

Arizona State Board of Nursing

Janice K. Brewer
Governor

Joey Ridenour
Executive Director



Board Meeting Minutes

The regular meeting of the Arizona State Board of Nursing convened at 8:00 a.m., Tuesday, August 4, 2009, in the Board of Nursing Board Room, Suite 200, 4747 N. 7th Street, Phoenix, Arizona, with Kathy Malloch, PhD, MBA, RN, FAAN, President, presiding.

BOARD MEMBERS PRESENT:

Kathy Malloch, PhD, MBA, RN, FAAN, President
Patricia Johnson, LPN, Vice President
M. Hunter Perry, Secretary
Kathryn L. Busby, JD, Member
Karen Hardy, RN, MSN, Member
Denise Link, PhD WHCNP, FNAP, Member
Steve Robertson, LPN, Member
Kathy Scott, PhD, RN, FACHE, Member

LEGAL COUNSEL:

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

STAFF:

Joey Ridenour, RN, MN, FAAN, Executive Director
Judy Bontrager, RN, MN, Associate Director of Operations
Pamela Randolph, RN, MSN, Associate Director of Education and Evidence Based Regulation
Valerie Smith, RN, MS, Associate Director of Investigations
Susan Barber, RN, MSN, Nurse Practice Consultant/Hearings
Stoney Blair, Senior Investigator
Tammi Bymers, RN, MSN, Nurse Practice Consultant
Frank Curatola, Senior Investigator
Janeen Dahn, MSN, FNP, Nurse Practice Consultant/Advanced Practice
Amy Foster, Senior Investigator
Karen Grady, RN, MS, CS, FNP, Nurse Practice Consultant
Angela Hill, RN, Nurse Practice Consultant
Dolores Hurtado, Legal Assistant II/Monitoring
Ron Lester, Senior Investigator
Connie Linck, RN, MN, Nurse Practice Consultant/CANDO
Patricia Midkiff, RN, MN, Nurse Practice Consultant
Michelle Mills, RN, MA, Nurse Practice Consultant/Monitoring
Betty Nelson, RN, MS, Nursing Assistant Consultant
Stephanie Nelson, R.N., MSN, Nurse Practice Consultant
Kirk Olson, Senior Investigator
Doug Parlin, Senior Investigator
Mary Rappoport, RN, MN, Nurse Practice Consultant
Jeanine Sage, RN, MSN, Nursing Assistant Consultant
V. Ann Schettler, RN, MHL, CLNC, 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 8:00 a.m., Tuesday, August 4, 2009.

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

Malloch presided.

Malloch commended staff on the work accomplished for upgrades of Board software and phone system, with a special thanks to Lila Wiemann.

Busby arrived at the meeting at 8:01 a.m.

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

V. RN/LPN/CNA Investigative Reports

V.D.1. Eliza Ann Williamson RN073559; AP1164 (Dahn)

Link moved, Busby seconded, and it was unanimously carried to issue a Letter of Concern for failure to appropriately document subjective examination, objective examination, and assessment of patient M.D., from on or about January 2007 through August 2007 while working at Clinica Adelante in Surprise, Arizona.

V.D.2. Sonia Elaine Bucknor RN072671; AP0153 (Dahn)

An attempt was made to contact Respondent telephonically and a message was left that the Board would move ahead with the case. Link moved, Hardy seconded, and it was unanimously carried to dismiss the complaint.

V.D.3. Mary Ann Cash RN146825; AP2769 (Dahn)

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

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

V.B.1. Tara Elizabeth Crandall RN132937 (Bymers) (aka: Earl)

Scott recused herself to avoid the appearance of impropriety and left the meeting at 8:09 a.m. Attorney Lisa Gervase and Crandall were present and addressed the Board. Busby moved, Link seconded, to issue a Letter of Concern for unauthorized use of hospital materials, and failure to register and document care provided to a coworker, while employed at Banner Children’s Hospital at Banner Desert Medical Center. After discussion, the motion failed with four opposed and three in favor. Hardy moved, Robertson seconded, based on the findings of fact and statute/rule violations identified in the investigative report, offer a Consent Agreement for Decree of Censure, If not signed within 30 days, issue Notice of Charges. The motion carried with four in favor and three opposed.

	VOTE	Hardy, Karen Member	Robertson, Steve Member	Scott, Kathy Member	Perry, Hunter Secretary	Malloch, Kathy President	Johnson, Patricia Vice Pres	Link, Denise Member	Busby, Kathryn Member
YES	4	X	X			X	X		
NO	3				X			X	X
ABSTAIN	0								
ABSENT	1			X					

Scott returned to the meeting at 8:24 a.m.

**V.B.2. Heather Kathryn Hayes RN115901 (Bymers)
(aka: Gibson)**

Scott recused herself to avoid the appearance of impropriety and left the meeting at 8:25 a.m. Attorney Lisa Gervase was present and addressed the Board. Hayes was present and available for questions. Busby moved, Perry seconded, and after discussion it was unanimously carried to dismiss the complaint.

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

**V.B.3. Frieda Mary Davidson RN118413 (Bymers)
(aka: Cobb; Bovee)**

Davidson and attorney Ken Baker were present and addressed the Board. Hardy moved, Scott seconded, and it was unanimously carried, based on the findings of fact and statute/rule violations identified in the investigative report, offer a Consent Agreement for a Decree of Censure. If not signed within 30 days, issue Notice of Charges.

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

V.B.4. Barry David Parker RN075496 (Bymers)

Bymers addressed the Board with additional information. Parker and attorney Ken Baker were present and addressed the Board. Johnson moved, Scott seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, offer a Consent Agreement for 24 months probation to include the attached stipulations. If not signed within 30 days, issue Notice of Charges.

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

V.B.5. Jennifer Leigh Knott TRN156043 (Bymers)

Malloch and Scott know Deb Krmpotic but show no bias. Attorney Teressa Sanzio and Knott were present and addressed the Board. Hardy moved, Scott seconded, and after discussion it was unanimously carried, upon meeting all requirements, grant licensure and issue a Letter of Concern for failing to document a conversation with a physician regarding an assessment of a pregnant patient who presented with decreased fetal movements and no fetal heart tones on or about December 26, 2008 and on or about August 18, 2008, failure to appropriately monitor and intervene during an extended labor for a patient who subsequently went into respiratory distress who had received approximately 9000 cc of IV fluids, while employed at Banner Baywood Medical Center.

V.O.1. Marilyn Denise Kobrzychki RN092854 (Torrez)

Malloch knows Lorna Maxim but shows no bias. Johnson and Perry recused themselves to avoid the appearance of impropriety and left the meeting at 8:57 a.m. Kobrzychki and attorney Kathleen Lambert were present and addressed the Board. Busby moved, Link seconded, and it was unanimously carried to dismiss the complaint.

Johnson returned to the meeting at 9:06 a.m.

Perry returned to the meeting at 9:07 a.m.

V.C.4. Sharon Louise Harrison RN098555 (Curatola)

Curatola addressed the Board and confirmed receipt of additional information. Attorney Teresa Sanzio was present and addressed the Board. Scott moved, Link seconded, to issue an Interim Order for a psychological evaluation to include substance abuse and anger management, 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, based on the findings of fact and statute/rule violations identified in the investigative report, issue Notice of Charges and include the factual allegations and alleged violations for failure to comply with the Interim Order. After discussion the motion carried with seven in favor and one abstained.

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

V.N.7. Joyce Ann Delgado LP0025990 (Schettler)

Schettler addressed the Board with a request to add to the stipulations. Delgado was present and available for questions. Attorney Jay Ryan was present and addressed the Board. Busby moved, Hardy seconded, and it was unanimously carried, based on the findings of fact and statute/rule violations identified in the investigative report, offer a Consent Agreement for a 36 month probation and include the attached stipulations, amended to delete relapse evaluation and require that prior to resuming employment, Respondent would obtain a written authorization from the treating psychiatrist to indicate she is safe to practice, monthly performance evaluations for first 6 months and quarterly thereafter, or proceed to hearing.

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

V.D.1. Eliza Ann Williamson RN073559; AP1164 (Dahn)

Perry moved, Busby seconded, and it was unanimously carried to reopen Agenda Item V.D.1. Complainant Michelle Davis and Williamson were present and addressed the Board. Johnson moved, Perry seconded, and it was unanimously carried to reaffirm prior Board decision for a Letter of Concern.

The meeting recessed at 9:41 a.m. and reconvened at 10:00 a.m.

Link returned to the meeting at 10:03 a.m.

III. Board Discussion/Decision Regarding Case Disposition/Summary Letter of Concern Lists, Lapsed Licenses, Licensure & Compact Licensure Decisions

III.C. Consent Agenda - Lapsed Licenses Investigative Reports for Administrative Penalty

Agenda	Name	License/Certificate #	Amount
III.C.1.	Deborah Eckles	CNA1000005670	\$25
III.C.2.	Ramona Roy	CNA1000010751	\$25
III.C.3.	Wendy Cai	CNA999991061	\$25
III.C.4.	Jeannie Flatters	CNA1000010798	\$25
III.C.5.	Sabrina Noriega	CNA1000012285	\$25
III.C.6.	Rhonda Stipp	CNA999999751	\$25
III.C.7.	Jennifer Heaton	CNA999953021	\$25
III.C.8.	Felicia Lopez	CNA999997379	\$25
III.C.9.	Bryan Orso	CNA999992635	\$25
III.C.10.	Elizabeth Jacobs	RN053186	\$200
III.C.11.	Jeanine Lavoy	RN052507	\$200
III.C.12.	Evelyn Horan	RN029574	\$500

Hardy moved, Robertson seconded, 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. The motion carried with seven in favor and one abstained.

III.D. Consent Agenda - Felony Bar Cases

III.D.1. Order of Denial

III.D.1.a. Dennis Maria CNA Exam (Lester)

III.D.1.b. Jacqueline O. Markley CNA Endorsement (Lester)

III.D.1.c. Kathleen Marie Sanchez CNA Exam (Parlin)

Perry moved, Hardy seconded, and it was unanimously carried to adopt the attached Order of Denial for Agenda Items III.D.1.a. through c.

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

III.D.2. Notice of Charges

- III.D.2.a. John Christopher Casillas CNA999952129 (Olson)**
- III.D.2.b. Christina Francis LP031168 (Olson)**
- III.D.2.c. Connie Wilkinson RN035992 (Olson)**
- III.D.2.d. Candelario Hernandez CNA999951153 (Lester)**
- III.D.2.e. David B. Kasper CNA999999804 (Lester)**
- III.D.2.f. Iliana Lara CNA999949544 (Lester)**
- III.D.2.g. Veronica R. Moreno CNA999995983 (Lester)**
- III.D.2.h. Ofelia Solis CNA999995144 (Lester)**
- III.D.2.i. Crystal L. Spicer CNA999998226 (Lester)**
- III.D.2.j. Marilyn Lee CNA740058353 (Lester)**
- III.D.2.k. Rick Andrew Vandyke RN127623 (Curatola)**

III.D.2.l.	Felicia Michelle Anderson	CNA999991250	(Parlin)
III.D.2.m.	Brandy Lynette Didley	CNA999952491	(Parlin)
III.D.2.n.	Carolyn Jannice Huffman	CNA100000030	(Parlin)
III.D.2.o.	Brian John Lopez	CNA156141936	(Parlin)
III.D.2.p.	Latanya T. Moore	CNA1000006086	(Parlin)
III.D.2.q.	Luis A. Ortiz	CNA285720103	(Parlin)
III.D.2.r.	Bonnie Angelene Schroeder	CNA999991083	(Parlin)
III.D.2.s.	Garie Maurice Thompson	CNA1000007412	(Parlin)
III.D.2.t.	Diane Ruth Griswold	CNA1000000075	(Foster)

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

III.E.	Consent Agenda - Investigative Reports Decision to Adopt Notice of Charges		
III.E.1.	Donna Elaine Godwin	RN122585	(Rappoport)
	(aka: Pruett)		

Scott moved, Hardy seconded, and unanimously carried to adopt the attached Notice of Charges.

III.G.	RN/LPN Compact Investigative Cases		
III.G.1.	Bruce Frederick Kranzler	R026882 (South Dakota)	(Rappoport)

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

Busby returned to the meeting at 10:09 a.m.

