

Arizona State Board of Nursing

Janet Napolitano
Governor

Joey Ridenour
Executive Director



Board Meeting Minutes

The regular meeting of the Arizona State Board of Nursing convened at 9:01 a.m., Wednesday, January 24, 2007, in the Board of Nursing Board Room, Suite 200, 4747 N. 7th Street, Phoenix, Arizona, with Karen Hodges Hardy, RN, MSN, President, presiding.

BOARD MEMBERS PRESENT:

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

LEGAL COUNSEL:

Daniel Christl, Assistant Attorney General
Ann Olson, Assistant Attorney General
Michelle Wood, Assistant Attorney General

STAFF:

Joey Ridenour, RN, MN, Executive Director
Judy Bontrager, RN, MN, Associate Director
Valerie Smith, RN, MS, Associate Director
Erica Bailey, Senior Investigator/Monitoring
Susan Barber, RN, MSN, Nurse Practice Consultant/Hearings
Debra Blake, Paralegal/Hearing Department
Jeanne Crain, Senior Investigator
Karen Grady, RN, MS, CS, FNP, Nurse Practice Consultant/Advanced Practice
Ron Lester, Senior Investigator
Connie Linck, RN, MN, CNA, BC
Sydney Munger, RN, MS, Nurse Practice Consultant
Betty Nelson, RN, MS, Nursing Assistant Consultant
Stephanie Nelson, R.N., M.S.N., Nurse Practice Consultant
Kirk Olson, Senior Investigator
Anne Parlin, Nurse Practice Consultant/Education
Cory Polak, Senior Investigator
Pamela Randolph, RN, MSN, Nurse Practice Consultant/Education
Mary Rappoport, RN, MN, Nurse Practice Consultant
Jeanine Sage, RN, MSN, Nursing Assistant Consultant
Sister Rachel Torrez, RN, MS, Nurse Practice Consultant
Nancy Twigg, RN, MSN, Nurse Practice Consultant
Pamela Wiggin, RN, MS, Nurse Practice Consultant/Monitoring
James Williams, Senior Investigator
Thereasa Huff, Legal Secretary II
Vicky Driver, Administrative Assistant III
Barbara Melberg, Legal Secretary

I. Call to Order

The meeting was called to order at 9:01 a.m., Wednesday, January 24, 2007.

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

Hardy presided.

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

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

**II.A.1. Claire Clinton RN122081 Wood
(aka: Mency Nicholas)**

The proceeding began at 9:03 a.m., with the following Board members present: Hardy, Crawley, Johnson, Busby, Link, Malloch, and Robertson.

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

The Board was represented by Christopher Munn, Assistant Attorney General, Division of Solicitor General. Michelle Wood, Assistant Attorney General, represented the State.

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

Wood addressed the Board.

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

Johnson moved, Malloch seconded, and it was unanimously carried to accept as Findings of Fact the allegations contained in Paragraphs 1 through 13 and Conclusions of Law the alleged violations in Paragraphs 1 through 3.

Malloch moved, Crawley seconded, and it was unanimously carried to adopt the Administrative Law Judge’s Order, to place Clinton’s professional nurse license #RN122081 on probation for 24 months, to include the attached terms and conditions, and to modify the Order to delete paragraph 13 and replace it with the Board’s standard paragraph for counseling, and add to paragraph 15 that if at any time during the term of probation there is any termination or any resignation in lieu of termination related to practice issues that Clinton be required to complete a Board approved refresher course.

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

**II.A.2. Linda Irene Sorensen RN Endorsement A. Olson
(aka: Jones)**

The proceeding began at 9:11 a.m., with the following Board members present: Hardy, Crawley, Johnson, Busby, Link, Malloch, and Robertson.

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

The Board was represented by Christopher Munn, Assistant Attorney General, Division of Solicitor General. Ann Olson, Assistant Attorney General, represented the State.

Two attempts were made to contact Sorensen telephonically.

Olson addressed the Board.

