sydney Munger, RN, MS, Nurse Practice Consultant
Betty Nelson, RN, MS, Nursing Assistant Consultant
Stephanie Nelson, R.N., M.S.N., Nurse Practice Consultant
Kirk Olson, Senior Investigator
Doug Parlin, Senior Investigator
Mary Rappoport, RN, MN, Nurse Practice Consultant
Jeanine Sage, RN, MSN, Nursing Assistant Consultant
V. Ann Schettler, RN, MS, Nurse Practice Consultant
Sister Rachel Torrez, RN, MS, Nurse Practice Consultant
Nancy Twigg, RN, MSN, Nurse Practice Consultant
Barbara Melberg, Legal Secretary

I. Call to Order

The meeting was called to order at 8:04 a.m., Tuesday, July 29, 2008.

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

Hardy presided.

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

III. Board Discussion and Decision Regarding Case Disposition List Approved, Letter of Concern Summary List Approved, Lapsed Licenses, Licensure Decisions and Compact Licensure Decisions

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

III.A.1. RN/LPN Endorsement Applicants

III.A.2. RN/LPN Examination Applicants

III.A.4. CNA Endorsement/Examination Applicants

III.A.6. AP/RN/LPN/CNA Respondents

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

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

III.B.1. RN/LPN Endorsement Applicants

III.B.2. RN/LPN Examination Applicants

III.B.3. RN/LPN Renewal Applicants

III.B.6. AP/RN/LPN/CNA Respondents

Crawley moved, Johnson seconded, and it was unanimously carried to issue the Letters of Concern submitted and grant licensure/certification to examination and endorsement applicants on the list pending successful completion of testing requirements, verification from original state of licensure receipt of negative state and federal criminal history, and including all licensure/certification requirements.

Busby arrived at the meeting at 8:07 a.m.

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

Agenda #	Name	License/Certificate #	Amount
III.C.1.	Julia Hensley	CNA517820703	\$25
III.C.2.	Jennifer Hernandez	CNA999987744	\$25
III.C.3.	Colleen Hutchinson	CNA999989845	\$25
III.C.4.	Dorothy McDaniel	CNA406913439	\$25
III.C.5.	Marlene Pama	CNA999947423	\$25
III.C.6.	Margaret Ramos	CNA631863803	\$25
III.C.7.	Lorenza Sherman	CNA081364441	\$25
III.C.8.	Khiva Skelton	CNA1000000421	\$25
III.C.9.	Eli Soto	CNA1000000636	\$25
III.C.10.	Teresa Stephenson	CNA609308663	\$25

III.C.11.	Peggy Wells	CNA1000001880	\$25
III.C.12.	Christina Ybarra	CNA999989922	\$25
III.C.13.	Annette Carnes	CNA763399203	\$25
III.C.14.	Mary Castro	CNA584594441	\$25
III.C.15.	Alicia Leon	CNA999996038	\$25
III.C.16.	Jennifer Mathias	CNA1000002245	\$25
III.C.17.	Carol Ortiz	CNA999951540	\$25
III.C.18.	Erica Roberts	CNA999995308	\$25
III.C.19.	Marie Sesay	CNA999989622	\$25
III.C.20.	Rhonda Aguilera	CNA1000002082	\$25
III.C.21.	Teresa Miller	CNA1000008516	\$25
III.C.22.	Marie Percy	CNA999988706	\$25
III.C.23.	Leslie Platt	CNA566652803	\$25
III.C.24.	Aliya Rangel	CNA1000000045	\$25
III.C.25.	Sondra Raygoza	CNA999952436	\$25
III.C.26.	Teresa Hendricks	CNA999946988	\$25
III.C.27.	Kimberly Jones	CNA1000001407	\$25
III.C.28.	Angela Osorio	CNA999993068	\$25
III.C.29.	Rosalinda Esqueda	CNA669631103	\$50
III.C.30.	Rosa Lopez	CNA999994228	\$50
III.C.31.	Tshijik Kabash	CNA1000003826	\$50
III.C.32.	Catherine Rolins	CNA268521103	\$50
III.C.33.	Geneva Silas	CNA012678353	\$50
III.C.34.	Antonio Silva	CNA999999867	\$50
III.C.35.	Elizabeth Richardson	CNA999993189	\$50
III.C.36.	Kimberley Malisewski	RN034197	\$500
III.C.39.	Elizabeth Anne Kromenacker	TRN148000	\$100

Crawley moved, Johnson seconded, and it was unanimously carried to offer a Consent Agreement for an Administrative Penalty in the amount stated for working on an expired license/certificate, if not signed, issue Notice of Charges. Once signed, if the Administrative Penalty is not paid within 6 months of the effective date of the Order, issue Notice of Charges. Referral of the employers will be made to Department of Health Services for licensees/certificate holders working on a lapsed license/certificate for three months or greater.

III.D. Board Discussion and Decision Regarding Action on Felony Bar Cases

III.D.2.	Notice of Charges	
III.D.2.a.	Holly Michelle Bradley	CNA999994780 (Olson)
III.D.2.b.	Elida E. Hinojos (aka: Beatrice Hinojos)	CNA976263103 (Olson)
III.D.2.c.	Susan Kaye Ossler	RN143765 (Olson)
III.D.2.d.	Cheryl L. Rowland	CNA999997399 (Olson)
III.D.2.e.	Douglas Irving Schmid	RN065880 (Olson)
III.D.2.f.	Suzanne Lind Sharp	CNA999996419 (Olson)
III.D.2.g.	Catherine Sarri	CNA378023033 (Curatola)
III.D.2.i.	Alison Patricia Scott	CNA278106641 (Parlin)
III.D.2.j.	Edward Anthony Purvis	LP23385 (Parlin)

Crawley moved, Malloch seconded, and it was unanimously carried to adopt the attached Notice of Charges for Agenda Items III.D.2.a-g, i and j.

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

III.E.1. Christine Carol Petsinger RN124402 (Torrez)

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

III.F. Board Discussion and Decision Revocation Compact RN/LPN Privilege

III.F.1. Krystal A. Bauer RN089513 (Iowa) (Munger)

Crawley moved, Johnson seconded, and it was unanimously carried to revoke privilege to practice nursing in the State of Arizona and issue a cease and desist Order.

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

IV.A. Board Discussion Regarding RN/LPN/CNA Termination of Previously Issued Board Orders after Full Compliance – (Hurtado)

1. **Perez, Julius A. CNA999996346 07/28/2008**
2. **Van Looy, Christel M. CNA392123113 07/28/2008**
3. **Pranke, Kristi A. RN071157 08/03/2008**
4. **Zeitler, Amanda LP040208 08/08/2008**
5. **Whitson, Leah S. RN104266 08/12/2008**
6. **DeCore, Sandra M. CNA1000013354 08/13/2008**
7. **Nelch, Bruce RN131549/LP039292 08/13/2008**
8. **Sokolowski, Paul RN135203 08/22/2008**
9. **Medford, Wendy RN115980 08/26/2008**
10. **Shoemaker, Kimberly LP036554 08/26/2008**
11. **Carden, Betsy RN120373 08/29/2008**
12. **Esquibel, Lisa M. RN132412 09/01/2008**
13. **Johnson, Aileen N. RN042448 09/05/2008**
14. **Kish, Suzanne M. RN112540 09/06/2008**
15. **Burns, Deidre C. CNA1000001777 09/07/2008**
16. **Luedke, Shea LP028484 09/11/2008**

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

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

IV.D.1. Carmen F. Escobedo CNA999990558 (Hurtado)

An attempt was made to contact Escobedo telephonically. Hurtado addressed the Board and confirmed receipt of additional information. Busby moved, Link seconded, and it was unanimously carried to approve request for termination of Board Consent Agreement and Order No. 05A-0410067 entered into on July 19, 2006.

IV.D.2. Julio F. Fiocchi LP043267; RN Exam (Hurtado)

Fiocchi was present telephonically and addressed the Board. Busby moved, Malloch seconded, and it was unanimously carried to approve request for termination of Board Consent Agreement and Order No.0609050 entered into on May 18, 2007.

IV.D.4. Shari A. Lind RN080709 (Hurtado)

Hurtado addressed the Board and confirmed receipt of additional information. Link moved, Robertson seconded, and it was unanimously carried to approve request for termination of Board Consent Agreement and Order No. 0511141 entered into on April 28, 2006

Perry arrived at the meeting at 8:20 a.m.

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

IV.E.1. Kimberlie A. Gilbreth CNA999991481 (Hurtado)

Busby moved, Crawley seconded to issue Notice of Charges based upon information contained in the investigative report. The motion carried with seven in favor and one abstained.

IV.E.2. Eric F. Milton II LP041535 (Hurtado)

IV.E.3. Adrienne A. Stewart CNA362271279 (Hurtado)

Malloch moved, Busby seconded, to issue Notice of Charges based upon information contained in the investigative report for Agenda Items IV.E.2&3. The motion carried with seven in favor and one abstained.