III.H.	Imposters, Cease & Desist Orders & Court Revocations		
	1. Taryn Woodward Paccioni	RN083610 (revoked)	(Grady)
	2. Keri Ann Lundeen		(Grady)

A cease and desist letter was mailed to the above listed persons.

III.I.	Applicants Recommended for Licensure		
III.I.1.	Carolyn Diane Lee	AP Certification	(Bontrager)

Hardy moved, Robertson seconded, and it was unanimously carried to accept the copy of the U.S. Air Force form entitled "Certificate of Release or Discharge," received from the applicant, showing that Lee did complete the OB-GYN Nurse Practitioner course, as documentation of education preparation. Grant certification as a Women's Health Care Nurse Practitioner when all requirements are met.

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

1. Armstrong (Mehrbrodt), Jane	RN061650	08/04/2009
2. Dangelo, Isabel M.	LP029270	08/04/2009
3. Hargis, Kay F.	CNA999947647	08/04/2009
4. Holmes, Kelly	CNA999990442	08/04/2009
5. Hopkins, Nancy	RN117984	08/04/2009
6. McElvain, Kerstin	RN154705; LP039812	08/04/2009
7. Richardson, Tiffany J.	RN114213	08/04/2009
8. Lawrence-Andrade, Kelly J.	RN095241; LP030404	08/14/2009
9. Ferreira, Malia	CNA1000008539	08/20/2009
10. Mettler, Stefan B.	RN154147	08/28/2009
11. Stevens, Dorothea B.	RN035543	09/08/2009

Busby 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 exist.

IV.B. Requests for Reinstatement & Investigative Reports

IV.B.1. S. Renee Porter RN047044 (Mills)

(aka: S. Rane Porter; Sharon Rane Porter; Sharon Rae Porter)

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

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

IV.B.2. Jude Nwosu RN114528; CNA999989630 (Mills)

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

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

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

IV.C.1. Joe Anthony Tolliver LP040272 (Mills)

Tolliver was present and addressed the Board. Busby moved, Scott seconded, and it was unanimously carried, based on the findings of fact and statute/rule violations contained in the investigative report, offer a Consent Agreement for stayed revocation/probation for 24 months with the attached stipulations to include monthly drug testing, allowed to complete terms of probation in the State of New Mexico, and the relapse evaluation to be performed by a Masters level evaluator. If not signed within 30 days, issue Notice of Charges based upon the information contained in the investigative report.

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

IV.F. CANDO Eligibility/Noncompliance & Investigative Reports

IV.F.1. Peggy Davis Eastwood RN039440 (Linck)

Linck addressed the Board with additional information. Eastwood was present and addressed the Board. Scott moved, Robertson seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, offer Consent Agreement for an indefinite suspension pending the completion of a neuropsychological evaluation by a Board approved evaluator with expertise in substance abuse, and the successful completion of treatment recommendations resulting from the evaluation and/or confirmation is received from either the evaluator or treatment providers that respondent is safe to practice, to be followed by a 36-month probation, to include the attached stipulations. If the evaluation is not completed within 12 months the license shall be

automatically revoked. If not signed within 30 days issue a Notice of Charges based on information contained in the investigative report.

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

IV.F.2. Amy Marie Garcia RN139882; LP041195 (Linck)

Johnson moved, Hardy seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, offer a Consent Agreement for 24 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. If not signed within 30 days, issue Notice of Charges based upon information contained in the investigative report.

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

IV.F.3. Jack A. Kennedy RN Endorsement (Linck)

Busby moved, Link seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the report, rescind the decision to grant licensure and allow applicant to withdraw his application for licensure in Arizona; Revoke the privilege to practice nursing in the state of Arizona and issue the attached cease and desist letter.

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

IV.F.4. Lisa M. Unanski RN097100; CNA217105473 (Linck)

Linck addressed the Board with additional information. Unanski and Charlotte Faford were present and addressed the Board. Scott moved, Johnson seconded, based upon the findings of fact and statute/rule violations identified in the investigative report, offer a Consent Agreement for a 24-month stayed revocation with the license suspended during the first 12-months and on stayed revocation probation the second 12-months, followed by a 24-month standard probation, to include the attached stipulations. If not signed within 30 days issue a Notice of Charges based on information contained in the Investigative Report. The motion carried with six in favor and two opposed.

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

V. RN/LPN/CNA Investigative Reports

V.A.1. Michael Forbes CNA442805873 (Blair)

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

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

V.A.2. David Gililand CNA Exam (Blair)

Hardy moved, Robertson seconded, and it was unanimously carried, upon meeting all requirements, grant certification and issue a Letter of Concern for a misdemeanor conviction for driving under the influence (DUI) and careless driving on May 21, 2002, in La Plata County Combined Court, Colorado, and a misdemeanor conviction for driving under the influence (DUI) on March 22, 1994 in La Plata County Combined Court, Colorado.

V.A.3. Thad Hall CNA Exam (Blair)

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

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

V.A.4. Regina Naputi CNA Endorsement (Blair)

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

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

V.A.5. Josephine Roginiel CNA Exam (Blair) (aka: Bloom)

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

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

V.A.6. Ramey St Anglo CNA028023803 (Blair)

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

V.A.7. Steve Torres CNA Exam (Blair)

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

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

V.A.8. Tania Gonzalez CNA Exam (Blair)

Gonzalez was present and available for questions. Hardy moved, Robertson seconded, and it was unanimously carried to continue the investigation to allow applicant the opportunity to obtain a psychiatric evaluation to be completed by a Board approved evaluator and to include any additional testing deemed necessary by the evaluator, to be scheduled and completed within 45 days and then return to the Board. If the evaluation is not completed, based upon the findings of fact and statute/rule violations identified in the investigative report, deny certification.

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

V.B.6. Kevin Lee Jordan RN094997 (Bymers)

Jordan was present and addressed the Board. Scott moved, Johnson seconded, and it was unanimously carried, issue an Interim Order for a psychological evaluation with focus on professional boundaries and ethics by a Board approved evaluator who is at minimum PhD prepared, to be completed within 45 days and then return to the Board. If the Interim Order is not completed, based on the findings of fact and statute/rule violations identified in the investigative report, issue Notice of Charges and include the factual allegations and alleged violations for failure to comply with the Interim Order.

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

**V.B.7. Donna Marie Mazur LP043959 (Bymers)
(aka: Donna M'rie Marco)**

Bymers addressed the Board with additional information. Johnson moved, Link seconded, and it was unanimously carried, 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, based on the findings of fact and statute/rule violations identified in the investigative report, issue Notice of Charges and include factual allegations and alleged violations for failure to comply with the Interim Order.

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

V.B.8. Gary Dunn RN143011 (Bymers)

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

**V.B.9. Cuauhtemoc Olivio RN105848 (Bymers)
(aka: Tim Olivio)**

Hardy moved, Robertson seconded, and it was unanimously carried to issue a Letter of Concern for a medication error made on December 10, 2007 while working at Tucson Heart Hospital, for administering in excess of ordered Dilaudid 2mg and giving Dilaudid 3 mg without a physicians order, and for failure to disclose a misdemeanor on an employment application and renewal application for licensure, in 2000 & 2003.

V.C.1. Matthew James Capistran CNA Exam (Curatola)

Hardy moved, Scott seconded, based upon the findings of fact and statute/rule violations identified in the investigative report, deny certification. The motion carried with seven in favor and one opposed.

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

**V.C.2. Angela Lynn Christopher CNA Exam (Curatola)
(aka: Stone)**

Johnson moved, Link seconded, based on the findings of fact and statute/rule violations identified in the investigative report, deny certification. The motion carried with seven in favor and one opposed.

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

V.C.3. Wilson Cooper CNA Exam (Curatola)

Robertson moved, Scott seconded, based on the findings of fact and statute/rule violations identified in the investigative report, deny certification. The motion carried with seven in favor and one opposed.

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

V.C.5. Cynthia Mae Iaci CNA Exam (Curatola)

Johnson moved, Link, seconded, and it was unanimously carried to dismiss the complaint and grant certification upon meeting all requirements.

V.C.6. Angela Carol Jackson CNA Exam (Curatola)

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

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

V.C.7. Paul Carlos Lamas CNA Exam (Curatola)

Scott moved, Robertson seconded, and it was unanimously carried to continue the investigation to allow applicant the opportunity to obtain a psychological evaluation with emphasis on substance abuse 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 with 15 days and completed within 45 days, and then return to the Board. If not completed, based on the findings of fact and statute/rule violations identified in the investigative report, deny certification.

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

V.C.8. Justin Duane Longtin CNA999997209 (Curatola)

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

**V.C.9. Rhesha Ann Marquez CNA Exam (Curatola)
(aka: Bullard)**

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

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

V.C.10. Felicia Shonte McGuire CNA Exam (Curatola)

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

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

V.C.11. Shannon Marie McGuire CNA999996770 (Curatola)
(aka: Click)

Hardy moved, Scott seconded, and it was unanimously carried, 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, based on the findings of fact and statute/rule violations identified in the investigative report, issue Notice of Charges and include the factual allegations and alleged violations for failure to comply with the Interim Order.

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

V.C.12. Ladeanna Ann Morgan LP042933 (Curatola)

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

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

V.C.13. Jennifer Ann Schmidt RN Endorsement (Curatola)

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

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

V.C.14. Trieu Ngoc Truong CNA Exam (Curatola)

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

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

V.C.15. Lucy Evangiline Marsi LP043680; CNA999998325 (Curatola)

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

V.C.16. Leticia Marie McGarry CNA Exam (Curatola)

Busby moved, Link seconded, and it was unanimously carried to continue the investigation to allow applicant the opportunity to obtain a relapse prevention evaluation with a Board approved evaluator who is at minimum Masters 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, based on the findings of fact and statute/rule violations identified in the investigative report, deny certification.

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

V.C.17. Fred Cyrus Walker CNA100004597 (Curatola)

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

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

V.C.18 Carlita Laquisha Cotton CNA Exam (Curatola)

Busby moved, Hardy seconded, and it was unanimously carried, upon meeting all requirements, grant certification and issue a Letter of Concern for a misdemeanor conviction for false representation to obtain public assistance on February 17, 1995, in Milwaukee, Wisconsin, and for an arrest on February 27, 2008, in Scottsdale, Arizona.

V.C.19. Connie McQueen Thompson RN080799 (Curatola)

Busby moved, Link seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, offer a Consent Agreement for an indefinite suspension pending the completion of a psychological evaluation and a neuropsychological evaluation by a Board approved evaluator who is at minimum PhD prepared, and to include the attached stipulations. If the evaluations are not completed within 12 months, revoke license.

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

V.E.1. Yujun Jane Lao RN145229 (Hill)

Malloch, Scott, Johnson and Perry know Colleen Hallberg but show no bias. Busby moved, Scott seconded, to offer a Consent Agreement for 6 months suspension pending successful completion of Nursing Ethics with emphasis on Patient Advocacy, Critical Thinking Skills course, Nurse Practice Act refresher course, and Professional Accountability and Legal Liability course, not to exceed 12 months, to be followed by 24 months probation to include the attached stipulations. If not signed within 30 days, issue Notice of Charges.

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

After further discussion, Busby moved to rescind prior decision and moved to offer a Consent Agreement for an indefinite suspension pending successful completion of Nursing Ethics with emphasis on Patient Advocacy, Critical Thinking Skills course, Nurse Practice Act refresher course, and Professional Accountability and Legal Liability course, and the attached stipulations, if courses not completed within 12 months, revoke licensure. Upon successful completion, follow with 24 months probation to include the attached stipulations. If not signed within 30 days, issue Notice of Charges. Scott seconded and it was unanimously carried.

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

V.F.1. Jaime L. Albertson CNA Exam (Lester)

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

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

V.F.2. Tahmeya N. Claw CNA Exam (Lester)

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

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

V.F.3. Kevin D. Clement CNA Exam (Lester)

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

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

V.F.4. Jodie C. Covington CNA Exam (Lester)

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

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

V.F.5. Sharron C. Hier CNA Exam (Lester)

Johnson moved, Busby seconded, and it was unanimously carried, upon meeting all requirements, grant certification with a Letter of Concern for the class 1 misdemeanor conviction of Shoplifting in Maricopa County Superior Court on September 6, 2005, in Phoenix, Arizona.