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

Crawley moved, Link seconded, and it was unanimously carried to accept as Findings of Fact the allegations contained in Paragraphs 1 through 8 and Conclusions of Law the alleged violations in Paragraphs 1 through 4.

Johnson moved, Crawley seconded, and it was unanimously carried to dismiss the applicant’s appeal and that prior denial of Sorensen’s application for professional nurse license be upheld and affirmed.

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

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

AGENA #	Respondent Name	Lic/Cert #	Board Resolution	LegalStaff
II.B.1.	Jennifer Joy Pietila	RN083031	Revocation	Christl
II.B.2.	Carie Lee Hernandez (aka: Campbell)	CNA1000003052	Revocation	A. Olson

The Board was represented by Christopher Munn, Assistant Attorney General, Division of Solicitor General. Daniel Christl, Assistant Attorney General, represented the State.

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

Johnson moved, Malloch 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 and the Alleged Violations from the Complaint and Notice of Hearing as Findings of Fact and Conclusions of Law.

Malloch moved, Link seconded, and it was unanimously carried to accept the State’s recommended discipline for Agenda Items II.B.1 & 2.

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

II.C. Board Discussion and Decision Regarding Settlement Agreements on Cases Scheduled for Hearing and/or Administrative Law Judge Recommendations Regarding Settlement

II.C.1. Jennifer Denise Rider LP037135 Christl

The Board was represented by Christopher Munn, Assistant Attorney General, Division of Solicitor General. Daniel Christl, Assistant Attorney General, represented the State.

Christl addressed the Board.

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

Johnson moved, Robertson seconded, and it was unanimously carried to accept the signed Consent Agreement for an indefinite suspension with terms and conditions, followed by a period of probation, ranging from 24 to 36 months determined by the evaluation, with the attached stipulations, amended to include that Rider is permitted to complete the terms of the Consent Agreement in the State of Virginia.

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

II.C.2. Elizabeth Anne Smith RN130040 Wood

The Board was represented by Christopher Munn, Assistant Attorney General, Division of Solicitor General. Michelle Wood, Assistant Attorney General, represented the State.

Wood addressed the Board.

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

Johnson moved, Robertson seconded, and it was unanimously carried to rescind the Board decision of September 21, 2005, to offer a Consent Agreement for Decree of Censure, and accept the signed Consent Agreement for a \$250 Civil Penalty.

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

Perry arrived at the meeting at 9:21 a.m.

II.C.3. Ezekiel Tolu Opuroku LP036460 Wood

The Board was represented by Christopher Munn, Assistant Attorney General, Division of Solicitor General. Michelle Wood, Assistant Attorney General, represented the State.

Wood addressed the Board.

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

Malloch moved, Crawley seconded, to rescind the Board decision of July 19, 2006 to issue Notice of Charges, and accept the signed Consent Agreement for a stayed revocation indefinite suspension with terms and conditions, followed by 12 months stayed revocation probation, followed by 24 months standard probation, with the attached stipulations. The motion carried with seven in favor and one abstained.

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

II.C.4. Michelle Ann Lohof RN116964 Christl

The Board was represented by Christopher Munn, Assistant Attorney General, Division of Solicitor General. Daniel Christl, Assistant Attorney General, represented the State.

Christl addressed the Board.

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

Johnson moved, Crawley seconded, to rescind the Board decision of March 21, 2006 to offer a Consent Agreement for a 24 month Stayed Revocation with the license suspended during the first 12 months and on probation the last 12 months followed then by a 24 month probation all with terms and conditions, and accept the signed Consent Agreement for a 12 month Stayed Revocation Probation then followed by a 24 month Standard Probation, both with all the original terms offered previously, but with no suspension period. The motion carried with seven in favor and one abstained.

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

II.C.5. Wendy Ann Thornton CNA Endorsement A. Olson

The Board was represented by Christopher Munn, Assistant Attorney General, Division of Solicitor General. Ann Olson, Assistant Attorney General, represented the State.

Olson addressed the Board.