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

IV.C.4. Dorothy Shaw RN083121 (Mills)

An attempt was made to contact Shaw telephonically. Link moved, Crawley seconded, to table Agenda Item IV.C.4. The motion carried with seven in favor and one abstained.

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

V.B.1. Theresa Wright Altman RN Endorsement (Rappoport) (aka: Wright)

Altman was present and addressed the Board. Crawley moved, Link seconded, to deny licensure and adopt the attached Order of Denial. The motion carried with seven in favor and one abstained.

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

V.B.3. Susan Marie Dallmann LP040250 (Rappoport) (aka: Cool)

Malloch recused herself to avoid the appearance of impropriety and left the meeting at 8:27 a.m. Dallmann was present and addressed the Board. Busby moved, Link seconded, and it was unanimously carried to issue a Letter of Concern for sending inappropriate and unprofessional emails to a former colleague on or about April 24, 2008, and April 25, 2008, while employed with Hospice Inspiris in Phoenix, Arizona.

Malloch returned to the meeting at 8:28 a.m.

V.B.14. Margaret Irene Whiddon LP042820; CNA999949226 (Rappoport)
(aka: Bray; Joy)

Malloch knows Deb Krmptic but shows no bias. Whiddon was present and addressed the Board. Malloch moved, Link seconded, and it was unanimously carried to issue an order for an Interim Order for a neuropsychiatric evaluation by a Board approved evaluator who is an expert in substance abuse and pain management, and to include any a 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, issue Notice of Charges based upon the information contained in the investigative report and include the factual allegations and alleged violations for failure to comply with the Interim Order.

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

V.B.23. Jessica Anne Grisham RN Exam (Rappoport)
(aka: Botsis)

Malloch and Johnson know Sally Diamond but show no bias. Rappoport addressed the Board with additional information. Grisham was present and addressed the Board. Busby moved, Link seconded, and it was unanimously carried to grant licensure upon meeting all requirements and issue a Letter of Concern for a one-time positive pre-employment urine drug screen on or about May 11, 2007.

VII.A. Executive Director’s Report

VII.A.2. Board Educational Session – Educational Study Medication Technician Report - Randolph/Dorrance/Scott Cawiezell

Randolph gave an overview of the Pilot Study Medical Technician project and introduced Paul Dorrance from D&S Diversified and Dr. Jill Scott Cawiezell who gave an educational presentation of the Arizona PSMT project report. Randolph acknowledged Kathleen Pagel for her involvement and support in the project. Busby moved, Link seconded, and it was unanimously carried to move forward and send the findings of the report to the legislature, to write statutes and plan a stakeholders meeting.

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

V.C.2. Patricia Kelly Cracraft RN069056 (Olson)
(aka: Kelly Cracraft; Mills)

Olson addressed the Board with additional information. Cracraft was present and available for questions. Johnson moved, Link seconded, and it was unanimously carried to offer a Consent Agreement for a \$250 Civil Penalty, to be signed within 30 days, or issue a Notice of Charges based on the information contained in the investigative report.

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

V.C.4. Rachel D. Irvine LP Exam; CNA Exam (Olson)

Irvine was present and addressed the Board. Link moved, Robertson seconded, and it was unanimously carried to grant certification and licensure upon meeting all requirements and signing a Consent Agreement for a \$250 Civil Penalty. If not signed within 30 days or payment not received within 60 days, deny certification and licensure based upon information contained in the investigative report.

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

Busby left the meeting at 9:30 a.m.

V.F.8. Holly Khristine Smith LP043727 (Torrez)

Torrez addressed the Board with additional information. Smith was present and addressed the Board. Link moved, Crawley seconded, and it was unanimously carried to offer a Consent Agreement for 30 months probation to include the attached stipulations, or hearing.

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

V.F.15. Katherine Lynn Hodges LP034290 (Torrez)

Torrez addressed the Board and confirmed receipt of additional information. Hodges was present and addressed the Board. Malloch moved, Link seconded, and it was unanimously carried to offer a Consent Agreement for a Decree of Censure, or hearing.

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

V.F.20. Catherine Marie Ishie LP029637 (Torrez)

Ishie was present and addressed the Board. For complaint #1, Johnson moved, Link seconded, and it was unanimously carried to offer a Consent Agreement for a Decree of Censure, or hearing.

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

For complaint #2, Johnson moved, Crawley seconded, and it was unanimously carried to issue a Letter of Concern for instruction a CNA to administer an SVN treatment to a resident on or about January 30, 2008, while employed at Avalon Shadow Mountain in Phoenix, Arizona.

V.F.21. Kathleen P. Matthews RN060359 (Torrez)

Attorney Lisa Sirard and Matthews were present and available for questions. Link moved, Crawley seconded, and it was unanimously carried to dismiss the case.

V.J.1. John G. Mahlmeister LP037527 (Lester)

Lester addressed the Board and confirmed receipt of additional information. Mulmeister was present and addressed the Board. Susan Mulmeister was present and available for questions. Malloch moved, Link seconded, and it was unanimously carried to issue an Interim Order for a psychological evaluation with

emphasis on anger management and substance abuse to be completed by a board approved evaluator who is at minimum PhD prepared with expertise in anger management and substance abuse and to include any additional testing deemed necessary by the evaluator, to be scheduled and completed within 60 days and then return to the Board. If the Interim Order is not completed, issue Notice of Charges based upon information contained in the investigative report and include the factual allegations and alleged violations for failure to comply with the Interim Order.

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

VI. Board Discussion and Decision Regarding CNA Investigative Reports

VI.A.2. Sarah M. Frazier CNA Exam (Lester)

Frazier was present and available for questions. Link moved, Crawley seconded, and it was unanimously carried to grant certification upon meeting all requirements and issue a Letter of Concern for the November 18, 2005 arrest for possession of drug paraphernalia by Cochise County Sheriff's Office, later dismissed after a diversion program.

Busby returned to the meeting at 9:56 a.m.

VI.B.8. Patricia Shillito CNA Exam (Olson)

Olson addressed the Board and noted a technical correction to the investigative report. Shillito was present and addressed the Board. Malloch moved, Busby seconded, and it was unanimously carried to continue the investigation to allow Shillito the opportunity to obtain a psychological evaluation, to include a chemical dependency relapse potential/recovery evaluation, by a Board approved 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 not completed deny certification based upon the information contained in the investigative report.

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

VI.C.6. Tara Patricia Sweeney CNA Endorsement (B. Nelson)

Sweeney was present and available for questions. Link moved, Robertson seconded, and it was unanimously carried to grant certification upon meeting all requirements and signing a Consent Agreement for a \$100 Civil Penalty, and payment of the civil penalty. If not signed within 30 days, or payment received within 60 days, deny certification based upon the information contained in the investigative report.

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

VI.D.5. John A. Carasco CNA450486813 (Sage)

Carasco was present and addressed the Board. Busby moved, Link seconded, and it was unanimously carried to issue a Letter of Concern for being perceived as rough in the care of a quadriplegic patient on our about April 3, 2008, while employed as a rehab tech at St. Joseph’s Hospital and Medical Center in Phoenix, Arizona.

VI.D.25. Wendy Abel Ross CNA1000014030 (Sage)

Ross was present and addressed the Board. Link moved, Crawley seconded, and it was unanimously carried to offer a Consent Agreement for 24 months stayed revocation to include the attached stipulations. If not signed within 30 days, issue Notice of Charges based upon information contained in the investigative report.

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

The meeting recessed at 10:09 a.m. and reconvened at 10:29 a.m.

Link returned to the meeting at 10:31 a.m.

VI.E.9. Marlene Jose CNA Exam (Curatola)

Jose was present and available for questions. Busby moved, Crawley seconded, to continue the investigation to allow Jose the opportunity to obtain a psychological evaluation with emphasis on substance abuse by a Board approved evaluator, who is at minimum PhD prepared and has expertise in substance abuse, to be scheduled and completed within 45 days and include any additional testing deemed necessary by the evaluator and then return to the Board. If the evaluation is not completed, deny certification based upon the information contained in the investigative report. The motion carried with seven in favor and one abstained.

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

VI.F.1. David Symmonds CNA Exam (Parlin)

Symmonds was present and addressed the Board. Link moved, Crawley seconded, and it was unanimously carried to continue the investigation to allow Symmonds the opportunity to obtain a psychological evaluation to be completed by a Board approved evaluator with expertise in substance abuse and anger management, to be scheduled and completed within 45 days, and then return to the Board. If not completed deny certification based upon information contained in the investigative report.