V.F.6. Johnelle L. Hoskie CNA Endorsement (Lester)

Link moved, Scott seconded, and it was unanimously carried to continue the investigation to allow applicant the opportunity to obtain a psychological evaluation with emphasis on substance abuse, with a Board approved evaluator who is at minimum 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, based on the findings of fact and statute/rule violations identified in the investigative report, deny certification.

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

**V.F.7. Cassandra E. Kennedy CNA1000010553 (Lester)
(aka: Whitcomb)**

Lester addressed the Board with additional information and the addition of rule 23(C) to the investigative report. Busby, moved, Link seconded, and it was unanimously carried, based on the findings of fact and statute/rule violations identified in the investigative report, offer a Consent Agreement for a \$50 Civil Penalty. If not signed within 30 days, issue Notice of Charges.

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

V.F.8. Verna M. Lange CNA Exam (Lester)

Link moved, Scott seconded, and it was unanimously carried to continue the investigation to allow applicant the opportunity to obtain a psychological evaluation with emphasis on substance abuse by a Board approved evaluator who is at minimum Phd prepared with 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, based on the findings of fact and statute/rule violations identified in the investigative report, deny certification.

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

V.F.9. Claire M. Ochoa CNA Exam (Lester)

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

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

V.F.10. Scott R. Parone CNA Exam (Lester)

Hardy moved, Robertson seconded, and it was unanimously carried, continue the investigation to allow applicant the opportunity to obtain a psychological evaluation with emphasis on substance abuse a Board approved evaluator who is at minimum Phd prepared with 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, based on the findings of fact and statute/rule violations identified in the investigative report, deny certification.

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

V.F.11. Christina Peralta CNA Exam (Lester)

Johnson moved, Busby seconded, and it was unanimously carried, upon meeting all requirements, grant certification and issue a Letter of Concern for the August 17, 1992 conviction for misdemeanor resisting, evading or obstructing an officer in San Miguel Magistrate Court, and for the February 23, 2001, arrest for domestic violence criminal damage being sentenced to a diversion program through Tucson Justice Court.

V.F.12. Shawn R. Preston CNA Exam (Lester)

Lester addressed the Board with additional information. Link moved, Scott seconded, and it was unanimously carried, based on the findings of fact and statute/rule violations identified in the investigative report, deny certification.

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

V.F.13. Susanne C. Stevens CNA Exam (Lester)

Lester addressed the Board with additional information. Link moved, Hardy seconded, and it was unanimously carried, based on the findings of fact and statute/rule violations identified in the

investigative report, grant certification upon signing a Consent Agreement for 18 months stayed revocation to include the attached stipulations. If not signed within 30 days, deny certification.

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

V.F.15. Kimberly A. Williams CNA Exam (Lester)
(aka: Nino; Carver; Thomure)

Scott moved, Robertson seconded, and it was unanimously carried, continue the investigation to allow applicant the opportunity to obtain a psychological evaluation with emphasis on substance abuse, to be completed by a Board approved evaluator who is at minimum Phd prepared and has 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, based on the findings of fact and statute/rule violations identified in the investigative report, deny certification.

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

V.F.14. Denise K. Stewart CNA Exam (Lester)
(aka: Bratset; Mayday)

Busby moved, Perry seconded, based on the findings of fact and statute/rule violations identified in the investigative report, upon meeting all requirements, signing a Consent Agreement for a \$100 Civil Penalty and payment of the Civil Penalty, grant certification. If not signed within 30 days, deny certification. The motion carried with six in favor and two opposed.

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

V.G.2. Caitlyn Jean Tomkiewicz RN137885 (Midkiff)

Midkiff addressed the Board with additional information. Busby moved, Link seconded, and it was unanimously carried to issue an Interim Order for a substance abuse and psychological evaluation by a Board approved PhD level psychologist, to be completed within 45 days, and then return to the Board. If not completed, issue a Notice of Charges with the investigative findings contained in the report.

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

V.G.3. Colleen Foughty Wick RN082682 (Midkiff)

Johnson, Malloch and Scott know Michelle Winters but show no bias. Scott moved, Johnson seconded, and it was unanimously carried, based on the findings of fact and statute/rule violations identified in the investigative report, offer a Consent Agreement for an indefinite suspension pending completion of an evaluation by a psychiatrist with substance abuse expertise, to be completed within to be completed within 45 days, and then return to the Board for further action. If the Consent Agreement is not signed within 10 days and the evaluation is not completed, issue a Notice of Charges to include additional findings.

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

V.G.4. Leonard Lee Christian RN120173 (Midkiff)

Johnson knows Teresa Dandahl but shows no bias. Midkiff informed the Board that Respondent had signed a Voluntary Surrender.

The meeting recessed at 11:56 a.m. and reconvened at 12:52 p.m.

V.P.1. Arnulfo Eduardo Acosta LP036915; CNA999952710 (Twigg)

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

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

V.P.2. Cathy Peterson Benson RN052362 (Twigg)

Busby moved, Perry seconded, to issue a Letter of Concern for failing to maintain complete documentation of nursing assessment and actions taken when a patient demonstrated respiratory difficulty on or about January 4, 2008, while working at the University Medical Center in Tucson, Arizona. After discussion Busby withdrew the motion. Perry moved, Robertson seconded, and after discussion it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, offer a Consent Agreement for a Decree of Censure. If not signed within 30 days, issue Notice of Charges.

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

V.P.3. Lorraine Helen Bowers LP029856; CNA230186717 (Twigg)

Twigg addressed the Board with additional information. Link moved, Perry seconded, and it was unanimously carried to dismiss complaint #1.

Link moved to continue the investigation for complaint #2. After discussion Link withdrew the motion.

Scott moved, Hardy seconded, for complaint #2, based upon the findings of fact and statute/rule violations identified in the investigative report, offer a Consent Agreement for an indefinite suspension pending the completion of criminal trial in Nevada, and then return to the Board following court decision in Nevada for further Board action. If not signed within 30 days, issue Notice of Charges. The motion carried with seven in favor and one abstained.

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

V.P.4. Patricia Ann French RN130402 (Twigg)

Perry moved, Busby seconded, and it was unanimously carried to table Agenda Item V.P.4. to allow time for Respondent to arrive at the meeting.

**V.P.5. Kelly S. Montgomery RN122001 (Twigg)
(aka: Newton)**

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

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

V.P.6. Colleen N. Austria RN142599 (Twigg)

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

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

**V.P.7. Jane Keryl Gowan LP036031 (Twigg)
(aka: Jane Keryl; Jane Pamela Gamblin; Brooks; Tacket)**

Perry moved, Johnson seconded, and it was unanimously carried, complaint #1, dismiss the complaint.

Perry moved, Busby seconded, and it was unanimously carried, complaint #2, based upon the findings of fact and statute/rule violations identified in the investigative report, offer a Consent Agreement for 24 months probation to include the attached stipulations, or hearing.

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

V.P.8. Tamara Jennifer Jiles RN139354 (Twigg)

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

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

V.P.14. Tiffany Michele Steele RN143201 (Twigg) (aka: Smith)

Steele was present and available for questions. Perry moved, Busby seconded, and it was unanimously carried to dismiss the complaint.

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

AGENA #	Respondent Name	Lic/Cert #	Board Resolution	Legal Staff
II.B.1.	Tory William Daly	CNA1000014400	Revocation	Zimmerman
II.B.2.	Mekonnen Hailu Yirbecho	CNA1000012691	Revocation	Zimmerman

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

Those listed 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, Hardy 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.

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

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

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

II.C.1. Donna Noha LP040918 (Zack)

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

Zack addressed the Board.

Attorney Terry Corbet was present telephonically and addressed the Board.

Busby moved, Link seconded, and it was unanimously carried to rescind the Board decision of January 24, 2007 to offer a Consent Agreement for 24 months probation, and accept the signed Consent Agreement for a Decree of Censure.

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

II.C.2. Gustav Schlueter RN Endorsement Zimmerman

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

Hargraves addressed the Board.

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

Link moved, Scott seconded, and after discussion it was unanimously carried to rescind the Board decision of January 29, 2009 to grant applicant licensure upon signing a Consent Agreement for a 12-month probation, with stipulations, if the Consent Agreement was not signed within 30 days, deny licensure, and instead accept the signed Consent Agreement to withdraw application for licensure, reported as discipline in the National Practitioner’s Data Bank, and to not reapply in the State of Arizona or be eligible to practice under the multistate “Compact” privilege of another State in Arizona, for at minimum five years.

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

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

AGENA	Respondent Name	Lic/Cert #	Board Resolution	Legal Staff
II.D.1.	Christol F. Avila	CNA999998105	Revocation	Zimmerman
II.D.2.	Priscilla Elizabeth Belden	CNA1000009263	Revocation	Zimmerman
II.D.3.	Santos D. Espinosa	CNA1000003003	Revocation	Zimmerman
II.D.4.	Tinatriece Manino Faauaa	CNA1000010583	Revocation	Zimmerman
II.D.5.	Regina Latrice Harris	LP031529	Revocation	Zimmerman
II.D.6.	Sandra June Hawks	CNA999993508	Revocation	Zimmerman
II.D.7.	Kathryn Louise Hess	CNA1000001557	Revocation	Zimmerman
II.D.8.	Darlene Hill	CNA109991103	Revocation	Zimmerman
II.D.9.	Kellie S. Keigley	CNA999988676	Revocation	Zimmerman
II.D.11.	Kimberly J. Lemke	CNA431962103	Revocation	Zimmerman
II.D.12.	Kitty Jean Martin	CNA1000003049	Revocation	Zimmerman
II.D.13.	Kubbie Norton	RN116514	Revocation	Zimmerman
II.D.14.	Tina Louise Ryberg	RN147547	Revocation	Zimmerman

II.D.15.	Mori Gloria Saunders	RN129548	Revocation	Zimmerman
II.D.17.	Christina Jo Vela	CNA99997762	Revocation	Zimmerman
II.D.19.	James Michael West	CNA100001086	Revocation	Zimmerman
II.D.20.	Margaret Irene Whiddon (aka: Bray; Joy)	LP042820; CNA999949226	Revocation	Zimmerman
II.D.21.	Christina Laurie Barela	CNA1000014570	Revocation	Zack
II.D.22.	Brittany Lorraine Bertoldo	CNA1000011356	Revocation	Zack
II.D.23.	Carrie Dionne Bongo	CNA999997682	Revocation	Zack
II.D.24.	William Spencer Butterfield	RN123810	Revocation	Zack
II.D.25.	Sara Jane Collins	CNA1000009975	Revocation	Zack
II.D.26.	Derrick Wayne Daniels	CNA1000008963	Revocation	Zack
II.D.27.	Gabriel Hayes	CNA999950815	Revocation	Zack
II.D.28.	Michelle Leigh Holt	RN137403	Revocation	Zack
II.D.29.	Norma Maria Ibarra	CNA1000015678	Revocation	Zack
II.D.30.	Stephanie Marie Knight	CNA1000010416	Revocation	Zack
II.D.32.	Khoor Lukuach Malual (aka: Santino Knol Nhial)	CNA999995846	Revocation	Zack
II.D.33	Patricia Monreal	CNA377909179	Revocation	Zack
II.D.34.	Jennifer Lorene Pena	CNA1000006032	Revocation	Zack
II.D.35.	Gretchen A. Peterson	CNA1000007836	Revocation	Zack
II.D.36.	Barbara J. Pfeil-Doherty	LP018321	Revocation	Zack
II.D.37.	Nancy Marie Richie	LP013835	Revocation	Zack
II.D.38.	Robert John Sherman	CNA999987182	Revocation	Zack
II.D.39.	Angie Sherrill (aka: Torres)	CNA999996262	Revocation	Zack
II.D.40.	Yves Leon Taylor	CNA999993526	Revocation	Zack

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

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

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

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

Busby moved, Robertson seconded, and it was unanimously carried to accept the State's recommended discipline for Agenda Items II.D.1.-9., 11.-15., 17., 19.-30., 32.-40.

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

II.D.10. Carrie Lynn Kirkpatrick RN144135 Zimmerman

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

Kirkpatrick was present and addressed the Board.

Hargraves addressed the Board.

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

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

Busby moved, Link seconded, and it was unanimously carried to issue an Order for Respondent to complete requested evaluation within 30 days. If not completed, revoke licensure.

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

II.D.16. Rena E. Steele CNA1000012009 Zimmerman

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

Steele was present telephonically and addressed the Board.

Hargraves addressed the Board.