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

Link moved, Crawley seconded, to rescind the Board’s prior vote to issue an Order of Denial, and accept the signed Consent Agreement for a 12 month stayed suspension with terms and conditions which include granting a certified nursing assistant certificate upon completion of all certification requirements. The motion carried with seven in favor and one abstained.

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

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

AGENA #	Respondent Name	Lic/Cert #	Board Resolution	LegalStaff
II.D.2.	Sandra Lynn Fenton	CNA99995453	Revocation	Christl
II.D.3.	Dara Lee Garcia	RN091717	Revocation	Christl
II.D.4.	Kimba S. Heller	CNA471153696	Dismiss	Christl
II.D.5.	Lianita Howard	CNA305317619	Revocation	Christl
II.D.7.	Vanessa R. Kishbaugh	LP011109	Revocation	Christl
II.D.8.	Tamara J. Lumry	CNA485635103	Revocation	Christl
II.D.9.	Anna Alicia Mendivil (aka: Williams)	CNA1000002196	Revocation	Christl
II.D.10.	Cynthia D. Montgomery	RN100391	Revocation	Christl
II.D.11.	Richard Leon Nolan	RN056815	Revocation	Christl
II.D.12.	Joseph Bernard Vincent	LP030829	Revocation	Christl
II.D.13.	Susan Carol Williams	CNA1000002878	Revocation	Christl
II.D.14.	Leticia Young	RN117484	Revocation	Christl
II.D.15.	Bertha Colter	CNA468301803	Revocation	A. Olson
II.D.16.	Latosha Nichol Gamez	CNA999999026	Revocation	A. Olson
II.D.17.	Ernestine Ruth Glampe	LP022773	Revocation	A. Olson
II.D.18.	William Dean Kelly	RN084184	Revocation	A. Olson
II.D.20.	Bobbi Jo Page	CNA1000004457	Revocation	A. Olson
II.D.21.	Edward Schulz	LP031215	Revocation	A. Olson
II.D.23.	David Wayne Haycraft	RN132655	Revocation	Christl
II.D.24.	Fred Rodney Meeker	RN088392; LP028775	Revocation	Christl
II.D.25.	Christa Alexis Wenham	LP030510	Revocation	Christl
II.D.26.	Christina Marie Adams (aka: Leach; Undercoffler; Etherington)	CNA751373626	Revocation	A. Olson
II.D.27.	Angel Kay Qalliaj (aka: Angel Hudson; Angela Baker)	CNA761372989	Revocation	A. Olson

The Board was represented by Christopher Munn, Assistant Attorney General, Division of Solicitor General. Daniel Christl and Ann Olson, Assistant Attorney General’s, represented the State.

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

Link moved, Crawley seconded, and it was unanimously carried to grant the State’s Motion to Deem Allegations Admitted for Agenda Items II.D.2-5, 7-18, 20, 21, and 23-27.

Perry moved, Crawley seconded, and it was unanimously carried to accept the Factual Allegations as Findings of Fact and Alleged Violations as Conclusions of Law from the Notice of Charges for Agenda Items II.D.2-5, 7-18, 20, 21, and 23-27.

Perry moved, Crawley seconded, and it was unanimously carried to accept the State’s recommended discipline for Agenda Items II.D.2-5, 7-18, 20, 21, and 23-27.

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

II.D.1. Janet Coronel CNA100005505 Christl

The Board was represented by Christopher Munn, Assistant Attorney General, Division of Solicitor General. Daniel Christl, Assistant Attorney General’s, represented the State.

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

Christl addressed the Board.

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

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

Crawley moved, Robertson seconded, and it was unanimously carried to allow Coronel 10 days to submit payment of Civil Penalty and dismiss the action. If not submitted, revoke nursing assistant certification #CNA100005505 issued to Janet Coronel.

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

II.D.6. Mary H. King LP021126; CNA387426103 Christl

The Board was represented by Christopher Munn, Assistant Attorney General, Division of Solicitor General. Daniel Christl, Assistant Attorney General’s, represented the State.

King was present, telephonically, and addressed the Board.