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

VI.F.3. Evelyn Ben CNA1000013119 (Parlin)

Ben was present and available for questions. Johnson moved, Crawley seconded, and it was unanimously carried to issue an Interim Order for a substance abuse evaluation to be completed by a Board approved evaluator who is at minimum PhD prepared, and to include any additional testing deemed necessary by the evaluator, to be scheduled and completed within 45 days and then return to the Board. If the Interim Order is not completed, issue Notice of Charges based upon information contained in the investigative report and include the factual allegations and alleged violations for failure to comply with the Interim Order.

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

VI.F.5. Joshua Hunsaker CNA Exam (Parlin)

Hunsaker was present and addressed the Board. Malloch moved, Link seconded, and it was unanimously carried to grant certification upon meeting all requirements and signing a Consent Agreement for a \$150 Civil Penalty. If not signed within 30 days or payment not received within 60 days deny certification based upon information contained in the investigative report.

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

VI.F.6. Kayla Camacho CNA Endorsement (Parlin)

Camacho was present and addressed the Board. Johnson moved, Crawley seconded, and it was unanimously carried to grant certification upon meeting all requirements and signing a Consent Agreement for 12 months stayed revocation, to include the attached stipulations. If not signed within 30 days, deny certification based on the information contained in the investigative report.

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

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

V.B.2. Joan Elizabeth Cameli RN036297 (Rappoport)

Complaint #1, Link moved, Robertson seconded, and it was unanimously carried to dismiss the case.

Complaint #2, Link moved, Robertson seconded, and it was unanimously carried to offer a Consent Agreement for a \$500 Civil Penalty or hearing.

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

V.B.7. Kerstin Annette McElvain LP039812; RN Exam (Rappoport)
(aka: Bruce; Ebert; Elrod)

Rappoport addressed the Board with additional information. Busby moved, Link seconded, and after discussion it was unanimously carried to grant licensure upon meeting all requirements and signing a Consent Agreement for 12 months probation, to include the attached stipulations, amended to include: abstain from alcohol. If not signed within 30 days, deny licensure based upon the information contained in the investigative report.

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

V.B.8. Stefan Bernhard Mettler RN Exam (Rappoport)

Mettler was present telephonically and addressed the Board. Link moved, Malloch seconded, and it was unanimously carried to grant licensure upon meeting all requirements and signing a Consent Agreement for 12 months practice probation to include the attached stipulations, amended to include: per diem work status permitted with current employer only. If not signed within 30 days, deny licensure based upon the information contained in the investigative report.

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

V.B.12. Lynn Marie Santillo RN Endorsement (Rappoport)
(aka: McCormick)

Johnson moved, Link seconded, and it was unanimously carried to deny licensure and adopt the attached Order of Denial.

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

V.B.18. Michael J. Webb TRN152274 (Rappoport)

Link moved, Robertson seconded, and it was unanimously carried to grant licensure upon meeting all requirements and accepting the signed Consent Agreement for a \$500 Civil Penalty.

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

V.B.20. Shar Labus RN Endorsement (Iowa Compact RN085034)(Rappoport)
(aka: Cole)

Busby moved, Link seconded, and it was unanimously carried to grant licensure upon meeting all requirements and signing a Consent Agreement for 24 months probation with attached stipulations. If not signed within 30 days, deny licensure based upon information contained in the investigative report.

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

V.B.21. Christian Lyn Flores RN148459 (Rappoport)
(aka: Torrey; Troft)

Link moved, Crawley seconded, and it was unanimously carried to issue a Letter of Concern for failing to consistently document controlled substance wastage, storing two controlled substance carpupjets in work pack and failing to document the administration of one dose of morphine sulfate on one patient, on or about January 29, 2008, while employed as a staff nurse at St. Joseph's Hospital & Medical Center.

V.C.1. Pamela Sue Bolton RN Exam; CNA1000000256 (Olson)

Crawley moved, Link seconded, and it was unanimously carried to grant licensure upon meeting all requirements and signing a Consent Agreement for 36 months probation, with the attached stipulations. If not signed within 30 days, deny licensure based on the information contained in the Investigative report.

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

V.C.3. Christopher D. Hines RN129572 (Olson)

Busby moved, Link seconded, and it was unanimously carried to issue a Letter of Concern for the October 3, 2005, conviction of DUI, a misdemeanor, in Phoenix City Court in Phoenix, Arizona, and for failure to report to the Board within 10 days of charges being filed for DUI.

V.C.5. Tracey Elizabeth Mercer-Benson TRN128004 (Olson)
(aka: Benson)

Hardy recused herself to avoid the appearance of impropriety. Crawley presided. Link moved, Busby seconded, to dismiss the current complaint and grant licensure. Direct Board staff to monitor case #SFW004884 in Riverside County Superior Court. A conviction in case #SFW004884 initiates a new complaint. After discussion the motion carried with five in favor, two opposed and one abstained.

V.C.6. Daniel Richard Mercer Jr. TRN128004 (Olson)

Hardy recused herself to avoid the appearance of impropriety. Crawley presided. Link moved, Busby seconded, to dismiss the current complaint. Direct Board Staff to monitor case number #SFW004884 in Riverside County Superior Court. A conviction in case number #SFW004884 initiates a new complaint. The motion carried with seven in favor and one abstained.

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

V.C.7. Andi Henri Ogude RN Endorsement (Olson)
(aka: Samson Itashomi; Henri Sampson Itashomi; Andi Ogude)

Olson addressed the Board with additional information. Busby moved, Crawley seconded, and it was unanimously carried to grant licensure upon meeting all requirements, and issue a Letter of Concern for the May 7, 1999 finding of guilt and deferred imposition of the judgment for the misdemeanor charge of theft by shoplifting, in Cobb County State Court in County, Georgia, and for the September 10, 2004 arrest, leading to the August 8, 2005 conviction of theft by shoplifting, a misdemeanor, in the Douglas County Superior Court in Douglas County, Georgia

V.C.8. Timothy M. First TRN147038 (Olson)

Link moved, Malloch seconded, and it was unanimously carried to continue the investigation to allow First the opportunity to obtain a psychological evaluation, to include a substance abuse evaluation, by a Board approved psychologist, and to include any additional testing deemed necessary by the evaluator, to be scheduled and completed with 45 days and then return to the Board. If the evaluation is not completed, deny licensure based upon the information contained in the investigative report.

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

V.D.1. Brenda Hill LP023929 (S. Nelson)
(aka: Moore)

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

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

V.D.5. Karen Lee Beebe RN044637 (S. Nelson)

Malloch moved, Busby seconded, and it was unanimously carried to issue Notice of Charges based upon information contained in the investigative report.

V.D.6. Jason Alan Behrends LP041192 (S. Nelson)

Behrends was present telephonically and available for questions. Link moved, Crawley seconded, and after discussion it was unanimously carried to offer a Consent Agreement for a Decree of Censure, or hearing.

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

V.D.9. Leia Adrienne Doherty RN136153 (S. Nelson)

Malloch moved, Link seconded, and it was unanimously carried to issue Notice of Charges based upon information contained in the investigative report.

**V.D.12. Karen Ann Jesmer RN101521 (S. Nelson)
(aka: Elliott; Minette)**

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

V.D.13. April Linda Kame LP042555 (S. Nelson)

Johnson moved, Crawley seconded, and it was unanimously carried to issue Notice of Charges based upon information contained in the investigative report.

V.D.16. Caroline A. Thomas RN101798 (S. Nelson)

Crawley moved, Malloch seconded, and it was unanimously carried to issue a Letter of Concern for failing to assess staff prior to administering flu shots and for failing to document administering the flu vaccine given to staff on or about October 3, 2007 while working at Tempe St. Luke's Hospital in Tempe, Arizona.

V.D.17. Tracy Pearl Graves RN126459 (S. Nelson)

Johnson is affiliated with Banner Thunderbird Hospital but shows no bias. An attempt was made to contact Graves telephonically. Busby moved, Link seconded, to offer a Consent Agreement for 24 months probation to include the attached stipulations amended to allow 96 hours per 2 week pay period, or hearing. After discussion, the motion failed with four in favor and four opposed.

	VOTE	Busby, Kathryn Member	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Woulard, Constance Member	Link, Denise Member	Robertson, Steve Member
YES	4	X		X			X			X
NO	4		X		X	X			X	
ABSTAIN	0									
ABSENT	1							X		

Malloch moved, John seconded, and it was unanimously carried to offer a Consent Agreement for 24 months probation to include the attached stipulations with work stipulations to remain 84 hours per 2 week pay period, or hearing.

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

**V.D.18. Deanna Lynn Holland RN137983 (S. Nelson)
(aka: Merritt; Vanderheyden; Wetzberger)**

An attempt was made to contact Holland telephonically. Crawley moved, Johnson seconded, and it was unanimously carried to offer a Consent Agreement for 36 months probation to include the attached

stipulations amended to allow completion of terms of Consent Agreement in the State of Colorado, or hearing.