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

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

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

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

**II.D.18. Wanda Sharon Webster LP039697 Zimmerman
(aka: Jarzombek; Reynolds; Tucker)**

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

Webster was present telephonically and addressed the Board.

Hargraves addressed the Board.

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

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

Busby moved, Link seconded, and it was unanimously carried to issue an Order to complete requested evaluation, in the State of Arizona or Tennessee, by a Board approved evaluator within 45 days and then return to the Board. If not completed, revoke licensure.

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

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

II.F.1. Sheila Bennett RN137215 (Zack)

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

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

Zack addressed the Board.

Busby moved, Scott seconded, and it was unanimously carried to deny request to withdraw Consent Agreement for Voluntary Surrender.

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

V. RN/LPN/CNA Investigative Reports

V.P.4. Patricia Ann French RN130402 (Twigg)

Perry moved, Robertson seconded, and it was unanimously carried to reopen Agenda Item V.P.4. Twigg addressed the Board and confirmed receipt of additional information. French was present and addressed the Board. Hardy moved, Johnson seconded, based upon the findings of fact and statute/rule violations identified in the investigative report, offer a Consent Agreement for 24 months probation to include the attached stipulations. If not signed within 30 days, issue Notice of Charges. After discussion, the motion failed with six opposed and two in favor.

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

Hardy moved, Link seconded, based on the findings of fact and statute/rule violations identified in the investigative report, offer a Consent Agreement for 12 months probation to include the attached stipulations amended to include: employment limited to one core employer, or one registry contingent

upon a block assignment that it, at minimum, 13 weeks in length, with the facility provided with the Consent Agreement and with monthly supervision reports to the Board. After discussion, the motion carried unanimously.

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

The meeting recessed at 2:28 p.m. and reconvened at 2:42 p.m.

V.P.9. Geraldine Knapp RN094005 (Twigg)
(aka: Gerry Knapp-Laucus)

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

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

V.P.10. Terri Lynn McCormick RN063795 (Twigg)

Busby moved, Johnson seconded, and it was unanimously carried to issue a Letter of Concern for attempting to insert a Foley catheter for a hospitalized patient at Northwest Medical Center in Tucson, Arizona, while working for Evergreen Hospice in Tucson, Arizona.

Hardy returned to the meeting at 2:24 p.m.

V.P.11. James Walter McChesney RN073512 (Twigg)

Johnson moved, Link seconded, based upon the findings of fact and statute/rule violations identified in the investigative report, offer a Consent Agreement for a Decree of Censure, or hearing. The motion carried with seven in favor and one abstained.

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

V.P.12. Caitlin Collette Randall RN145377 (Twigg)
(aka: Schmidt)

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

V.P.13. Rachel Lynn Schrank RN147311 (Twigg)
(aka: Smith)

Schrank was present and available for questions. Johnson moved, Scott seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the

investigative report, offer a Consent Agreement for a Decree of Censure. If not signed within 30 days, issue Notice of Charges.

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

V.P.15. Cynthia Ann Warnock RN142154 (Twigg)
(aka:Meier)

Twigg addressed the Board with additional information. Link moved, Scott seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, offer a Consent Agreement for 24 months probation to include the attached stipulations. If not signed within 30 days, issue Notice of Charges.

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

V.P.16. Karen Sue Baumann RN079710 (Twigg)
(aka: Christopher Sue Turner)

Johnson moved, Busby seconded, and it was unanimously carried to issue a Letter of Concern for failing to maintain professional boundaries by mailing two greeting cards to a patient on or about May 5, 2007, while working at Carondelet St. Joseph’s Hospital in Tucson, Arizona.

V.P.17 Antonia Casey RN121235 (Twigg)
(aka: Harrell)

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

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

V.P.18 Pleasure J. Zowa RN081826 (Twigg)
(aka: Batalonga)

Scott moved, Robertson seconded, based upon the findings of fact and statute/rule violations identified in the investigative report, offer a Consent Agreement for 12 months stayed revocation/probation followed then by 24 months probation, to include the attached stipulations. If not signed within 30 days, issue Notice of Charges. After discussion, Scott amended the motion to delete of the stipulations: random drug screens. Robertson concurred. The motion carried unanimously.

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

IV.F. CANDO Eligibility/Noncompliance & Investigative Reports

IV.F.3. Jack A. Kennedy RN Endorsement (Linck)

Robertson moved, Hardy seconded, and it was unanimously carried to reopen Agenda Item IV.F.3. Linck addressed the Board with additional information. Busby moved, Scott seconded, and it was unanimously carried to rescind prior Board decision, and based upon the findings of fact and statute/rule violations identified in the report, rescind the decision to grant licensure, and deny licensure and adopt the attached Order of Denial.

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

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

II.B.2. Mekonnen Hailu Yirbecho CNA1000012691 (Zimmerman)

Perry moved, Robertson seconded, and it was unanimously carried to reopen Agenda Item II.B.2. for the purpose of allowing Respondent to address the Board.

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

Yirbecho was present and addressed the Board.

Hargraves addressed the Board.

Busby moved, Perry seconded, to reconsider prior Board decision. The motion carried with seven in favor and one opposed.

Busby moved, Hardy seconded, to deny the State’s motion to deem and refer the matter to hearing. After discussion the motion carried with five in favor and three opposed.

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

VI.B. Educational Reports and Rules – Randolph

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

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

VI.B.2. Indiana State University Proposal Approval

Johnson moved, Busby seconded, and it was unanimously carried to approve proposal as presented. Proposal approval expires if an application for provisional approval is not received within 1 year of the granting of proposal approval.

VI.B.3. Northland Pioneer College RN Multiple Exit Program Renewal of Approval

Busby moved, Johnson seconded, and it was unanimously carried, grant 5 year approval for Northland Pioneer College Multiple-exit RN Program

VI.B.4. GateWay Community College RN and PN Refresher Courses Renewal of Approval

Hardy moved, Robertson seconded, and it was unanimously carried to renew the approval of the GateWay Community College RN and PN Refresher Program

VI.B.5. Maricopa Community College District Nursing Program Application for Program Change for a New Geographical Location

Hardy moved, Robertson seconded, and it was unanimously carried to approve the addition of Paradise Valley Community College as a new geographical location of the Maricopa Community College District Nursing Program.

VI.B.6. Central Arizona College Application for Program Change to Increase Length of the Program

Hardy moved, Robertson seconded, and it was unanimously carried to approve the increase in the length of the RN Multiple Exit Nursing Program at Central Arizona College.

VI.B.7. Central Arizona College Response to Low NCLEX Pass Rate

Information was provided to the Board regarding the low NCLEX pass rates for Central Arizona College.

VI.B.8. Central Arizona College Investigative Report

Lois Kimmel, Director of Nursing, was present and available for questions. Busby moved, Robertson seconded, to continue the investigation to further ascertain student perceptions and faculty reforms and report to the Board at the November meeting. After discussion the motion carried with seven in favor and two opposed.

VI.B.9. Brookline College (KA IIA) Plan for Improvement and Update

Randolph gave an update on Brookline College, formerly know as IAA, and plan for improvement.

VI.B.10. New Nursing Program Administrator University of Arizona – Joan Shaver

Information was provided to the Board regarding the appointment of Joan Shaver as Dean of the College of Nursing at University of Arizona.

VI.B.11. ITT Tech Application for Provisional Approval

Busby moved, Hardy seconded, and it was unanimously carried to grant provisional approval with a report 12 months after the admission of students regarding the differences between program implementation plan and actual implementation, one year results of program evaluation plan, and additional clinical placements secured. Board staff will conduct a site visit following the receipt of the one-year report.

The meeting recessed at 3:46 p.m. and reconvened at 4:00 p.m.

- III. Board Discussion/Decision Regarding Case Disposition/Summary Letter of Concern Lists, Lapsed Licenses, Licensure & Compact Licensure Decisions**
- III.A. Consent Agenda - Board Discussion and Decision Regarding Case Disposition List**
- III.A.1. RN/LPN Endorsement Applicants**
- III.A.2. RN/LPN Examination Applicants**
- III.A.3. RN/LPN Renewal Applicants**
- III.A.4. CNA Endorsement/Examination Applicants**
- III.A.5. CNA Renewal Applicants**
- III.A.6. AP/RN/LPN/CNA Respondents**
- III.A.7. RN/LPN Compact Nurse**
- III.A.8. Certified Registered Nurse Anesthetists Applying for Prescribing Authority**

Johnson moved, Perry 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. Consent Agenda - Board Discussion and Decision Regarding Letter of Concern Summary List**

- III.B.1. RN/LPN Endorsement Applicants**
- III.B.2. RN/LPN Examination Applicants**
- III.B.3. RN/LPN Renewal Applicants**
- III.B.4. CNA Endorsement/Examination Applicants**
- III.B.5. CNA Renewal Applicants**
- III.B.6. AP/RN/LPN/CNA Respondents**
- III.B.7. School Nurse Certificate Applicants**
- III.B.8. Prescribing and Dispensing Certificate Applicants**

Perry 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.

- V. RN/LPN/CNA Investigative Reports**

- V.H.4. Constance Marie Davis CNA999997669 (B. Nelson)**

Hardy moved, Johnson seconded, and it was unanimously carried to issue a Letter of Concern for entering into a private agreement, at the request of her previous home care client, for a supplemental salary, in addition to her regular salary, if she agreed to take client's case while employed at Sunrise Home Care in Tucson, Arizona, resulting in her termination of employment in or about June 2007.

- V.J.1. Philip M. Alexander RN099624 (Olson)**

Olson addressed the Board with additional information. Perry moved, Johnson seconded, and it was unanimously carried, issue an Interim Order for a psychological evaluation to include a sexual misconduct 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, based upon the findings of fact and statute/rule violations identified in the investigative report, issue Notice of Charges and include the factual allegations and alleged violations for failure to comply with the Interim Order.

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

V.J.2. Phyllis L. Baker LP028052; RN086584 (Olson)
(aka: Lopez; Wilhelm; Joan Hunter)

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

V.J.4. Johnny Glen Dickerson CNA Exam (Olson)
(aka: Glen Dickerson)

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

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

V.J.5. Tamara Lynn Freeman RN Exam (Olson)
(aka: Banks; Sampson; Stumpf)

Olson addressed the Board with additional information. Busby moved, Scott seconded, and it was unanimously carried to grant licensure upon meeting all requirements with a Letter of Concern for the November 1, 1995 conviction of criminal trespassing and resisting arrest, misdemeanors, in the Kitsap District Court in Kitsap County, Washington, and for being acquitted on May 13, 1996, of felony charges by reason of insanity in the Pierce County Superior Court in Pierce County, Washington.

V.J.6. Lisa Marie Jobson LP039026 (Olson)
(aka: Crouch)

Olson addressed the Board and confirmed receipt of additional information. Link moved, Johnson seconded, and it was unanimously carried, based on the findings of fact and statute/rule violations identified in the investigative report, issue a Notice of Charges.

V.J.7. Wanda Joyce Judie LP Endorsement (Olson)
(aka: Stevenson; Gilmore; Williams)

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

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

V.J.8. Aimee L. Kreutzer CNA Exam (Olson)

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

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

V.J.9. Elizabeth Lively RN126055 (Olson)
(aka: Dornbos)

Link moved, Scott seconded, and it was unanimously carried, 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, based upon the findings of fact and statute/rule violations identified in the investigative report, issue Notice of Charges and include the factual allegations and alleged violations for failure to comply with the Interim Order.

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

V.J.12. Sherry E. Dodd RN Endorsement (Olson)
(aka: Jones; Johnson; Brown; Robinson)

Perry moved, Busby seconded, and it was unanimously carried, grant licensure upon meeting all requirements.

V.J.13. Michelle Lee Sandstedt CNA Exam (Olson)
(aka: French)

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

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

V.J.14. Nataliya V. Didenko CNA100003283 (Olson)

Olson addressed the Board and confirmed receipt of additional information. Link moved, Johnson seconded, and it was unanimously carried, 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, based upon the findings of fact and statute/rule violations identified in the investigative report, issue Notice of Charges and include the factual allegations and alleged violations for failure to comply with the Interim Order.

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

V.K.1. Amanda Ann Acuna RN Exam (Parlin)

Link moved, Scott seconded, upon meeting all requirements grant licensure and issue a Letter of Concern for the 2004, DUI conviction and the 1998 shoplifting conviction in Mesa, Arizona. After discussion the motion carried with five in favor and three opposed.