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

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

Perry moved, Link seconded, and after discussion it was unanimously carried to offer a Consent Agreement for voluntary surrender with the agreement not to re-apply for 3 years. If not signed within 30

days, revoke nursing assistant certification #CNA387426103 and practical nurse license #LP021126 issued to Mary H. King.

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

Busby left the meeting at 9:52 a.m.

II.D.19. Veronica Lynn Kollman CNA1000000123 A. Olson
The Board was represented by Christopher Munn, Assistant Attorney General, Division of Solicitor General. Ann Olson, Assistant Attorney General’s, represented the State.

Kollman was present and addressed the Board.

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

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

Johnson moved, Perry seconded, and it was unanimously carried to revoke nursing assistant certification #CNA1000000123 issued to Veronica Lynn Kollman.

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

Busby returned to the meeting at 9:52 a.m.

II.D.22. Mona Lisa Shimp LP041393 A. Olson
The Board was represented by Christopher Munn, Assistant Attorney General, Division of Solicitor General. Ann Olson, Assistant Attorney General’s, represented the State.

Shimp was present and addressed the Board.

Olson addressed the Board.

Johnson moved, Crawley seconded, to grant the State’s Motion to Deem Allegations Admitted. The meeting recessed from 10:09 a.m. and reconvened at 10:53 a.m. After discussion, the motion carried with seven in favor and one abstained.

Perry moved, Link seconded, to accept the Factual Allegations as Findings of Fact and Alleged Violations as Conclusions of Law from the Notice of Charges. The motion carried with seven in favor and one abstained.

Busby left the meeting at 10:53 a.m.

Perry moved, Link seconded, to issue an Order of indefinite suspension not to exceed 6 months pending completion of a psychological evaluation for anger management by a Board approved evaluator, to be scheduled within 15 days and completed within 45 days and then return to the Board. If not completed, revoke practical nursing license #LP041393 issued to Mona Lisa Shimp.

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

Busby returned to the meeting at 10:54 a.m.

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

II.F.1. Cory Glen Hove RN071816; LP023349; CNA636118029 Christl

The Board was represented by Christopher Munn, Assistant Attorney General, Division of Solicitor General. Daniel Christl, Assistant Attorney General, represented the State.

Christl addressed the Board.

Hove was present and available for questions. Attorney, Kraig Martin, was present and addressed the Board.

Busby moved, Link seconded, to rescind the Board decision of July 19, 2006, to offer a Consent Agreement for revocation, and accept the signed Consent Agreement for a 5 year stayed revocation with two years suspension and 3 years probation, with the attached stipulations. The motion carried with five in favor and three opposed.

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

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

II.E.1. Melissa Ann Palmer CNA Endorsement Christl

The Board was represented by Christopher Munn, Assistant Attorney General, Division of Solicitor General. Daniel Christl, Assistant Attorney General, represented the State.

Palmer was present and addressed the Board.

Christl addressed the Board.

Palmer agreed to undergo an evaluation. Busby moved, Link seconded, and it was unanimously carried to continue.

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

II.F.2. Terry Lane Baars LP039936 A. Olson

The Board was represented by Christopher Munn, Assistant Attorney General, Division of Solicitor General. Ann Olson, Assistant Attorney General, represented the State.

Olson addressed the Board.

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

Johnson moved, Perry seconded, and it was unanimously carried to accept the signed Consent Agreement for 24 months probation with the attached stipulations.

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

II.F.3. Shenna Alexis Nichols RN125632 Christl

The Board was represented by Christopher Munn, Assistant Attorney General, Division of Solicitor General. Daniel Christl, Assistant Attorney General, represented the State.

Christl addressed the Board.

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

Perry moved, Busby seconded, to rescind the Board decision of July 19, 2006, to offer a Consent Agreement for a stayed suspension/probation of 24 months, and offer a Consent Agreement for 12 months probation with the attached stipulations, modified to include monthly performance evaluations for the first 6 months and quarterly for the remaining 18 months. If not signed within 30 days, proceed to hearing. After discussion, the motion carried unanimously.