	VOTE	<u>Busby, Kathryn</u> Member	<u>Malloch, Kathy</u> Member	<u>Perry, Hunter</u> Member	<u>Johnson, Patricia</u> Secretary	<u>Hardy, Karen</u> President	<u>Crawley, Theresa</u> Vice Pres	<u>Woulard, Constance</u> Member	<u>Link, Denise</u> Member	<u>Robertson, Steve</u> Member
YES	8	X	X	X	X	X	X		X	X
NO	0									
ABSTAIN	0									
ABSENT	1							X		

V.D.21. Kimberly Suzanne Wohead RN107542 (S. Nelson)
(aka: Hall)

Nelson addressed the Board with additional information. Busby moved, Crawley seconded, and it was unanimously carried to continue the investigation for 15 days to allow for Board staff to receive evaluation report, or issue Notice of Charges based upon information contained in the investigative report.

V.E.1. Stephanie J. Pogue LP037769 (Munger)
(aka: Despain)

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

	VOTE	<u>Busby, Kathryn</u> Member	<u>Malloch, Kathy</u> Member	<u>Perry, Hunter</u> Member	<u>Johnson, Patricia</u> Secretary	<u>Hardy, Karen</u> President	<u>Crawley, Theresa</u> Vice Pres	<u>Woulard, Constance</u> Member	<u>Link, Denise</u> Member	<u>Robertson, Steve</u> Member
YES	8	X	X	X	X	X	X		X	X
NO	0									
ABSTAIN	0									
ABSENT	1							X		

V.E.3. Brenda Ann Funderburk RN129173 (Munger)
(aka: Causee)

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

V.E.4. Beverly Amorette Peterson LP040471 (Munger)
(aka: Brister; Hill; Lynch)

Malloch moved, Busby seconded, and it was unanimously carried to issue a Letter of Concern for administering 20 units of insulin to a patient instead of the ordered 2 units, allowing the patient to attend an activity off the unit instead of observing her on the unit after the error, and failing to accurately and completely document the incident in the medical record, on December 26, 2006, while working at Remuda Ranch, in Wickenburg, Arizona.

V.E.5. Marianne Schneider Andro RN065335 (Munger)

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

	VOTE	<u>Busby, Kathryn</u> Member	<u>Malloch, Kathy</u> Member	<u>Perry, Hunter</u> Member	<u>Johnson, Patricia</u> Secretary	<u>Hardy, Karen</u> President	<u>Crawley, Theresa</u> Vice Pres	<u>Woulard, Constance</u> Member	<u>Link, Denise</u> Member	<u>Robertson, Steve</u> Member
YES	8	X	X	X	X	X	X		X	X
NO	0									
ABSTAIN	0									
ABSENT	1							X		

V.E.6. Jude Ikechukwu Nwankwo LP040048 (Munger)

Munger addressed the Board with additional information. Johnson moved, Malloch seconded, and it was unanimously carried to offer a Consent Agreement for 12 months probation to include the attached stipulations, or hearing.

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

**V.E.7. Michele Rose Schwarz LP021482 (Munger)
(aka: Botta)**

Busby moved, Johnson seconded, and it was unanimously carried to issue a Letter of Concern for speaking with a patient in a loud voice, telling her to stop banging on her table, and referring to her as a “manipulative bitch,” on April 11, 2007, while working at Springdale West in Mesa, Arizona.

V.E.8. Patricia A. Martinez RN069641 (Munger)

Busby moved, Link seconded, and it was unanimously carried to offer a Consent Agreement for an indefinite stayed revocation/suspension pending successful completion of suspension and probation with the Ohio Board of Nursing, to include a \$500 Civil Penalty and the attached stipulations. If not signed within 30 days issue Notice of Charges based upon information contained in the investigative report.

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

V.E.9. Liza Marie Apostol Mabansag RN128998 (Munger)

Johnson moved, Crawley seconded, to offer a Consent Agreement for a \$750 Civil Penalty, or hearing. The motion carried with seven in favor and one opposed.

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

**V.E.12. Tracy Leeann Lindsey RN147296 (Munger)
(aka: Williams; Bollinger; Bomar)**

Crawley moved, Johnson seconded, and it was unanimously carried to offer a Consent Agreement for 36 months probation, with the attached stipulations. If not signed within 15 days issue Notice of Charges based on information contained in the investigative report.

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

V.F.4. Joseph Gerard Hannasch RN079732 (Torrez)

Johnson recused herself to avoid the appearance of impropriety. Malloch knows Sally Diamond but shows no bias. Link moved, Robertson seconded, to offer a Consent Agreement for a Decree of Censure, or hearing. The motion carried with seven in favor and one abstained.

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

V.F.5. Nancy Ann Kasten RN051764 (Torrez)

Johnson recused herself to avoid the appearance of impropriety. Link moved, Robertson seconded, to offer a Consent Agreement for a Decree of Censure, or hearing. The motion carried with seven in favor and one abstained.

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

V.F.6. Leona Bulwich Tipton LP024898 (Torrez)

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

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

V.F.7. Kelly Ann colon-Segarra LP041322 (Torrez)

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

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

V.F.10. Joan Stanley-Holsten RN103958 (Torrez)

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

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

V.F.11. Kelly Sue Montgomery RN122001 (Torrez)

Torrez addressed the Board with additional information. Johnson moved, Busby seconded, and it was unanimously carried to offer a Consent Agreement for a Decree of Censure, or hearing.

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

V.F.13. Kim Susan Sievert LP039526 (Torrez)

Link moved, Crawley seconded, and it was unanimously carried to issue a Letter of Concern for documenting that dressing changes had been completed from on or about February 18 2008, to February 22, 2008, but the treatments were not completed, while employed at Plaza Del Rio in Peoria,

V.F.14. Colleen Ellen Hanner RN095369 (Torrez)

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

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

V.F.16. Philipose Jessy John RN144697 (Torrez)

Busby moved, Malloch seconded, and it was unanimously carried to offer a Consent Agreement for a \$250 Civil Penalty or hearing.

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

V.F.17. Simon Martinez Munoz RN120517 (Torrez)

Busby moved, Malloch seconded, and it was unanimously carried to offer a Consent Agreement for 18 months probation to include the attached amended stipulations, or hearing.

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

V.F.19. Victoria Lee Martinez RN101237; LP031519 (Torrez)

Torrez addressed the Board and confirmed receipt of additional information. Johnson moved, Crawley seconded, and it was unanimously carried to issue Interim Order for a substance abuse evaluation to be conducted by a Board approved addictionologist and to include any additional testing deemed necessary by the evaluator to be scheduled in 15 days and completed in 30 days and then return to the Board. If the Interim Order is not completed issue Notice of Charges based on the information contained in the investigative report.

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

V.F.22. Carol E. Williams RN103375; LP033133; CNA206918763 (Torrez)

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

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

V.F.23. Frederick L. Fidler LP033544 (Torrez)

Link moved, Busby seconded, and it was unanimously carried to offer a Consent Agreement for a Decree of Censure and a \$1,000 Civil Penalty, or hearing.

Refer this case to the office of the Attorney General.

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

V.F.24. Elizabeth Ellis Joseph LP025882 (Torrez)

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

V.F.25. Zong Juan Tian RN120858; CNA999988142 (Torrez)

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

V.F.26. Cathleen Cadman Wagoner RN122164 (Torrez)

Hardy is affiliated with Yuma Medical Center but shows no bias. Johnson moved, Link seconded, and it was unanimously carried to issue Interim Order for a psychological evaluation to be completed by a psychologist with substance abuse expertise who is at minimum PhD prepared, and to include any additional testing deemed necessary by the evaluator, to be scheduled within 15 days and completed in 30 days and then return to the Board. If the Interim order is not completed issue Notice of charges based upon information contained in the investigative report.

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

VI. Board Discussion and Decision Regarding CNA Investigative Reports

VIA.6. Cassie M. Ramirez CNA Exam (Lester)

Ramirez was present and available for questions. Link moved, Busby seconded, and it was unanimously carried to grant certification upon meeting all requirements and issue a Letter of Concern for the

misdemeanor conviction for disorderly conduct and misdemeanor failure to appear on June 29, 2007 in Guadalupe Municipal Court and for attendance issues while employed with Capri Care Center where she was subsequently terminated.

VI.E.20. Stephanie Pennie CNA Exam (Curatola)

Pennie was present and available for questions. Malloch moved, Busby seconded, and it was unanimously carried to continue the investigation to allow Pennie the opportunity to obtain a psychological evaluation to be completed by a Board approved evaluator with expertise in substance abuse and who is at minimum PhD prepared, 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 not completed deny certification based upon information contained in the investigative report.

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

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

V.I.1. Bryan Muir LP Exam (Curatola)

Link moved, Busby seconded, and it was unanimously carried to grant licensure upon meeting all requirements and signing a Consent Agreement for 24 months probation, with the attached stipulations. If not signed within 30 days, deny licensure based on the information contained in the investigative report.