V.K.3. Alvin Rosario Baltazar CNA1000011829 (Parlin)

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

V.K.4. Evelyn Ben CNA1000013119 (Parlin)

Busby moved, Link seconded, and it was unanimously carried, issue a Letter of Concern for the February 20, 2008, misdemeanor of extreme DUI conviction in Surprise, Arizona.

V.K.5. Michaelene Evelyn Fahey CNA1000017250 (Parlin)

Link moved, Busby seconded, and it was unanimously carried based on the findings of fact and statute/rule violations identified in the investigative report, offer a Consent Agreement for a \$500 Civil Penalty. If not signed within 30 days and payment not received within 60 days, issue Notice of Charges.

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

V.K.6. Osman Sharrieff Haslam CNA Endorsement (Parlin)

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

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

V.K.7. Patricia Michelle Henley CNA Endorsement (Parlin)

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

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

V.K.8. April Elaine Higuera LP34773: CNA442731803 (Parlin)

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

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

V.K.9. Brandy Lee Longfield CNA Endorsement (Parlin)

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

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

V.K.10. Megan Elizabeth Mathias CNA Endorsement (Parlin)

Johnson moved, Busby seconded, and it was unanimously carried, upon meeting all requirements, grant certification and issue a Letter of Concern for the 2007 conviction of resisting evading an officer in Alamogordo, New Mexico.

V.K.11. Gloria Jean Mitchell CNA Exam (Parlin)

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

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

V.K.12. Marjorie Marie Pittman CNA999996617 (Parlin)

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

V.K.13. Amanda Ann Prior CNA100008302 (Parlin)

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

V.K.14. Bryan Leon Spann CNA Exam (Parlin)

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

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

V.K.15. Brooke Roxann-Lynn Williams LP039719 (Parlin)

Link moved, Busby seconded, and it was unanimously carried, issue a Letter of Concern for the May 6, 2008, DUI conviction in Durango, Colorado.

**V.L.1. Cathy Ann Clark-Mann LP019357 (Rappoport)
(aka: Clark)**

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

**V.L.2. Mary Elena Francis RN Endorsement (Rappoport)
(aka: Bradley; Brewster)**

Link moved, Scott seconded, and it was unanimously carried, upon meeting all requirements, grant licensure and issue a Letter of Concern for a 1988 and 1996 misdemeanor DWI and past disciplinary action by the Texas Board of Nurse Examiners and the Maryland Board of Nursing.

**V.L.3. Dorothy Lynn Kingsbury RN Endorsement (Rappoport)
(aka: Sell; Drew)**

Busby moved, Scott seconded, and it was unanimously carried, based on the findings of fact and statute/rule violations identified in the investigative report, upon meeting all requirements, and accepting a Consent Agreement for a \$100 Civil Penalty, grant licensure.

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

V.L.4. Kristie Dianne Koo TRN157029 (Rappoport)

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

**V.L.6. Martha Ellen Siragusa RN045184 (Rappoport)
(aka: O'Neill)**

Busby moved, Hardy seconded, and it was unanimously carried to issue a Letter of Concern for a disciplinary action taken by the New York State Education Department, Office of Professional Discipline, and for the State Board of Nursing on June 1, 2009.

V.L.9. Timothy Rowley German RN080898 (Rappoport)

Link moved, Hardy seconded, and it was unanimously carried, upon meeting all requirements and signing a Consent Agreement with the attached stipulations for indefinite suspension, grant reinstatement of license. If Consent Agreement is not signed within 30 days, issue Order of Denial.

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

**V.L.10. Valerie Sue Morris RN146586 (Rappoport)
(aka: Blevins)**

Rappoport addressed the Board with additional information. Johnson moved, Scott seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, offer a Consent Agreement for an indefinite suspension, pending the completion of

a substance abuse evaluation by a Board approved evaluator and the documentation of successful resolution of any other state licensing complaints, investigations and/or completion of probationary terms, to include the attached stipulations. If Consent Agreement is not signed within 30 days, issue Notice of Charges.

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

V.L.11. Robert Shaun Demko TRN156886 (Rappoport)

Busby moved, Scott seconded, and it was unanimously carried, upon meeting all requirements, grant licensure and issue a Letter of Concern for failing to report a one-time misdemeanor DUI that occurred in Arizona on May 28, 2006, to respondent's home state of Iowa as required by the Iowa Administrative Code Nursing Board rules.

V.L.12. Mary Grayeske RN142741 (Rappoport)

Scott moved, Robertson seconded, and it was unanimously carried, based on the findings of fact and statute/rule violations identified in the investigative report, offer a Consent Agreement for an indefinite suspension, followed by 24 months probation to include the attached stipulations or hearing. If Consent Agreement is not signed within 30 days, issue Notice of Charges.

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

**V.L.13. Jessica Raye Conley TRN150068 (Rappoport)
(aka: Brown; Dean; Bailey)**

Johnson moved, Hardy seconded, and it was unanimously carried, based on the findings of fact and statute/rule violations identified in the investigative report, offer a Consent Agreement for Decree of Censure. If Consent Agreement is not signed within 45 days, issue Notice of Charges.

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

V.M.1. Andrew Phillip Dagenet LP043330 (Sage)

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

V.M.2. Guadalupe (Lupe) Lopez CNA195454803 (Sage)

Busby moved, Link seconded, and it was unanimously carried to issue a Letter of Concern for reportedly being rough with a resident and saying she had legs like an elephant while employed as a CNA at Scottsdale Residential Care, in Scottsdale, Arizona, in or about December 2008, resulting in termination of employment.

V.M.3. Denise Brown CNA999990641 (Sage)

Hardy moved, Link seconded, to issue a Letter of Concern for a no call/no show on March 2, 2008, while employed as a CNA at Shadow Mountain in Scottsdale, Arizona, and for failing to report abuse in a timely manner while employed as a CNA at Scottsdale Village Square in December 2008. After discussion, Hardy amended the motion to read: Letter of Concern for failing to report abuse in a timely manner while employed as a CNA at Scottsdale Village Square in December 2008. The motion carried with seven in favor and two opposed.

V.M.4. Gwendolyn Maxine Bruce CNA1000010309 (Sage)

Busby moved, Perry seconded, and it was unanimously carried issue a Letter of Concern for complaints from residents that respondent had been rough in their care and rude in her conversation and for behaving inappropriately on December 16, 2008, when assignment was changed while employed as a CNA at Good Shepherd Villa in Mesa, Arizona.

V.M.5. Maria Hillaria G. Cassano CNA1000006503 (Sage)

Sage addressed the Board with additional information. Hardy moved, Robertson seconded, and it was unanimously carried, based on the findings of fact and statute/rule violations identified in the investigative report, offer a Consent Agreement for 12 month stayed revocation with stipulations to include a course in infection control, If not signed within 30 days, issue Notice of Charges.

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

V.M.6. Arturo R. Castillo CNA999951391 (Sage)

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

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

**V.M.7. Lourdes Arisbel Calvillo CNA1000005985 (Sage)
(aka: Campos)**

Busby moved, Hardy seconded, and it was unanimously carried to issue a Letter of Concern for reportedly using profanity and being rough in the care of residents while employed as a CNA in January and February, 2009, at Sun Grove Village Care Center, and for a DUI in 2005.

V.M.8. Carla Marie Cuen CNA1000002062 (Sage)

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

V.M.9. Cynthia Estrada CNA Exam (Sage)

Link moved, Scott seconded, and it was unanimously carried, continue the investigation to allow applicant the opportunity to obtain a substance abuse evaluation with a Board approved evaluator who is at minimum Phd prepared, and to include any additional testing deemed necessary by the evaluator, to be completed within 45 days and then return to the Board. If the evaluation is not completed, based on the findings of fact and statute/rule violations identified in the investigative report, deny certification.

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

V.M.10. Doyle John Flory CNA999996721 (Sage)

Busby moved, Link seconded, to issue Notice of Charges. After discussion Busy withdrew the motion. Hardy moved, Perry seconded, and it was unanimously carried, issue an Interim Order for a psychological evaluation, to include anger management, to be completed by a Board approved evaluator, and to include any additional testing deemed necessary by the evaluator, to be completed within 45 days and then return to the Board. If the Interim Order is not completed, based upon the findings of fact and statute/rule violations identified in the investigative report, issue Notice of Charges and include the factual allegations and alleged violations for failure to comply with the Interim Order.

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

V.M.11. Linda Dietz CNA152302357 (Sage)

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

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

V.M.12. Ferdinand Junior Fobia CNA1000013822 (Sage)

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

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

V.M.13. Nataxha Kouri CNA1000013394 (Sage)

Hardy moved, Scott seconded, and it was unanimously carried, 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, based upon the findings of fact and statute/rule violations identified in the investigative report, issue Notice of Charges and include the factual allegations and alleged violations for failure to comply with the Interim Order.

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

Perry left the meeting at 4:46 p.m.

V.M.14. Catherine Elizabeth Leverton CNA1000013199 (Sage)

Busby moved, Link seconded, and it was unanimously carried, based on the findings of fact and statute/rule violations identified in the investigative report, offer a Consent Agreement for indefinite suspension pending successful completion of a Board approved CNA training class, to include satisfactory testing, to be followed by 12 months stayed revocation to include the attached stipulations. If not signed within 30 days, issue Notice of Charges.

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

**V.M.15. Kristy Marie Lord CNA1000003580 (Sage)
(aka: Kristy M. Ortega; Kristy Marie Ortega)**

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

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

**V.M.16. Ethel G. Park CNA999995813 (Sage)
(aka: Bates)**

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

Perry returned to the meeting at 4:49 p.m.

V.M.17. Pramod Anand Prasad CNA1000006321 (Sage)

Johnson moved, Link seconded, to issue a Letter of Concern for being insubordinate to a supervisor on April 12, 2009, and walking off the shift and for giving the impression he was too busy to care for a resident sometime in April 2009, while employed as a CNA at Mission Palms in Mesa, Arizona. After discussion, Johnson amended the motion to read: Letter of Concern for being insubordinate to a

supervisor on April 12, 2009, and walking off the shift in April 2009, while employed as a CNA at Mission Palms in Mesa, Arizona. Link concurred. The motion carried unanimously.

V.M.18. Hillary Marie Rhymes CNA1000002775 (Sage)

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

V.M.19. Angelica Maria Otero Santa Cruz CNA1999912400 (Sage)

Link moved, Robertson seconded, and it was unanimously carried to issue a Letter of Concern for complaints from residents that respondent was rude and rough in their care when employed as a CNA in or about December 2008 at La Colina Care Center in Tucson, Arizona.

V.M.20. Rosalind Lynette Stephens CNA1000006528 (Sage)

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

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

V.M.21. Francisco Terrones CNA999949305 (Sage)

Sage addressed the Board with additional information. Busby moved, Hardy seconded, and it was unanimously carried, based on the findings of fact and statute/rule violations identified in the investigative report, offer a Consent Agreement for a \$50 Civil Penalty. If not signed within 30 days, issue Notice of Charges.

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

V.M.22. Andrew Wommay Towouh CNA1000018143 (Sage)

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

V.M.23. Brandon Triplett CNA1000015686 (Sage)

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

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

V.M.25. Alma Verdin CNA999949203 (Sage)
Busby moved, Johnson seconded, and it was unanimously carried to dismiss the complaint.

V.M.27. Janaye Savage CNA1000018152 (Sage)
Johnson moved, Robertson seconded, and it was unanimously carried to dismiss the complaint.

V.M.28. Esther Rivera CNA1000008677 (Sage)
Busby moved, Hardy seconded, and it was unanimously carried to dismiss the complaint.

The meeting recessed at 4:56 p.m., Tuesday, August 4, 2009.

Arizona State Board of Nursing

Janice K. Brewer
Governor

Joey Ridenour
Executive Director



Board Meeting Minutes

The regular meeting of the Arizona State Board of Nursing convened at 8:36 a.m., Wednesday, August 5, 2009, in the Board of Nursing Board Room, Suite 200, 4747 N. 7th Street, Phoenix, Arizona, with Kathy Malloch, PhD, MBA, RN, FAAN, President, presiding.