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

II.F.4. Frank Mario Vergili RN099822; LP020942 A. Olson

The Board was represented by Christopher Munn, Assistant Attorney General, Division of Solicitor General. Ann Olson, Assistant Attorney General, represented the State.

Olson addressed the Board.

Vergili was present and available for questions. Deedee Armer Holden, attorney, was present and addressed the Board.

Busby moved, Link seconded, and it was unanimously carried to rescind the Board decision of September 12, 2006 to issue Notice of Charges, and accept the signed Consent Agreement for 36 months stayed suspension probation with the attached stipulations.

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

II.G. Board Discussion and Decision Regarding Motions to Rescind Prior Board Decision To Consider Alternative Action

II.G.1. Jeannine Marie Lewis TLP038513 Christl

The Board was represented by Christopher Munn, Assistant Attorney General, Division of Solicitor General. Daniel Christl, Assistant Attorney General, represented the State.

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

Christl addressed the Board.

Perry moved, Link seconded, and it was unanimously carried to rescind the Board’s November 2006 vote to revoke the license, and accept the \$250 Civil Penalty payment

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

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

IV.E.2. Angela Dawn Glasgow RN113587 (Linck)

Glasgow and Tesh Toma were present and addressed the Board. Busby moved, Johnson seconded, and after discussion, it was unanimously carried to offer Consent Agreement for 24 months Stayed Revocation with the license suspended during the first 12 months and on Stayed Revocation Probation the second 12 months, followed then by 24 months Standard Probation, to include the attached stipulations, or hearing.

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

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

IV.B.4. Nancy Y. Noriega RN040222 (Bailey)

Noriega was present and addressed the Board. Bailey addressed the Board and confirmed receipt of additional information. Busby moved, Robertson seconded, and it was unanimously carried to lift suspension and revert to 18 months standard probation with original terms and conditions of Consent Agreement and Order #0106011.

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

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

IV.C.2. Barry Dowell RN133079; LP032769 (Wiggin)

Dowell was present and addressed the Board. Busby moved, Johnson seconded, and after discussion, it was unanimously carried to grant request for early termination of Consent Agreement.

IV.C.4. Angela Marie Garrison RN132767 (Wiggin)

Wiggin addressed the Board and confirmed receipt of additional information. Garrison was present and addressed the Board. Busby moved, Link seconded, and it was unanimously carried to grant request for early termination of Consent Agreement as of February 22, 2007.

IV.C.6. Gerardo Ramirez RN134500; LP035232 (Wiggin)

Ramirez was present and addressed the Board. Wiggin addressed the Board with additional information. Perry moved, Busby seconded, and it was unanimously carried to grant request for early termination of Consent Agreement.

IX. Dialogue with Nursing Students

The Board members and staff dialogued with Mesa Boswell, Chandler, Gilbert, and Glendale Community Colleges and Arizona State University Nursing Students regarding Board functions, policies and procedures.

The meeting recessed at 11:54 a.m. and reconvened at 1:00 p.m.

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

**V.D.1. Sandra Sue Scarce RN114468 (Twigg)
(aka: Hamilton)**

Attorney, Ann Fulton-Cavett and Scarce were present, telephonically. Fulton-Cavett addressed the Board. Malloch moved, Link seconded, to reaffirm prior Board motion, amended to include that Scarce must work at least 16 hours per week for the term of the probation. After discussion, Malloch amended the motion to include that Scarce is permitted to work registry with Tucson Heart Hospital only and return to the Board for approval of a different work setting. Link concurred. The motion carried unanimously.

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

Busby returned to the meeting at 1:20 p.m.

V.G.1. Colleen Marie Somers LP034313 (Torrez)

Link knows Melanie Balestra but shows no bias. Attorney, Melanie Balestra was present and addressed the Board. Somers was present and available for questions. Malloch moved, Johnson seconded, and it was unanimously carried to dismiss the case.