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

V.I.3. Melyssa Studi LP039066 (Curatola) (aka: Yingling)

Johnson moved, Link seconded, and it was unanimously carried to offer a Consent Agreement for a \$250 Civil Penalty. If not signed within 30 days or payment not received within 60 days, adopt Notice of Charges.

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

The meeting recessed at 12:03 p.m. and reconvened at 12:52 p.m.

V.K.1. Ann Heese RN Endorsement (Parlin)

Johnson moved, Perry seconded, and it was unanimously carried to deny licensure based upon information contained in the investigative report.

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

V.K.2. Bonnie Augustynczyk RN082387 (Parlin)

Parlin addressed the Board with additional information. Johnson moved, Link seconded, and it was unanimously carried to issue Notice of Charges based upon information contained in the investigative report.

V.K.3. Elsie Pollard LP031989 (Parlin)

Busby moved, Link seconded, and it was unanimously carried to offer a Consent Agreement for a \$250 Civil Penalty. If not signed within 30 days and paid within 60 days, issue Notice of Charges based upon information contained in the investigative report.

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

V.K.5. Karla Bigley RN116064 (Parlin)

Parlin addressed the Board with additional information. Link moved, Robertson seconded, and it was unanimously carried to issue Notice of Charges based upon information contained in the investigative report.

V.K.6. Lisette Lopez LP037688 (Parlin)

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

V.J.3. Anita Richins TRN145290 (Lester)

Lester addressed the Board with additional information. Link moved, Crawley seconded, and it was unanimously carried to deny licensure based upon information contained in the investigative report.

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

VI. Board Discussion and Decision Regarding CNA Investigative Reports

VI.A.1. Veronica Chupin-Ventura CNA999991755 (Lester)

Lester addressed the Board with additional information. Link moved, Busby seconded, and it was unanimously carried to offer a Consent Agreement for a \$50 Civil Penalty. If not signed within 30 days adopt Notice of Charges based on the information contained in the investigative report

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

VI.A.3. Sharita M. Garcia CNA Endorsement (Lester)
(aka: Burgess)

Lester addressed the Board with additional information. Link moved, Robertson seconded, and it was unanimously carried to deny certification based upon information contained in the investigative report.

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

VI.A.4. Angel U. Martinez CNA Exam (Lester)

Lester addressed the Board with additional information. Johnson moved, Link seconded, and it was unanimously carried to continue the investigation to allow Martinez the opportunity to obtain a psychological evaluation with an emphasis on substance abuse to be completed by a Board approved evaluator who at minimum is PhD prepared with an expertise in substance abuse 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, deny certification based upon the information contained in the investigative report.

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

VI.A.5. Adella B. Rambler CNA100005860 (Lester)

Perry moved, Johnson seconded, and it was unanimously carried to issue Notice of Charges based upon information contained in the investigative report.

VI.A.7. Casey L. Robillard CNA Exam (Lester)

Link moved, Johnson seconded, and it was unanimously carried to grant certification upon meeting all requirements and signing a Consent Agreement for a \$50 Civil Penalty. If not signed within 30 days, deny certification based upon information contained in the investigative report.

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

VI.A.8. Sunsearray M. Young CNA Exam (Lester)

Perry moved, Johnson seconded, and it was unanimously carried to deny certification based upon information contained in the investigative report.

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

VI.A.9. Rocky Jose Zapata CNA Exam (Lester)

Link moved, Crawley seconded, and it was unanimously carried to deny certification based upon information contained in the investigative report.

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

VI.A.10. Jessica Rankin CNA999999452 (Lester)

Link moved, Crawley seconded, and it was unanimously carried to offer a Consent Agreement for a \$50 Civil Penalty. If not signed within 30 days, adopt Notice of Charges based on the information contained in the investigative report.

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

**VI.B.1. Marsha Jo Frazier CNA Exam (Olson)
(aka: Reigle; Packer)**

Link moved, Robertson seconded, and it was unanimously carried to grant certification upon meeting all requirements and signing a Consent Agreement for a \$50 Civil Penalty. If not signed within 30 days or payment not received within 60 days, deny certification based upon information contained in the investigative report.

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

VI.B.2. Alberta V. Heydorn CNA1000004697 (Olson)

Olson addressed the Board with a technical correction to the investigative report. Busby moved, Link seconded, and it was unanimously carried to offer a Consent Agreement for 36 months stayed revocation to include the attached stipulations. If not signed within 30 days, issue Notice of Charges based upon information contained in the investigative report.

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

VI.B.3. Curlinda James CNA Exam (Olson)

Busby moved, Malloch seconded, and it was unanimously carried to grant certification upon meeting all requirements and signing a Consent Agreement for a \$100 Civil Penalty. If not signed within 30 days or payment not received within 60 days, deny certification based upon information contained in the investigative report.

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

VI.B.4. Stephanie Renee Joya CNA1000000338 (Olson)

Malloch moved, Crawley seconded, and it was unanimously carried to issue Notice of Charges based upon information contained in the investigative report.

VI.B.5. Latonia Ann McBeth CNA1000002630 (Olson)

Johnson moved, Crawley seconded, and it was unanimously carried to issue Notice of Charges based upon information contained in the investigative report.

VI.B.6. Geraldine A. Paddock CNA Exam (Olson)

Busby moved, Link seconded, and it was unanimously carried to grant certification upon meeting all requirements and signing a Consent Agreement for a \$50 Civil Penalty. If not signed within 30 days or payment not received within 60 days, deny certification based upon the information contained in the investigative report.

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

VI.B.7. Lupita Polk CNA Exam (Olson)

Busby moved, Crawley seconded, and it was unanimously carried to continue the investigation to allow Polk the opportunity to obtain a psychological evaluation, to include a substance abuse evaluation, by a Board approved psychologist, and to include any additional testing deemed necessary by the evaluator, to be scheduled and completed with 45 days and then return to the Board. If the evaluation is not scheduled and completed within 45 days, deny certification based upon the information contained in the investigative report.

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

VI.C.2. Mary Auma Odadi LP Exam; CNA1000004316 (B. Nelson)

Link moved, Malloch seconded, to offer a Consent Agreement for 24 months stayed suspension of the CNA certificate, to include the attached stipulations, and grant licensure upon meeting all licensure requirements and signing a Consent Agreement for 24 months probation, with attached stipulations. If not signed within 30 days, issue a Notice of Charges for the CNA certificate and deny licensure based upon the information contained in this report. After discussion the motion carried with seven in favor and one opposed.

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

VI.C.3. Susan M. Petropulos CNA251239113 (B. Nelson)

Busby moved, Link seconded, and it was unanimously carried to issue a Letter of Concern for being verbally inappropriate with a resident and handling her in a rough manner on or about September 7, 2006, while employed at Devon Gables, resulting in termination of employment.

VI.C.4. Reniel Maricia Saberon CNA100004405 (B. Nelson)

Link moved, Busby seconded, and it was unanimously carried to issue a Letter of Concern for failing to obtain assistance with a difficult resident who accused him of hitting her on or about March 14, 2006, while employed at Apache Junction Healthcare Center in Apache Junction, Arizona, resulting in termination of employment.

VI.C.7. Sonia Kay Tewayguna CNA999993734 (B. Nelson)

Link moved, Robertson seconded, and it was unanimously carried to offer a Consent Agreement for 24 months stayed revocation to include the attached stipulations. If not signed within 30 days issue Notice of Charges based upon information contained in the investigative report.

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

VI.C.8. Edward Boyd Pace CNA999952551 (B. Nelson)

Perry moved, Busby seconded, and it was unanimously carried to issue Notice of Charges based upon information contained in the investigative report and psychological evaluation.

VI.C.5. Aifang Shi CNA100005894 (B. Nelson)

Shi was present telephonically and addressed the Board. Tracy Leiu was also present telephonically and read Shi's statement for her. Malloch moved, Busby seconded, and it was unanimously carried to issue an Interim Order for a psychological evaluation to be completed by a Board approved evaluator, and to include any additional testing deemed necessary by the evaluator, to be scheduled within 15 days and completed within 45 days and then return to the Board. If the Interim Order is not completed, issue a Notice of Charges and include the factual allegations and alleged violations for failure to comply with the Interim Order.

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

VI.D.1. Earlene Allen CNA447954353 (Sage)
(aka: Hicks)

Crawley is affiliated with Phoenix Indian Medical Center but shows no bias. Johnson moved, Crawley seconded, and it was unanimously carried to issue an Interim Order for a relapse/recovery evaluation by a Board approved PhD evaluator and to include any additional testing deemed necessary by the evaluator, to be scheduled within 15 days and completed within 45 days. If not completed, issue a Notice of Charges based upon information contained in the investigative report.