BOARD MEMBERS PRESENT:

Kathy Malloch, PhD, MBA, RN, FAAN, President
Patricia Johnson, LPN, Vice President
M. Hunter Perry, Secretary
Kathryn L. Busby, JD, Member
Karen Hardy, RN, MSN, Member
Denise Link, PhD, WHCNP, FNAP, Member
Steve Robertson, LPN, Member
Kathy Scott, RN, MPA, PhD, FACHE, Member

LEGAL COUNSEL:

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

STAFF:

Joey Ridenour, RN, MN, FAAN, Executive Director
Judy Bontrager, RN, MN, Associate Director of Operations
Pamela Randolph, RN, MSN, Associate Director of Education and Evidence Based Regulation
Valerie Smith, RN, MS, Associate Director of Investigations
Susan Barber, RN, MSN, Nurse Practice Consultant/Hearings
Stoney Blair, Senior Investigator
Tammi Bymers, RN, MSN, Nurse Practice Consultant
Frank Curatola, Senior Investigator
Amy Foster, Senior Investigator
Janeen Dahn, MSN, FNP, Nurse Practice Consultant/Advanced Practice
Karen Grady, RN, MS, CS, FNP, Nurse Practice Consultant
Angela Hill, RN, Nurse Practice Consultant
Dolores Hurtado, Legal Assistant II/Monitoring
Ron Lester, Senior Investigator
Connie Linck, RN, MN, Nurse Practice Consultant/CANDO
Patricia Midkiff, RN, MN, Nurse Practice Consultant
Michelle Mills, RN, MA, Nurse Practice Consultant/Monitoring
Betty Nelson, RN, MS, Nursing Assistant Consultant
Stephanie Nelson, R.N., MSN, Nurse Practice Consultant
Kirk Olson, Senior Investigator
Doug Parlin, Senior Investigator
Mary Rappoport, RN, MN, Nurse Practice Consultant
Jeanine Sage, RN, MSN, Nursing Assistant Consultant
V. Ann Schettler, RN, MHL, CLNC, 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 8:36 a.m., Wednesday, August 5, 2009.

The following Board members were present: Malloch, Johnson, Perry, Busby, Hardy, Robertson and Scott.

Malloch presided.

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

V. RN/LPN/CNA Investigative Reports

V.G.1. Brandon Ray Rader RN128305 (Midkiff)

Midkiff addressed the Board with additional information. Hardy moved, Scott seconded, and it was unanimously carried to issue an Interim Order for a substance abuse evaluation with a Board approved evaluator. If not completed within 30 days, issue Notice of Charges.

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

V.I.1. Patricia Nledo Ibeabuchi RN102251 (S. Nelson)

Nelson addressed the Board with additional information. Busby moved, Scott seconded, and it was unanimously carried, based on the findings of fact and statute/rule violations identified in the investigative report, offer a Consent Agreement for an indefinite suspension pending the completion of acute treatment recommendations resulting from the evaluation and confirmation that respondent is safe to return to nursing practice and return to the Board to determine license status which may include continued suspension or continued monitoring. If not signed within 30 days, issue Notice of Charges or Complaint and Notice of Hearing.

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

V.I.5. Joyce Lynn Riggs RN151589 (S. Nelson)

Malloch knows Troy Garland but shows no bias. Johnson moved, Hardy seconded, based on the findings of fact and statute/rule violations identified in the investigative report, issue an Interim Order for a psychological 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, based upon the findings of fact and statute/rule violations identified in the investigative report, issue Notice of Charges and include the factual allegations and alleged violations for failure to comply with the Interim Order. The motion carried with six in favor and one abstained.

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

V.I.7. Piper Mahunik RN131392 (S. Nelson)

Nelson addressed the Board with additional information. Mahunik was present and addressed the Board. Busby moved, Johnson seconded, and after discussion it was unanimously carried, based on the findings of fact and statute/rule violations identified in the investigative report, offer a Consent Agreement for indefinite suspension followed by 24 months probation to include the attached stipulations amended to include 12 months direct supervision followed by 12 months on site supervision, or issue Notice of Charges.

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

V.H.1. Johnny M. Zarate CNA1000010975 (B. Nelson)

Busby moved, Scott seconded, and it was unanimously carried, issue an Interim Order for a sexual misconduct evaluation to be completed by Dr. Steven Gray, to include polygraph testing, and to include any additional testing deemed necessary by the Dr. Gray, to be scheduled and completed within 45 days and then return to the Board. If the Interim Order is not completed, based upon the findings of fact and statute/rule violations identified in the investigative report, issue Notice of Charges and include the factual allegations and alleged violations for failure to comply with the Interim Order.

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

V.H.2. Tesfai Haggmana CNA999990453 (B. Nelson)

Scott knows Susan Nick but shows no bias. Haggmana was present and available for questions. Nelson addressed the Board with additional information. Johnson moved, Robertson seconded, and it was unanimously carried, issue an Interim Order for a sexual misconduct evaluation to be completed by a Dr. Steven Gray, to include polygraph testing and any additional testing deemed necessary by Dr. Gray, to be scheduled and completed within 45 days and then return to the Board. If the Interim Order is not completed, based on the findings of fact and statute/rule violations in the investigative report, issue Notice of Charges and include factual allegations and alleged violations for failure to comply with the Interim Order.

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

V.H.3. Redessa Pauline Jordan CNA1000005119 (B. Nelson)

Jordan was present and available for questions. Perry moved, Hardy seconded, and it was unanimously carried to issue an Interim Order for a substance abuse and anger management evaluation to be completed by a Board approved evaluator who is at minimum Phd prepared, and to include any additional testing deemed necessary by the evaluator, to be scheduled and completed within 45 days and then return to the Board. If the Interim Order is not completed, based on the findings of fact and statute/rule violations in the investigative report, issue Notice of Charges and include factual allegations and alleged violations for failure to comply with the Interim Order.

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

V.H.5. Maria Teresa Mendoza CNA1000006872 (B. Nelson)

Busby moved, Johnson seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, offer a Consent Agreement for 18 months stayed revocation to include the attached stipulations. If not signed within 30 days, issue Notice of Charges.

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

V.J.3. Kimberly Blanton-Pierce CNA542091803 (Olson)

Olson addressed the Board with additional information. Blanton-Pierce was present and addressed the Board. Scott moved to continue the investigation to allow applicant the opportunity to obtain a psychiatric evaluation, to include a substance abuse evaluation with a Board approved psychiatrist and to include any additional testing deemed necessary by the evaluator, to be scheduled and completed within 45 days and then return to the Board. If the evaluation is not completed, based on the information contained in the investigative report, deny certification based on the findings of fact and statute/rule violations identified in the investigative report. The motion failed.

Johnson moved, Busby seconded, to grant certification upon meeting all requirements and signing a Consent Agreement for 24 months stayed revocation, to include the attached stipulations amended to include: continue with current therapy once a month for the first 6 month. If not signed within 30 days, deny certification based on the information contained in the investigative report. after discussion the motion carried with six in favor and one opposed.

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

**V.J.10. Sandra Kay Long LP008978; RN079849; AP2928 (Olson)
(aka: Tremmell; Kinard)**

Hardy moved, Robertson seconded, and after discussion it was unanimously carried, based on the findings of fact and statute/rule violations identified in the investigative report, offer a Consent

Agreement for 24 months probation to include the attached stipulations. If not signed within 30 days, issue Notice of Charges.

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

V.J.11. Bricie S. Marciano CNA765245089; LP030177 (Olson)
(aka: Tribble; Bauer)

Busby moved, Perry seconded, based on the findings of fact and statute/rule violations identified in the investigative report, offer a Consent Agreement for a \$250 Civil Penalty. If not signed within 30 days and payment not received within 60 days, issue Notice of Charges. After discussion the motion failed with five opposed and two in favor.

	VOTE	Hardy, Karen Member	Robertson, Steve Member	Scott, Kathy Member	Perry, Hunter Secretary	Malloch, Kathy President	Johnson, Patricia Vice Pres	Link, Denise Member	Busby, Kathryn Member
YES	3				X				X
NO	4	X	X	X		X	X		
ABSTAIN	0								
ABSENT	1							X	

Hardy moved, Robertson seconded, 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, based upon the findings of fact and statute/rule violations identified in the investigative report, issue Notice of Charges and include the factual allegations and alleged violations for failure to comply with the Interim Order. The motion carried with five in favor and two opposed.

	VOTE	Hardy, Karen Member	Robertson, Steve Member	Scott, Kathy Member	Perry, Hunter Secretary	Malloch, Kathy President	Johnson, Patricia Vice Pres	Link, Denise Member	Busby, Kathryn Member
YES	5	X	X	X		X	X		X
NO	2				X				
ABSTAIN	0								
ABSENT	1							X	

V.K.2. Jason Corey Adams LP041170 (Parlin)

Robertson is affiliated with Hospice of the Valley but shows no bias. Complainant Fred Garcia and attorney Kelly McDonald were present and addressed the Board. Busby moved, Johnson seconded, and it was unanimously carried, based on the findings of fact and statute/rule violations identified in the investigative report, offer a Consent Agreement for an indefinite suspension pending the completion of the investigation resolution of the complaints by the Board, and to include the terms and conditions to include: surrender of license, undergo an independence psychological evaluation by a Board approved psychologist, or release full psychiatric and/or neuropsychiatric records from the VA Hospital to Board staff, to be signed within 10 days or issue Complaint and Notice of Hearing.

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

V.L.5. David Leslie Linton LP044735 (Rappoport)

Linton was present and available for questions. Johnson moved, Hardy seconded, and it was unanimously carried, issue a Letter of Concern for failing to discuss and verify the plan of care and physician orders with the RN team leader, prior to placing patient’s A.M.’s IV rate at 100cc/hr, while employed as a practical nurse at Lake Havasu Regional Medical Center, on or about March 19, 2008.

V.L.7. Nadyne Rae Thamish RN Endorsement (Rappoport) (aka: Meier)

Thamish was present telephonically and available for questions. Hardy moved, Robertson seconded, and it was unanimously carried, upon meeting all requirements, grant licensure and issue a Letter of Concern for past disciplinary actions by the Nebraska Board of Nursing on or about September 21, 2005, and the Commonwealth of Virginia Board of Nursing, on or about April 12, 2007.

V.L.8. Ida Jean Young RN156520 (Rappoport) (aka: Hogebaum)

Young was present and addressed the Board. Busby moved Scott seconded, and it was unanimously carried, upon signing a Consent Agreement for 24-months stayed revocation probation, then 24-months probation with stipulations amended to include: registry with block assignments allowed. If Consent Agreement is not signed within 30 days, deny licensure based upon the findings of fact and violations of law and rules contained in the investigative report.

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

V.L.14. Monica Sue Jackson RN116936 (Rappoport)

Rappoport addressed the Board with additional information. Complaint #1: Perry moved, Busby seconded, and it was unanimously carried to issue a Letter of Concern for failing to consistently follow documentation policy in or about January 2007 while employed at Greenbaum Outpatient Surgery Center, Scottsdale Healthcare in Scottsdale, Arizona. Complaint #2: Perry moved, Busby seconded, and it was unanimously carried to dismiss the complaint. Complaint #3: Perry moved, Busby seconded, and it was unanimously carried to dismiss the complaint.

Link arrived at the meeting at 9:51 a.m.

Busby left the meeting at 9:53 a.m.

V.I.1. Patricia Nledo Ibeabuchi RN102251 (S. Nelson)

Perry moved, Hardy seconded, and it was unanimously carried to reopen Agenda Item V.I.1. for the purpose of allowing complainant Dr. Nicholas Alozie to address the Board.

The meeting recessed at 9:55 a.m. and reconvened at 10:09 a.m.

V.M.24. Samantha Thacker CNA Exam (Sage)

Thacker and her mother, Lisa Thacker were present and addressed the Board. Link moved, Scott seconded, and it was unanimously carried to continue the investigation to allow for staff to review cell phone records and then return to the September 2009 Board meeting.

V.M.26. Christina Aquino CNA999997202 (Sage)
 Perry moved, Hardy seconded, and it was unanimously carried to table Agenda Item V.M.26.

V.N.1. Rebecca Lynn Dipoli RN113915; LP036048 (Schettler)
 Perry moved, Scott seconded, and it was unanimously carried to adopt the attached Notice of Charges.

V.N.2. Carl Ross Cocklin RN120022 (Schettler)
 Johnson is affiliated with Banner Thunderbird Medical Center but shows no bias. Johnson, Scott and Malloch know Sally Diamond but show no bias. Link moved, Scott seconded, and it was unanimously carried to issue a Letter of Concern for using foul language on or about March 5, 2009, while working at Banner Thunderbird Medical Center in Glendale, Arizona.