V.A.1. Julio Fiocchi LP Exam (Rappoport)

Malloch and Hardy know Linda Riesdorff but show no bias. Fiocchi was present and addressed the Board. Linda Riesdorff, complainant, was present telephonically and available for questions. Perry moved, Crawley seconded, and it was unanimously carried to continue the investigation to allow Fiocchi the opportunity to obtain a psychiatric evaluation by a Board approved evaluator who is at minimum PhD prepared and specializes in sexual misconduct and boundary violations, to be scheduled within 15 days and completed within 60 days and then return to the Board. If not completed, issue an Order of Denial. If an informal settlement conference is requested, the authority to settle is limited to the denial of the application.

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

V.G.10. Lucy Figueroa Schenck RN041491 (Torrez)

Attorney T. Scott King was present and available for questions. Link moved, Johnson seconded, and it was unanimously carried to dismiss the case.

**V.A.2. Vera-Lynn Simpson RN121740 (Rappoport)
(aka: Vera Lynn Estelle Nia)**

Johnson and Malloch know Kathy Scott but show no bias. Simpson was present, telephonically, and available for questions. Dominique Barrett was present and addressed the Board. Robertson moved, Link seconded, and it was unanimously carried to dismiss the case.

V.E.8. Joseph Sovay RN078468 (S. Nelson)

Link knows Judith Bergman but shows no bias. Darva Duncan, complainant, was present and available for questions. Allen Duncan, husband of the complainant, Sovay, Tina Day, and attorney Judith Bergman were present and addressed the Board. Malloch moved, Crawley seconded, to issue a letter of concern for failing to document the application and removal of restraints while working at St. Joseph’s Hospital on or about December 3, 2005. After discussion, the motion carried with seven in favor and one opposed.

The meeting recessed at 2:25 p.m. and reconvened at 2:43 p.m.

V.H.5. Bernadette Florence Gibson RN087870; SN0260 (Grady)

Vivian Howard, complainant, Bob Graham, Patricia Bell, Stephanie Sellers, Carol Dumas, Blaine Gadow, and Gibson were present and addressed the Board. Grady addressed the Board with additional information. Busby moved, Robertson seconded, to issue a letter of concern for failure to adequately assess a student with facial injury in or about May 2005 while employed at Agua Fria High School in Avondale, Arizona. The motion carried with six in favor and two opposed.

VI. Board Discussion and Decision Regarding CNA Investigative Reports

VI.E.2. Fernando Bocanegra CNA999953566 (B. Nelson)

Perry knows Marion Wright but shows no bias. Nelson addressed the Board with additional information. Perry moved, Robertson seconded, and it was unanimously carried to adopt the attached Notice of Charges, with an amendment to the final sentence to read: respondent failed to provide information showing that his social security number is valid.

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

V.L.1. Rex William Thomas RN089503 (Crain)

Attorney Joseph Collins was present and addressed the Board. Thomas was present and available for questions. Crain addressed the Board with additional information. Malloch moved, Perry seconded, and it was unanimously carried to issue an Interim Order for an anger management evaluation to be completed by a Board approved evaluator, who is at minimum PhD prepared and has expertise in the area of anger management and to include any additional testing deemed necessary by the evaluator, to be scheduled within 15 days and completed within 45 days and then return to the Board.

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

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

IV.E.3. Hope St. Sauveur Hood RN073429 (Linck)

Hood was present and addressed the Board. Johnson moved, Malloch seconded, and it was unanimously carried to offer a Consent Agreement for 12 months Stayed Revocation Probation followed by 24 months Standard Probation, to include the attached stipulations, or hearing.

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

IV.E.4. Amy Lynn Schumacher RN129916; LP036602 (Linck)

Complainant, Janice Corn, and Schumacher were present and addressed the Board. Linck addressed the Board with additional information. Malloch moved, Johnson seconded, and after discussion, it was unanimously carried to offer 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 10 days, issue Complaint and Notice of Hearing.