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

VI.D.2. Michelle Ann Alvarez CNA999999078 (Sage)

Malloch moved, Crawley seconded, and it was unanimously carried to issue an Interim Order for a substance abuse evaluation by a Board approved PhD addictionologist to be scheduled within 15 days and completed within 45 days and to include any additional testing deemed necessary by the evaluator. If not completed, issue a Notice of Charges based on the information contained in the investigative report.

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

VI.D.3. Yvonne Michelle Ayers CNA999950973 (Sage)
(aka: Bango; Allen)

Busby moved, Link seconded, and it was unanimously carried to issue a Letter of Concern for being reported to make a remark to a resident that was perceived as threatening, on or about February 22, 2008, while employed as a CNA at La Colina in Tucson, Arizona and taking a verbal order from a physician on or about June 15, 2007 while employed as a CNA at Manor Care in Tucson, Arizona.

VI.D.4. Tonya Burnett CNA999949756 (Sage)

Link moved, Robertson seconded, and it was unanimously carried to offer a Consent Agreement for an 18 month stayed revocation with terms, to include a \$50 Civil Penalty. If not signed within 30 days, issue Notice of Charges based upon information contained in the investigative report.

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

VI.D.6. David Matthew Chapley CNA1000003380 (Sage)

Malloch moved, Link seconded, and it was unanimously carried to offer a Consent Agreement for a \$100 Civil Penalty. If not signed within 30 days and payment not received within 60 days, issue Notice of Charges based upon information contained in the investigative report.

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

VI.D.7. Nancy B. Christophel CNA182507904 (Sage)

Hardy is affiliated with Yuma Medical Center but shows no bias. Johnson moved, Crawley seconded, and it was unanimously carried to offer a Consent Agreement for 18 months stayed revocation to include the attached stipulations. If not signed within 30 days, issue Notice of Charges based upon information contained in the investigative report.

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

**VI.D.8. Rochelle L. Coker CNA295208043 (Sage)
(aka: Seidler)**

Busby moved, Link seconded, and it was unanimously carried to offer a Consent Agreement for a \$50 Civil Penalty. If not signed within 30 days or payment not received within 60 days, issue a Notice of Charges based on information contained in the investigative report.

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

VI.D.9. Sue Ann Dez CNA655458353 (Sage)

Link moved, Robertson seconded, and it was unanimously carried to issue a Letter of Concern for an arrest and conviction for DUI on August 1, 2007.

VI.D.10. Ashley Nicole Eggemann CNA1000007063 (Sage)

Malloch moved, Busby seconded, and it was unanimously carried to issue a Letter of Concern for reportedly referring to a resident as a “nasty old lady” in the resident’s presence on March 6, 2008 while employed as a CNA at RTA Hospice and assigned a patient at Kachina Point Healthcare, in Sedona, Arizona.

**VI.D.11. Rosemary Harper CNA1000001792 (Sage)
(aka: Lynch)**

Busby moved, Link seconded, and it was unanimously carried to offer a Consent Agreement for 18 months stayed revocation with terms to include a psychological evaluation with emphasis on anger management. If not signed within 30 days issue a Notice of Charges based on information contained in the investigative report.

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

VI.D.12. Shujuan T. Jenkins CNA1000011754 (Sage)

Perry knows Lisa Palmer but shows no bias. Robertson moved, Link seconded, and it was unanimously carried to offer a Consent Agreement for a \$50 Civil Penalty. If not signed within 30 days or payment not received within 60 days issue Notice of Charges based upon information contained in the investigative report.

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

**VI.D.13. Amelia Lalo CNA232729103 (Sage)
(aka: Jose)**

Robertson moved, Link seconded, and it was unanimously carried to offer a Consent Agreement for a \$50 Civil Penalty. If not signed within 30 days or payment not received within 60 days issue Notice of Charges based upon information contained in the investigative report.

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

VI.D.14. Darlene V. Lopez CNA314160803 (Sage)

Busby moved, Johnson seconded, and it was unanimously carried to issue a Letter of Concern for being perceived by one resident as rude and to have been perceived as being rough in the area of a second resident while employed as a CNA at La Colina in March of 2008.

**VI.D.15. Irene Marie Lopez CNA999998059 (Sage)
(aka: Fern)**

Malloch moved, Link seconded, and it was unanimously carried to offer a Consent Agreement for 12 months stayed revocation with terms. If not signed within 30 days issue Notice of Charges based upon information contained in the investigative report.

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

VI.D.17. Cathlena Sophia Pozzi CNA999999389 (Sage)

Busby moved, Johnson seconded, and it was unanimously carried to offer a Consent Agreement for 18 months stayed revocation with terms. If not signed within 30 days issue Notice of Charges based upon information contained in the investigative report.

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

VI.D.16. Jodi Lynn Maher CNA1000012637 (Sage)

Robertson moved, Link seconded, and it was unanimously carried to offer a Consent Agreement for a \$50 Civil Penalty. If not signed within 30 days or payment not received within 60 days issue Notice of Charges based upon information contained in the investigative report.

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

VI.D.18. Anna Price CNA1000010261 (Sage)

Johnson moved, Link seconded, and it was unanimously carried to issue Notice of Charges based upon information contained in the investigative report.

VI.D.19. Melody Vanatti CNA1000004381 (Sage)

Johnson moved, Link seconded, and it was unanimously carried to issue Notice of Charges based upon information contained in the investigative report.

VI.D.20. Stephanie Ann Rascon CNA999991015 (Sage)

Link moved, Johnson seconded, and it was unanimously carried to offer a Consent Agreement for 18 months stayed revocation to include the attached stipulations, and a \$100 Civil Penalty. If not signed within 30 days or payment not received within 60 days issue Notice of Charges based upon information contained in the investigative report.

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

**VI.D.21. Angela Sosa Nunez CNA1000015171 (Sage)
(aka: Sosa)**

Busby moved, Link seconded, and it was unanimously carried to offer a Consent Agreement for 18 months stayed revocation to include the attached stipulations and a \$100 Civil Penalty. If not signed within 30 days or payment not received within 60 days issue Notice of Charges based upon information contained in the investigative report.

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

Perry left the meeting at 1:47 p.m.

VI.D.22. Conielle LaShawn Reed CNA999988941 (Sage)

Johnson moved, Crawley seconded, and it was unanimously carried to issue an Interim Order for a substance abuse evaluation by a Board approved PhD evaluator, to be scheduled within 15 days and completed within 45 days. If not completed, issue Notice of Charges based upon information contained in the investigative report.

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

VI.D.23. Merlene Richardson CNA921914103 (Sage)

Busby moved, Johnson seconded, and it was unanimously carried to issue Notice of Charges based upon information contained in the investigative report.

VI.D.24. Gladys E. Rodriguez CNA908413924 (Sage)

Link moved, Crawley seconded, and it was unanimously carried to issue an Interim Order for a psychological evaluation to include anger management by a Board approved PhD psychologist and to include any additional testing deemed necessary by the evaluator, to be scheduled within 15 days and completed within 45 days. If not completed, issue Notice of Charges based upon information contained in the investigative report.

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

**VI.D.26. Linda Rude-Frauli CNA019304103 (Sage)
(aka: Rude)**

Johnson moved, Robertson seconded, and it was unanimously carried to issue a Letter of Concern for being perceived by a patient to be rough in care giving on December 31, 2007, while employed by Hospice of Arizona and working on a unit at St. Luke's Hospital in Phoenix, Arizona.

**VI.D.27. Rolanne Michelle Studabaker CNA100003110 (Sage)
(aka:Gagel; Hughes; Laughlin)**

Link moved, Crawley seconded, and it was unanimously carried to issue a Letter of Concern for making a remark to a resident that she perceived as derogatory in or about January 2008, and for failing to maintain professional boundaries with a resident while employed as a CNA at The River Gardens Rehab and Care Center in Bullhead City, Arizona.

VI.D.28. Donna R. Taylor CNA878303403 (Sage)

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

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

VI.D.29. Elizabeth Adesola Tytler CNA1000013160 (Sage)

Link moved, Crawley seconded, and it was unanimously carried to issue Notice of Charges based upon information contained in the investigative report.

VI.D.30. Kristina Kay Van Vleet CNA Exam (Sage)

Sage addressed the Board with additional information. Link moved, Crawley seconded, and it was unanimously carried to grant certification upon meeting all requirements and signing a Consent Agreement for 24 months stayed revocation with terms. If not signed within 30 days, deny certification based upon information contained in the investigative report.

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

VI.D.31. Laura Leah Whitmore CNA999995069 (Sage)

Robertson is affiliated with Hospice of the Valley but shows no bias. Busby moved, Link seconded, and it was unanimously carried to offer a Consent Agreement for a \$50 Civil Penalty. If not signed within 30 days or payment not received within 60 days issue Notice of Charges based upon information contained in the investigative report.