V.N.3. Denise Marie Hayden RN137173 (Schettler)
 Johnson, Scott and Malloch know Sally Diamond and Marla Thomas but show no bias. Hardy moved, Scott 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 60 days and then return to the Board. If the Interim Order is not completed, based upon the findings of fact and statute/rule violations identified in the investigative report, issue Notice of Charges and include the factual allegations and alleged violations for failure to comply with the Interim Order.

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

V.N.4. Shona L. Luck RN120022 (Schettler)
 Schettler addressed the Board with additional information. Scott moved, Robertson 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, based upon the findings of fact and statute/rule violations identified in the investigative report, issue Notice of Charges and include the factual allegations and alleged violations for failure to comply with the Interim Order.

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

V.N.5. Mary Stegman Whitlatch RN046779 (Schettler)
 Schettler addressed the Board with additional information. Whitlatch was present and addressed the Board. Scott moved, Link seconded, and it was unanimously carried to dismiss the complaint.

V.N.6. Kathy Maria Deal-Sharp LP012527 (Schettler)
 Complainant Janet Adams and Deal-Sharp were present and addressed the Board. Scott moved, Robertson seconded, and it was unanimously carried, issue an Interim Order for a boundary/professional ethics 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 completed within 45 days and

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

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

V.N.8. Marjorie Ramona Hagglund RN078065 (Schettler)

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

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

V.N.9. Jennifer Lynn Valenzuela RN143557 (Schettler)

Malloch knows Troy Garland but shows no bias. Johnson moved, Hardy seconded, and it was unanimously carried, issue an Interim Order for a psychological and 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, based on the findings of fact and statute/rule violations in the investigative report, issue Notice of Charges and include factual allegations and alleged violations for failure to comply with the Interim Order.

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

V.N.10. Holly Lynn Frasier RN133228 (Schettler)

Malloch and Scott know Karen Tossey, and Scott knows Davy Ellis but show no bias. Frasier was present and addressed the Board. Robertson moved, Hardy seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, offer a Consent Agreement for a Decree of Censure. If not signed within 30 days, issue Notice of Charges.

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

V.N.4. Shona L. Luck RN120022 (Schettler)

Hardy moved, Robertson seconded, and it was unanimously carried to reopen Agenda Item V.N.4. Smith addressed the Board with additional information. Scott moved, Robertson seconded, and it was

unanimously carried to amend prior Board decision to change Interim Order for a “substance abuse evaluation”, to “neuropsychological and substance abuse evaluation”.

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

V.N.8. Marjorie Ramona Hagglund RN078065 (Schettler)

Hardy moved, Robertson seconded, and it was unanimously carried to reopen Agenda Item V.N.8. Smith addressed the Board with additional information. Johnson moved, Scott seconded, and it was unanimously carried, to amend the stipulations on the prior Board decision to include: drug testing one time per month. If not signed within 30 days, issue Notice of Charges.

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

V.O.2. Robert Andrew Murphy RN102316 (Torrez)

Karen Tuhy and Murphy were present and addressed the Board. Diane Tuhy was present telephonically and addressed the Board. Scott moved, Hardy seconded, and it was unanimously carried to dismiss the complaint.

V.O.3. Betty Batka McGill RN027575 (Torrez)

Torrez addressed the Board with additional information. Busby moved, Robertson seconded, and it was unanimously carried to dismiss the complaint.

Busby returned to the meeting at 11:13 a.m.

V.O.4. Elizabeth Terry Drew RN117517 (Torrez)

Torrez addressed the Board with additional information. Johnson moved, Link seconded, and it was unanimously carried, issue an Interim Order for a substance abuse evaluation with a Board approved evaluator who is an MD with expertise in substance abuse, to be completed within 60 days and then return to the Board. If the evaluation is not completed, issue Notice of Charges.

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

V.O.5. David D. Webster LP035528; CNA012712803 (Torrez)

Torrez addressed the Board with additional information. Johnson moved, Scott seconded, and it was unanimously carried to issue an Interim Order for a substance abuse evaluation to be completed by a Board approved neuropsychologist and to include any additional testing deemed necessary by the evaluator, to be completed within 60 days and then return to the Board. If the Interim Order is not completed, issue Notice of Charges.

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

V.O.6. Dianne Lynn Johnson Harris RN101685 (Torrez)

Robertson is affiliated with Hospice of the Valley but shows no bias. Torrez addressed the Board with additional information. Harris was present and addressed the Board. Perry moved, Scott seconded, and it was unanimously carried, based upon the facts and violations presented in the investigative report, offer a Consent Agreement for 12 months probation and or successful completion of a Board approved pharmacology course. If not signed within 30 days issue Notice of Charges.

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

V.O.7. Bonnie Gallegos Mucherheide RN115153; LP016464 (Torrez)

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

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

Perry left the meeting at 11:20 a.m.

V.O.8. Miyako Tamada RN129551 (Torrez)

Torrez addressed the Board with additional information. Tamada was present and addressed the Board. Johnson moved, Robertson seconded, and it was unanimously carried, issue Letter of Concern for failing to document medications appropriately from on or about November 3, 2008 to December 17, 2008, and again from on or about February 1, 2009 to March 25, 2009, while employed at Banner Desert Samaritan Hospital in Mesa, Arizona.

V.O.9. Jonathan Daniel Fosbre RN148135 (Torrez)

Malloch and Scott know Taren Tossey, and Malloch and Johnson know Mary Hubenthal but show no bias. Torrez addressed the Board with additional information. Fosbre was present and addressed the Board. Busby moved, Robertson seconded, and it was unanimously carried, based upon the findings of fact and statute/rule violations identified in the investigative report, offer a Consent Agreement for a Decree of Censure. If not signed within 30 days, issue Notice of Charges.

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

V.O.10. Jennifer Joy Wagner RN150646; LP042873 (Torrez)

Malloch and Scott know Deb Krmpotic but show no bias. Busby moved, Hardy seconded, and it was unanimously carried to issue a Letter of Concern for failing to document and communicate a doctor's order to hold an antibiotic for patient S.J. who stated she had a reaction to the antibiotic on or about January 24, 2009, while employed at Banner Baywood Medical Center in Mesa, Arizona.

V.O.11. Donna Marie Raszkievicz RN149943 (Torrez)

Malloch, Johnson and Scott know Michelle Winters but show no bias. Raszkievicz was present and addressed the Board.

Perry returned to the meeting at 11:40 a.m.

Johnson moved, Scott seconded, to issue a Letter of Concern for removing portions of a patient's medical records from the hospital on or about April 13, 2009, while employed at Banner Del Webb Medical Center in Sun City, Arizona. The motion carried with seven in favor and one abstained.

V.O.12. Jill Lynne Ready LP028609 (Torrez)

Perry knows Vada Brown but shows no bias. Ready was present and available for questions. Busby moved, Johnson seconded, and it was unanimously carried based upon the findings of fact and statute/rule violations identified in the investigative report, offer a Consent Agreement for a Decree of Censure. If not signed within 30 days, issue Notice of Charges.

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

V.O.13. William Henry Neenos RN062326; LP020745 (Torrez)

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

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

V.O.14. Nancy Ellen Rifkind RN059278 (Torrez)

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

V.Q.1. Phyllis Charity Provancial RN054076 (Smith)

Hardy moved, Perry seconded, and it was unanimously carried to issue a Letter of Concern for inappropriate behavior directed toward a medical provider on or about January 21, 2007 and after she

presented to the emergency department of the facility in which she was employed seeking treatment for pain associated with a migraine.

**V.Q.2. Jeanne D. Fulcher RN037765; AP0022 (Smith)
(aka: Noreen T. Partridge)**

Smith addressed the Board with additional information. Busby moved, Scott seconded, and it was unanimously carried to extend the time to complete the evaluation to be within 30 days of this Board meeting. If the Interim Order is not completed, based on the findings of fact and statute/rule violations in the investigative report, issue Notice of Charges and include factual allegations and alleged violations for failure to comply with the Interim Order.

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

V.M.26. Christina Aquino CNA999997202 (Sage)

Perry moved, Busby seconded, and it was unanimously carried to reopen Agenda Item V.M.26. Busby moved, Johnson seconded, and after discussion it was unanimously carried, based on the findings of fact and statute/rule violations identified in the investigative report, offer a Consent Agreement for a \$50 Civil Penalty. If not signed within 30 days, issue Notice of Charges.

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

The meeting recessed at 11:54 a.m. and reconvened at 12:51 p.m.

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

VI.E. Committee Reports

VI.E.1. Scope of Practice – Bontrager

VI.E.1.a. Scope of Practice Draft Minutes for June 2, 2009

Scope of Practice Committee Meeting draft minutes of June 2, 2009 were provided to the Board.

VI.E.1.b. Advisory Opinion Draft Scope of Practice Tree

Busby moved, Johnson seconded, and it was unanimously carried to approve advisory opinion Scope of Practice Tree.

VI.E.1.c. Advisory Opinion Draft Marrow Aspiration

Johnson moved, Perry seconded, and it was unanimously carried to approve advisory opinion Marrow Aspiration.

VI.E.1.d. Advisory Opinion Draft Contrast Media Injection

Busby moved, Hardy seconded, and it was unanimously carried to approve advisory opinion, Contrast Media Injection.

VI.E.1.e. Advisory Opinion Draft Debridement

Hardy moved, Scott seconded, and it was unanimously carried to approve advisory opinion, Debridement.

VI.E.1.f. Advisory Opinion Draft Pulmonary Artery Catheters

Busby moved, Scott seconded, and it was unanimously carried to approve advisory opinion, Pulmonary Artery Catheters.

VI.E.1.g. Advisory Opinion Draft Intra Aortic Balloon

Scott moved, Perry seconded, and it was unanimously carried to approve advisory opinion, Intra Aortic Balloon.

VI.E.1.h. Retired Advisory Opinion Injection of Lidocaine

Scott moved, Robertson seconded, and it was unanimously carried to retire advisory opinion, Injection of Lidocaine.

VI.E.1.i. Retired Advisory Opinion Arterial Catheter

Hardy moved, Johnson seconded, and it was unanimously carried to retire advisory opinion, Arterial Catheter.

VI.E.2. Education – Randolph

VI.E.2.a. Draft Minutes of June 5, 2009

Education Advisory Committee meeting draft minutes of June 5, 2009 were provided to the Board.

VI.E.4. LPN Advisory Committee - Ridenour

VI.E.4.a. Propose Member for LPN Advisory Committee

Hardy moved, Robertson seconded, and it was unanimously carried to appoint Dottie Pennington to replace Sandra Fox on the LPN Advisory Committee.

V. RN/LPN/CNA Investigative Reports

V.I.2. Katie Ann Martinez LP042455 (S. Nelson)

Hardy moved, Robertson seconded, and it was unanimously carried to table Agenda Item V.I.2.

V.I.3. Julie Michelle Mulvey LP043255 (S. Nelson)

Perry moved, Hardy seconded, and it was unanimously carried to issue a Letter of Concern for failing to follow policy related to reporting medications that were not accounted for while working at the Guidance Center in Flagstaff, Arizona.

V.I.4. Angela Lee Pietraszewski RN146638 (S. Nelson)

Nelson addressed the Board with additional information. Pietraszewski was present and addressed the Board. Busby moved, Scott seconded, and it was unanimously carried to continue the investigation to the September 2009 Board meeting to allow time for staff to obtain documents.

VI. Board Reports for Discussion, Information, Staff Direction and/or Decision
VI.A. Executive Directors Report – Ridenour
VI.A.2. Update on 2009 Legislative Session & Bills Impacting Nursing Regulation; Senate Bill 1105, Senate Bill 1175, Licensure Renewal & Proof of Lawful Presence; Extension Moratorium on Rule Writing; Exploration of Legislation for 2010- Legislative Session –Greg Harris/Ridenour

Greg Harris gave an overview on the legislative session that finished before the special session was called. Harris noted the Bills signed by the Governor and the impact on nursing regulation.

Harris offered praise to Board members, Ridenour and staff who worked on SB 1105. He noted the challenges of the legislative process but the work on SB 1105 allowed it to proceed smoothly.