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

IV.E.1. Russell Lee Alford LP037250 (Linck)

Hardy recused herself to avoid the appearance of impropriety and left the meeting at 3:29 p.m. Crawley presided. Alford was present and addressed the Board. Linck addressed the Board with additional information. Johnson moved, Robertson seconded, to offer a Consent Agreement for 24 months Stayed Revocation with the license suspended during the first 12 months and on Stayed Revocation Probation the second 12 months, followed then by 24 months Standard Probation, to include the attached stipulations, or hearing. The motion carried with five in favor and two opposed.

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

Hardy returned to the meeting at 3:36 p.m.

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

V.B.3. Suzanne M. Milan LP Exam (K. Olson)

Milan was present and addressed the Board. Perry moved, Link seconded, and it was unanimously carried to grant licensure upon signing a Consent Agreement for a \$250 Civil Penalty within 30 days, or deny licensure based upon the information contained in the investigative report. If an informal settlement conference is requested, the authority to settle is limited to the terms offered at this meeting.

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

**V.D.5. Josefina Mincher RN096638 (Twigg)
(aka: Yslava)**

Mincher was present and addressed the Board. Malloch moved, Busby seconded, to issue an Interim Order for a substance abuse evaluation to be completed by a Board approved addictionologist and to include any additional testing deemed necessary, to be scheduled within 15 days and completed with 45 days and then return to the Board. If the Interim Order is not completed, adopt the attached Notice of Charges and include the factual allegations and alleged violations for failure to comply with the Interim Order. After discussion, Malloch amended the motion to increase the time allowed for completion of the evaluation to 60 days. Busby concurred. The motion carried unanimously.

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

V.D.7. Christina Garcia Sherrod LP006127 (Twigg)

Perry knows Art Martin but shows no bias. Sherrod was present and addressed the Board. Twigg addressed the Board with additional information. Johnson moved, Crawley seconded, and it was unanimously carried to adopt the attached Notice of Charges.

Malloch left the meeting at 4:05 p.m.

**V.D.8. Pamela H. Evans RN034248 (Twigg)
(aka: Gale)**

Evans was present and addressed the Board. Perry moved, Robertson seconded, and after discussion, it was unanimously carried to issue an Interim Order for a neuropsychological evaluation to be completed

by a Board approved evaluator and to include any additional testing deemed necessary by the evaluator, to be scheduled within 15 days and completed with 45 days and then return to the Board.

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

VI. Board Discussion and Decision Regarding CNA Investigative Reports

VI.G.5. Denise Ann Martinez CNA999950697; LP Exam (Crain)

Martinez, Evangelina Carpio, and Rudy Aguilera were present and addressed the Board. Robertson moved, Link seconded, and it was unanimously carried to grant certification and issue a letter of concern for an arrest on October 4, 2003, for theft and contributing to the delinquency of a minor by Tucson police in Tucson, Arizona.

The meeting recessed at 4:17 p.m. and reconvened at 4:26 p.m. Busby left the meeting at 4:17 p.m.

Perry returned to the meeting at 4:28 p.m.

V. Board Discussion and Decision Regarding RN/LPN Investigative Reports V.D.2.

Kevin K. Gentner RN108292 (Twigg)

Twigg addressed the Board and confirmed receipt of additional information. Johnson moved, Crawley seconded, to offer a Consent Agreement for 36 months probation with attached stipulations, or hearing. The motion carried with five in favor and one abstained.

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

Malloch returned to the meeting at 4:31 p.m.

V.D.3. Susan C. Webster LP037228; CNA999948999 (Twigg) (aka: Cox)

Twigg addressed the Board with additional information. Perry moved, Link seconded, to offer a Consent Agreement for 12 months stayed suspension followed by 24 months probation with attached stipulations, or hearing. The motion carried with six in favor and one abstained.

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

V.D.4. Donna Marie Noha LP040918 (Twigg)

Twigg addressed the Board with additional information. Johnson moved, Perry seconded, and it was unanimously carried to Offer Consent Agreement for 24 month probation with attached stipulations, or hearing.