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

Perry returned to the meeting at 1:54 p.m.

VI.D.32. Kimberly Ann Yazzie CNA1000005155 (Sage)

Link moved, Johnson seconded, and it was unanimously carried to offer a Consent Agreement for a \$50 Civil Penalty. If not signed within 30 days and payment not received within 60 days, issue Notice of Charges based upon information contained in the investigative report.

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

**VI.D.33. Tammarra Payne CNA052987313 (Sage)
(aka: Carroll)**

Perry knows Carol Cerillo but shows no bias. Link moved, Crawley seconded, and it was unanimously carried to issue an Interim Order for a substance abuse evaluation by a Board approved PhD evaluator

and to include any additional testing deemed necessary by the evaluator, to be scheduled within 15 days and completed within 45 days. If not completed issue Notice of Charges based upon information contained in the investigative report.

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

VI.D.34. Malia Jacqueline Ferreira CNA100008539 (Sage)

Perry knows Carol Cerillo but shows no bias. Link moved, Robertson seconded, and it was unanimously carried to offer a Consent Agreement for 12 months stayed revocation with terms. If not signed within 30 days issue Notice of Charges based upon information contained in the investigative report.

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

VI.D.35. Violet F. Yazzie CNA999992005 (Sage)

Robertson moved, Crawley seconded, and it was unanimously carried to offer a Consent Agreement for 12 months stayed revocation with terms. If not signed within 30 days issue Notice of Charges based upon information contained in the investigative report.

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

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

IV.C.4. Dorothy Shaw RN083121 (Mills)

Perry moved, Crawley seconded, and it was unanimously carried to reopen Agenda Item IV.C.4. An attempt was made to contact Shaw telephonically. Mills addressed the Board with additional information. Link moved, Robertson seconded, and it was unanimously carried to grant temporary license for RN Refresher Course only upon signing a Consent Agreement for 12 months stayed revocation/probation followed by 12 months probation to include the attached stipulations. Upon successful completion of RN Refresher Course grant RN license under applicable terms. If not signed, continue suspension.

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

The meeting recessed at 1:59 and reconvened at 2:11 p.m.

VI. Board Discussion and Decision Regarding CNA Investigative Reports

VI.E.1. Manuel Daniel CNA999993555 (Curatola)

Johnson moved, Link seconded, and it was unanimously carried to offer a Consent Agreement for 24 months stayed revocation with terms. If not signed within 30 days issue Notice of Charges based upon information contained in the investigative report.

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

VI.E.2. Donna Hood CNA Exam (Curatola)

Link moved, Crawley seconded, and it was unanimously carried to grant certification upon meeting all requirements and signing a Consent Agreement for 24 months stayed revocation with terms. If not signed within 30 days, deny certification based upon information contained in the investigative report.

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

VI.E.3. Fernando Kitchevan CNA Exam (Curatola)

Link moved, Robertson seconded, and it was unanimously carried to grant certification upon meeting all requirements and signing a Consent Agreement for a \$50 Civil Penalty. If not signed within 30 days or payment not received within 60 days deny certification based upon information contained in the investigative report.

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

VI.E.4. Lenard Madison CNA534767873 (Curatola)

Crawley moved, Link seconded, and it was unanimously carried to issue Notice of Charges based upon information contained in the investigative report.

VI.E.5. Elias Cortez CNA Exam (Curatola)

Perry moved, Johnson seconded, and it was unanimously carried to deny certification based upon information contained in the investigative report.

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

VI.E.6. Brean Hansen CNA Exam (Curatola)

Link moved, Johnson seconded, and it was unanimously carried to deny certification based upon information contained in the investigative report.

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

VI.E.8. Joseph Hoppe CNA Exam (Curatola)

Link moved, Busby seconded, and it was unanimously carried to deny certification based upon information contained in the investigative report.

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

**VI.E.10. Verna Kittell CNA Exam (Curatola)
(aka: McCollum)**

Link moved, Robertson seconded, and it was unanimously carried to deny certification based upon information contained in the investigative report.

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

VI.E.11. Christopher Koch CNA Exam (Curatola)

Perry moved, Johnson seconded, and it was unanimously carried to deny certification based upon information contained in the investigative report.

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

VI.E.12. Robin Lyn Laughlin CNA Exam (Curatola)

Malloch moved, Crawley seconded, and it was unanimously carried to continue the investigation to allow Laughlin the opportunity to obtain a psychological evaluation with emphasis on substance abuse by a Board approved evaluator, who is at minimum PhD prepared and has expertise in substance abuse, to be scheduled and completed within 45 days and include any additional testing deemed necessary by the evaluator and return to the Board. If the evaluation is not completed, deny certification based upon the information contained in the investigative report.

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

VI.E.13. Marlana Lester CNA Exam (Curatola)

Link moved, Johnson seconded, and it was unanimously carried to deny certification based upon information contained in the investigative report.

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

**VI.E.14. Mary Logan CNA693407774 (Curatola)
(aka: Mathews)**

Link moved, Crawley seconded, and it was unanimously carried to issue an Interim Order for a psychological evaluation with emphasis on substance abuse by a Board approved evaluator, who is at minimum PhD prepared and has expertise in substance abuse, to be completed within 45 days and include any additional testing deemed necessary by the evaluator and return to the Board. If the Interim Order is not completed, adopt a Notice of Charges and include the factual allegations and alleged violations for failure to comply with the Interim Order.

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

VI.E.15. Daisy Lopez CNA Exam (Curatola)

Johnson moved, Malloch seconded, and it was unanimously carried to continue the investigation to allow Lopez the opportunity to obtain a psychological evaluation with emphasis on substance abuse by a Board approved evaluator, who is at minimum PhD prepared and has expertise in substance abuse, to be completed within 45 days and include any additional testing deemed necessary by the evaluator and return to the Board. If the evaluation is not completed, deny certification based upon the information contained in the investigative Report.

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

**VI.E.16. Audrey Macias CNA Exam (Curatola)
(aka: Rivera)**

Link moved, Robertson seconded, and it was unanimously carried to deny certification based upon information contained in the investigative report.

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

VI.E.17. Karina Mendivil CNA999992082 (Curatola)
(aka: Sanchez)

Link moved, Johnson seconded, and it was unanimously carried to offer a Consent Agreement for a \$100 Civil Penalty. If not signed within 30 days issue Notice of Charges based upon information contained in the investigative report.

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

VI.E.18. Jessica Miller CNA Exam (Curatola)

Link moved, Crawley seconded, and it was unanimously carried to deny certification based upon information contained in the investigative report.

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

VI.E.19. Tyler Pemberton CNA Exam (Curatola)

Perry moved, Crawley seconded, and it was unanimously carried to deny certification based upon information contained in the investigative report.

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

VI.E.21. Naomi Shipley CNA999989583 (Curatola)

Link moved, Crawley seconded, and it was unanimously carried to issue Notice of Charges based upon information contained in the investigative report.

VI.E.22. Megan Stevenson CNA Exam (Curatola)

Link moved, Crawley seconded, and it was unanimously carried to deny certification based upon information contained in the investigative report.

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

VI.E.23. Henok Tadesse CNA999996154 (Curatola)

Link moved, Robertson seconded, and it was unanimously carried to issue an Interim Order for a psychological evaluation, to include a substance abuse evaluation, to be completed by a Board approved psychologist, and to include any additional testing deemed necessary by the evaluator, to be scheduled and completed within 45 days and then return to the Board. If the Interim Order is not completed, adopt a Notice of Charges and include the factual allegations and alleged violations for failure to comply with the

Interim Order.

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

VI.E.24. Keith Thompson CNA925401024 (Curatola)

Malloch moved, Johnson seconded, and it was unanimously carried to issue an Interim Order for a psychological evaluation with emphasis on substance abuse by a Board approve evaluator, who is at minimum PhD prepared and has expertise in substance abuse, to be completed within 45 days and include any additional testing deemed necessary by the evaluator and then return to the Board. If the Interim Order is not completed, adopt a Notice of Charges and include the factual allegations and alleged violations for failure to comply with the Interim Order.

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

VI.E.25. Leticia Vague CNA Exam (Curatola) (aka: Montoya)

Perry moved, Link seconded, and it was unanimously carried to deny certification based upon information contained in the investigative report.

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

VI.E.26. John Vaughn CNA Exam (Curatola)

Malloch moved, Busby seconded, and it was unanimously carried to issue an Interim Order for a substance abuse evaluation to be completed by a Board approved evaluator who is at minimum PhD prepared, and to include any additional testing deemed necessary by the evaluator, to be scheduled and completed within 45 days and then return to the Board. If the evaluation is not completed, adopt a Notice of Charges and include the factual allegations and alleged violations for failure to comply with the Interim Order.