Ridenour stated that policies relating to implementation of SB1105 would be brought to the Board Meeting in September 2009, and would likely take several months before all policies would be finalized. Ridenour recognized Senator Allen for her efforts in sponsoring SB1105 and stated that recognition and appreciation to Senator Allen would be noted in the upcoming AzBN journal.

Harris noted that additional work will now be directed towards the CRNA and Med Tech issues. A meeting will be scheduled to determine the next steps to take in these areas.

Harris commented on HB 2306 which was enacted/signed into law. It states that an individual who has affirmatively established citizenship of the US or a form of nonexpiring work authorization issued by the federal government is not required to provide subsequent documentation on renewal or reinstatement of a license.

Harris commented on SB 1175 which was one of the two abortion related bills that the legislature passed this year, and brings closure to whether something falls within the advanced practice scope of practice. Harris stated that our assistant attorney general's will advise the Board as to whether this issue should be revisited.

Harris further stated that the legislature continues to work in the budget bills and have a proposal to implement a moratorium on rulemaking that was included within one of the budget bills the Governor vetoed. The Governor, notwithstanding or without regard to her veto, issued an order on June 29, to extend her moratorium on rulemaking through October 16 or 17, 2009, but the budget bills are moving their way through the special session again this year include a moratorium that would run through June 30, 2010. The sense is that whether the legislature acts or not, the Governor will likely keep that moratorium in place. They are hearing requests from agencies for exceptions.

When considering exploration of potential legislation in 2010, Harris suggested the Medication Tech would be an area for consideration. The pilot program for the Medication Technicians is extended until Oct, 2011. Harris also stated another challenge is to work on the wording for budgeting as it relates to CNA's fees, to avoid making other licensees pay for that program. He also noted the need for special authority to see that the Medication Tech program is separate from the CNA fees. The CNA fee issue is an issue that will need to be looked at from a national level. Harris has spoken with Kathy Apple, CEO of National Council State Board of Nursing, who has indicated some interest in being involved with this matter. This will be discussed further when Apple attends the September 2009 Board meeting. Ridenour added that the bigger issue with addressing the CNA fees is that many Boards do not have a good understanding of the Federal regulation stating that Boards may not charge CNA's.

Ridenour stated that HB 2164 now allows pharmacists to give immunizations. Harris stated that it was largely presented as an access to care issue for immunizations that are part of the standard protocol for people, particularly children, to receive, that where the DHS and the CDC guidelines call for a particular line of immunizations that a doctor's order is not necessary for their administration by a pharmacist at the pharmacy.

Ridenour reported that the only other bill which was not a funded was a bill about extension of partnership of nursing, started in 2005, and has been extended 5 years so if that group can get additional funding, they will have the ability to do so.

Ridenour stated that one of the bills in the special session right now is that it would delete the funding from the general fund for fingerprinting for CNA's. That money has been given to us since 1995 but probably will not happen this year, which means that the Board will probably have to pick that up.

Denise Link asked the Board if they were aware of Title 36 legislation that a group of Nurse Practitioners are working on regarding competency hearings. It would allow a Nurse Practitioner who has been following a patient who is having a competency hearing, to provide expert witness.

Ridenour summarized areas that can be explored in the 2010 budget, including: the Medication Technicians, CRNA's definition and inclusion in advanced practice, anticipation of future impacts with the federal government, and explore other areas the Board may want addressed.

Ridenour stated that she and Harris were working on an article for the Journal of Regulation out of NCSBN. The article has to do with public policy making.

V. RN/LPN/CNA Investigative Reports

V.I.2. Katie Ann Martinez LP042455 (S. Nelson)

Busby moved, Perry seconded, and it was unanimously carried to reopen Agenda Item V.I.2. Complainant Dolores Bolden, Martinez, and attorney Karen Owens were present and addressed the Board. Nelson addressed the Board with additional information.

Hardy moved, Robertson seconded, and it was unanimously carried to go into Executive Session on Agenda Item V.I.2. for the purpose of reviewing documents and to obtain legal advice. Seth Hargraves, Assistant Attorney General, was present telephonically and represented the State. Executive Session convened at 2:05 p.m. and adjourned at 2:15 p.m.

Busby moved, Johnson seconded, to issue a Letter of Concern for performing a procedure on a patient in which there was an inadequate process for informed consent, and inadequate documentation. After discussion the motion carried with seven in favor and one opposed. Complainant Dolores Bolden and attorney Karen Owen addressed the Board with follow up statements.

V.I.6. Brian Jay Huff RN142487 (S. Nelson)

Hardy recused herself to avoid the appearance of impropriety and left the meeting at 2:38 p.m. Huff was present and addressed the Board. Johnson moved, Link seconded, and it was unanimously carried, based on the findings of fact and statute/rule violations identified in the investigative report, offer a Consent Agreement for 18 months probation to include the attached stipulations. If not signed within 30 days, based on the findings of fact and statute/rule violations identified in the investigative report, issue a Notice of Charges.

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

The meeting recessed at 2:50 p.m. and reconvened at 3:04 p.m.

Robertson left the meeting at 3:04 p.m.

V.I.8. Amanda Kelley Renz RN146688 (S. Nelson)

Busby moved, Perry seconded, and it was unanimously carried, based on the findings of fact and statute/rule violations identified in the investigative report, offer a Consent Agreement for indefinite Suspension followed by 24 months probation to include the attached stipulations. If not signed within 30 days, issue Notice of Charges.

	VOTE	<u>Hardy, Karen</u> Member	<u>Robertson, Steve</u> Member	<u>Scott, Kathy</u> Member	<u>Perry, Hunter</u> Secretary	<u>Malloch, Kathy</u> President	<u>Johnson, Patricia</u> Vice Pres	<u>Link, Denise</u> Member	<u>Busby, Kathryn</u> Member
YES	7	X		X	X	X	X	X	X
NO	0								
ABSTAIN	0								
ABSENT	1		X						

V.M.26. Christina Aquino CNA999997202 (Sage)

Hardy moved, Perry seconded, and it was unanimously carried to reopen Agenda Item V.M.26. Aquino was present and addressed the Board. Busby moved, Scott seconded, to rescind prior Board decision and issue a Letter of Concern for failure to timely report the alleged abuse of a patient. The motion carried with six in favor and one opposed.

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

VI.A. Executive Directors Report – Ridenour

VI.A.10. Educational Session: Investigative Reports & Recommended Changes – Smith

Smith offered an educational session regarding investigative reports and recommended changes.

VI.A.1. Discuss/Amend and/or Approve Board Minutes and Executive Session Minutes

Busby moved, Perry seconded, and it was unanimously carried to approve minutes from regular Board meeting from June 3 &4, 2009; Executive Session of June 3, 2009; and special Board meeting June 4, 2009 at 2:00 p.m.

VI.A.3. Arizona State Board of Nursing Program Summary Report & Cycle Times – Bontrager/Smith/Ridenour

Ridenour gave a brief overview of the Investigative report and cycle times, noting the investigative cycle times for 2009 year to date were 6.6 months.

VI.A.4. Hearing Department Report & Cycle Times – Barber/Zack/Zimmerman/Hargraves/Foster/Smith

Foster gave a summary of the Hearing Department and noted that cycle times were down from last year. Foster also reported the addition of Assistant Attorney General, Seth Hargraves to the Hearing Department, and that Susan Barber’s schedule was reduced to one day per week. Ridenour credited Foster with being instrumental in reducing Hearing Department cycle times.

VI.A.5. Update on FY 2009 & 2010 Budgets, Cash Flow Analysis & Projections – Orchard/Bontrager

Orchard stated that FY 2009 appropriation began with \$4,134,900, with additional funds from FY 2008 of \$242,626 for total funds available to the Board of \$4,377,526. Of those funds, the amount expended was \$3,943,873, leaving a fund balance of \$193,302. The total revenue collected in FY 2009 was \$4,102,329 of which expenditures and the general fund sweeps which totaled \$1,035,600, left a FY end

fund balance of \$842,370. The original estimate of fund balance was \$560,000. The analysis going forward with an appropriation for FY 2010 of \$4,134,900, with no ability to use fund balances from the previous year due to 2010 being the first of a two year biennium. Projections for fund balance at the end of FY 2010 are \$890,255.

VI.A.5.a. FY2011 Strategic Plan – Orchard/Bontrager

Busby moved, Scott seconded, and it was unanimously carried to approve FY 2011 strategic plan.

VI.A.6. Propublica Report on California Board of Nursing & Other Potential Stories Impacting Nursing Regulation -Malloch/Ridenour

Information was provided to the Board regarding Propublica report on California Board of Nursing and other potential stories impacting Nursing Regulation.

VI.A.7. Report on Flagstaff Nurse Practitioner Conference, July 2009; Discussion of White Paper on Acute Care Nurse Practitioners & Next Steps –Link/Dahn/Randolph

Randolph reported there was much positive feedback for the session on primary care nurse practitioners practicing in an acute care at the nurse practitioner conference. Link credited Dahn and Randolph for the success of the conference. Randolph stated that feedback would be brought back to the Advanced Practice Committee meeting in October to illicit input.

VI.A.8. Update on Lawsuit CV2009-011326 Filed Superior Court Regarding Transfer of Funds from Health Related Boards & Request for Public Records from AG's Office - Ridenour

Ridenour gave an update on lawsuit CV2009-011326 and stated that Board and staff were in the process of collecting all requested documents, noting that all email correspondence or documents received by the Board were due by the deadline.

VI.A.9. Transition to Diligent Electronic Board Packet – Wiemann/Davitt/Henriksen

Discussion, feedback and comments were offered regarding the transition to Diligent Electronic Board Packet implemented at this meeting. The consensus of Board members was that Diligent was a great improvement over the Board Packet used prior to this meeting.

VI.A.11. FY 2009 Licensing Time Frame Report - Bontrager

Bontrager gave a summary of the annual licensing time frame report and stated there was an overall decrease in applications submitted by approximately 2.5%, or 998 fewer than FY2008. The decreases were seen in CNA renewals (14%), RN/LPN exam applications (6%), and RN/LPN Endorsement applications (14%). Increases were seen in RN renewals (12%) and CNA exams (11%). Bontrager reported that staff continues to look for ways to stay within, and improve timeframes. Out of 37,397 licenses and certificates issued, only 55 exceeded the timeframe.

VI.A.12. Update on Personnel Changes – Bontrager/Smith/Randolph/Zack/Ridenour

There were no additions to staff reported at this time.

VI.A.13. AzBN Nursing Regulation Internship for Nurse Executives – Julie Ward/Ridenour

Ridenour reported that this would be the last meeting for Nurse Executive AzBN Intern Julie Ward. Ward shared comments and thoughts on her time spent over a 6 month internship.

VI.A.14. September 2009 Board Meeting Agenda: Potential Visit to Banner Simulation Center; Kathy Apple, NCSBN CEO & Kathy Thomas, EO Texas Board of Nursing to Attend Meeting – Malloch/Ridenour

Ridenour noted the guests attending the September 2009 Board meeting, Kathy Apple and Kathy Thomas.

VI.A.15. Update on NCSBN Grant – Randolph

Randolph gave an update on NCSBN grant to develop a tool to test nursing competency using simulations and stated that the money was forthcoming.

VI.C. President's Report – Malloch

VI.C.2. NCSBN Summary of Recommendations to 2009 Delegate Assembly

NCSBN Summary of Recommendations to 2009 Delegate Assembly was provided to the Board, and Malloch stated that Ridenour, Johnson, Malloch and Scott would be attending the 2009 Delegate Assembly. Malloch reported that she would be running for Area I Director.

VI.C.3. NCSBN Model Rules in Nursing Education Programs

NCSBN Model Rules in Nursing Education program was provided to the Board.

VI.C.4. NCSBN Comparison to Proposed 2010 NCLEX-RN

NCSBN Comparison to Proposed 2010 NCLEX-RN was provided to the Board.

VI.C.5. NCSBN 2009 Slate of Candidates – Delegate Assembly

NCSBN 2009 Slate of Candidates – Delegate Assembly was provided to the Board.

VI.C.6. Update on Board Member Appointments – Malloch/Ridenour

There were no Board appointments to report.

VI.C.1. Debriefing on Board Processes & Suggested Changes - All

The Board and staff discussed and commented on the process of this meeting.

VII. Call to the Public

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

IX. Adjournment

Hardy moved, Link seconded, and it was unanimously carried to adjourn the meeting.

The meeting adjourned at 4:41 p.m., Wednesday, August 5, 2009.

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