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

VI.E.27. Lacey White CNA Exam (Curatola)

Perry moved, Robertson seconded, and it was unanimously carried to deny certification based upon information contained in the investigative report.

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

**VI.E.28. Marian Wood-Figueroa CNA Exam (Curatola)
(aka: Wood)**

Link moved, Robertson seconded, and it was unanimously carried to continue the investigation to allow Wood-Figueroa the opportunity to obtain a neuropsychological evaluation with emphasis on anger management by a Board approved evaluator, who is at minimum PhD prepared and has expertise in anger management, to be scheduled and completed within 45 days and include any additional testing deemed necessary by the evaluator and then return to the Board. If the evaluation is not completed, deny certification based upon the information contained in the investigative report.

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

**VI.E.29. Lucinda Yazzie CNA Exam (Curatola)
(aka: Eddy)**

Malloch moved, Crawley seconded, and it was unanimously carried to deny certification based upon information contained in the investigative report.

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

**VI.E.30. Vernita Yazzie CNA10003056 (Curatola)
(aka: Bia)**

Johnson moved, Malloch seconded, and it was unanimously carried to offer a Consent Agreement for a \$100 Civil Penalty. If not signed within 30 days adopt Notice of Charges.

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

VI.F.2. Emmett Louis CNA Endorsement (Parlin)

Perry moved, Johnson seconded, and it was unanimously carried to deny certification based upon information contained in the investigative report.

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

VI.F.4. Gloria Anderson CNA Exam (Parlin)
(aka: Adams-Anderson)

Malloch moved, Crawley seconded, and it was unanimously carried to deny certification based upon information contained in the investigative report.

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

VI.F.7. Linda Kirby CNA999953609 (Parlin)

Perry moved, Crawley seconded, and it was unanimously carried to issue Notice of Charges based upon information contained in the investigative report.

VI.F.8. Sarah Goll CNA Exam (Parlin)

Crawley moved, Link seconded, and it was unanimously carried to deny certification based upon information contained in the investigative report.

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

VI.F.9. Tina Stewart CNA Exam (Parlin)

Link moved, Crawley seconded, and it was unanimously carried to deny certification based upon information contained in the investigative report.

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

VI.G.1. Dana Francis CNA Pending (Smith)
(aka: Wollens)

Smith addressed the Board and confirmed receipt of additional information. Malloch moved, Johnson seconded, and it was unanimously carried to deny certification based upon information contained in the investigative report.

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

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

VII.D. President’s Report

VII.D.1. Update on Board Appointments & Discussion on Board Meeting Dates for Calendar Year 2009 & 2010 – Hardy/Ridenour

Hardy announced Busby’s 5 year reappointment to the Board and presented her with a notice of appointment from the Governor.

VII.D.2. NCSBN Area I Director Report & Candidate for President - Malloch

Malloch offered appreciation for support and efforts in her campaign for NCSBN President in the upcoming August 7, 2008 Delegate Assembly elections in Nashville, Tennessee. Malloch also gave NCSBN Area I Director report.

VII.D.3. Board Member Meeting Attendance & Update on Consecutive Absences – Hardy/All

Hardy reviewed the statute regarding the responsibility of Board members to attend Board meetings in order to maintain a quorum, and voiced concern over the continuing attendance problem issues with some members. Hardy stated that a Board member’s office shall be deemed vacant after a period of 3 consecutive meetings have been missed.

VII.D.4. Debriefing on Board Meeting & Potential Recommendations for Improving Board Processes – Hardy/All

Board members and staff discussed meeting flow and suggestions for improvement for future meetings. It was discussed and decided to change the September 2008 Board meeting from 3 days to 2 days with meeting dates September 17 and 18.

VII.A. Executive Director’s Report

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

Busby moved, Malloch seconded, and it was unanimously carried to approve minutes from regular Board meeting May 14 & 15, 2008; and Executive Session minutes from May 15, 2008.

VII.A.3. NCSBN 2008 Annual Meeting/Delegate Assembly Summary of Recommendations with Rationale – Malloch/Ridenour/Randolph

Joyce Benjamin was present telephonically for the remainder of the VII.A, Executive Director’s Report. Randolph gave a summary of the recommendations to the 2008 Delegate Assembly with rationale regarding feedback on Draft Consensus Model for APRN Regulation.

VII.A.4. Update on Scope of Work & Selection of Legislative Liaison for Arizona Board of Nursing – Ridenour

Orchard gave an update on the request for proposals for State Legislative Lobbying Services and the need for a legislative representative, which would supplement services provided by Board staff. Busby suggested that interviews include affiliations an applicant has in order to avoid conflict of interest. Joyce Benjamin inquired about funding and Ridenour stated that all funding comes from license fees.

VII.A.6. FY 2008-2009 & FY 2010-2011 Information/Updates – Orchard/Bontrager

Orchard reported that the State closed fiscal year 2008 last week. The Board's appropriation for FY2008 was \$3,816,100. There was a reduction of the appropriations for some agencies. The Board was reduced by \$30,500 which put the appropriation authority at \$3,785, 600. Of that amount approximately \$3,542,973 was expended. An appropriation balance of \$242,626 remained and similar figures are expected for FY2009. Orchard further stated that HB2209 would again sweep funds of 90/10 Boards with an anticipated reduction of AZBN funds in the amount of \$1,004,900. In an effort to plan reductions, OSPB has asked agencies to submit a revenue expenditure sheet for FY2009 with a month to month estimation of fund balances. Ridenour commended Orchard for her efforts.

VII.A.7. Update on License/Certificate Holder Proof of Legal Status; Report on Subcommittee 90/10 Executive Directors Development of Potential Statutory Language; Approve Request to Seek an Attorney General Opinion re: License/Certificate Holder Requirement to Show Proof on Each Renewal – Ridenour/Bontrager

Zack gave potential language for seeking an Attorney General Opinion: Does an individual who has established US citizenship or who has been issued documentation by the US Government for lawful residency, need to provide documentation of that status when renewing the license or certificate?

Malloch moved, Busby seconded, and it was unanimously carried to approve the concept and move forward with the crafting of the language to for the AG Opinion.

Ridenour gave an overview of proposed language for legislation regarding initial applicants for license or certification, or renewal applicants who have previously shown proof of citizenship lawful presence. Applicants with a limited form of work authorization issued by the federal government are required to execute Statement of Citizenship or Alien Status when their work authorization expires. Busby moved, Crawley seconded, and it was unanimously carried to proceed with the crafting of the legislative language to be proposed.

VII.A.8. Voluntary Surrender of License/Certificate Data – Smith/Ridenour

Smith reported on voluntary surrender of license/certificate data and stated that between January of 2003 and May of 2008, 439 individuals voluntarily surrendered their certificate/license after receipt of a complaint, with 115 being CNA's and 324 RN/LP's. Seven point seven (7.7) months is the average timeframe from receipt of complaint to voluntary surrender for cases not actively in the monitoring department and not assigned a hearing department case number.

VII.A.9. Update on Investigations/Hearing Cases/Personnel – Smith/Bontrager/Randolph

Smith introduced new staff members Stoney Blair, MaryPat Healey, Janeen Dahn, and announced the return of previously retired staff member Pat Midkiff in September 2008. Smith stated she would continue interviewing for an additional Nurse Practice Consultant. Bontrager reported on licensing exam tech and mail room clerk position openings and is seeking special permission to fill positions due to the hiring freezes.

Smith commended the staff for the over 400 cases brought to the Board for this meeting. Investigative cycle times for the month of July were 7.7 months. Smith stated the increase in cycle times over the past 12 months were due to a decrease in staff. Smith expects the cycle times to decrease as new staff become oriented. Smith reported that staff continue to bring priority 1, high risk/harm investigative cases to the Board in 6 months or less.

Zack reported a 5.6 month cycle time (Jan to Jun 2008) from the time cases were transferred to the Hearing Department until the close date. Zack noted there were 11 voluntary surrenders in the Hearing Department for calendar year 2008.

VII.A.10. Update on Evidenced Based Regulation Initiatives & Recommendations for Research Agenda – Randolph/Smith/Ridenour

Ridenour gave an update on evidenced based regulation initiatives & recommendations for the research agenda.

VII.F. Committee Reports

VII.F.2. Education

VII.F.2.a. Draft Minutes - June 6, 2008

Draft minutes of the June 6, 2008 Education Committee meeting were provided to Board.

VII.F.4. Pilot Study Medication Technician

VII.F.4.a. Draft Minutes - June 26, 2008

Draft minutes of the June 26, 2008 Pilot Study Medication Technician Committee meeting were provided to the Board.

VIII. Call to the Public

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

X. Adjournment

Malloch moved, Busby seconded, and it was unanimously carried to adjourn the meeting.

The meeting adjourned at 4:02 p.m., Wednesday, July 29, 2008.

Karen Hardy, RN, MSN, President