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

**V.D.6. Tracy A. Rademacher RN139037 (Twigg)
(aka: McKnight)**

Twigg addressed the Board with additional information. Malloch moved, Robertson seconded, and it was unanimously carried to offer a Consent Agreement for 24 months probation to include the attached stipulations or hearing.

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

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

IV.E.5. Michele K. Wallace RN135041; LP039664 (Linck)

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

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

III. Board Discussion and Decision Regarding Case Disposition Criteria Approved, Letter of Concern Summary Report Approved, Lapsed Licenses, and Reinstatement Applications (List Available in Board Office)

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

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. School Nurse Certificate Applicants

III.A.8. Certified Registered Nurse Anesthetists Applying for Prescribing Authority

Crawley moved, Johnson seconded, and it was unanimously carried to approve the applicants on the list to be dismissed by case disposition criteria and to grant licensure/certification to examination and endorsement applicants on the list pending successful completion of testing requirements, verification from original state licensure and receipt of negative state and federal criminal history for Agenda Items III.A.1-8.

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

- 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**

Crawley moved, Perry 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 and receipt of no additional state and federal criminal history for Agenda Items III.B.1-7.

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

- III.C.1. Sheryl D. Hineman CNA081950641 \$50**
- III.C.2. Tamara D. Jackson CNA670311977 \$50**
- III.C.3. Patty Hagenson RN048651 \$100**
- III.C.4. Annelynn Schorzman RN116083 \$100**
- III.C.5. Goldie B. Wolin RN84008 \$100**
- III.C.6. Barbara Harden CNA999996876 \$150**

Perry moved, Johnson seconded, and it was unanimously carried to offer a Consent Agreement for an Administrative Penalty in the amount stated for working on an expired license, or proceed to hearing for Agenda Items III.C.1-6. Referral of the employers will be made to DHS for licensees working on a lapsed license for three months or greater.

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

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

- III.D.1. Order of Denial**
- III.D.1.a. Donna L. Charley CNA Exam (Lester)**
- III.D.1.b. Donna K. Henry CNA Exam (Crain)**
(aka: Burgess)

Perry moved, Crawley seconded, and it was unanimously carried to adopt the attached Order of Denial for Agenda Items III.D.1.a & b. If an informal settlement conference is requested, the authority to settle is limited to denial of the application.

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

III.D.3. Order of Revocation Compact RN/LP/CNA

III.D.3.a. Donna Hovis Perkins 167436 (North Carolina RN) (Munger)

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

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

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

- III.E.1. Melissa Ann Freand CNA999993669 (Crain)**
- III.E.2. Pamela Ann Glorie RN123121 (Torrez)**
- III.E.4. Vola Gary RN114641 (Torrez)**
- III.E.5. Leann Michelle Beaver (aka: Taylor) CNA704611599 (Sage)**
- III.E.6. Joyce Ellen Chamberlain (aka: Burnett; Snell) LP035441 (Sage)**
- III.E.7. Jace Payton Thompson CNA100003160 (Sage)**
- III.E.8. Aleita Frances Watson CNA999997763 (Sage)**
- III.E.9. Kelly Andrew Light RN114070; LP033966; CNA273748189 (Polak)**

Crawley moved, Johnson seconded, and unanimously carried to adopt the attached Notice of Charges for Agenda Items III.E.1, 2, and 4-9.

III.F. Board Information Regarding Imposters & Cease and Desist Orders - Huff

- 1. Norma Mae Evans January 11, 2007**
- 2. Raichaline O. Goodrich January 9, 2007**

A Cease and Desist letter was mailed to the above named persons, on the dates listed.

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

- Sara Chapetti CNA65724810 Immediately**
- Shamona Meadows CNA999994266 Immediately**
- Denise Norris RN049315 Immediately**
- Terese Hartung RN122075 Immediately**
- Christina Olude CNA1000004606 February 3, 2007**
- Becky Pine RN094383 February 7, 2007**
- Cathy Pauley CNA706741189 February 15, 2007**
- Rose Mary Dominguez RN045549 February 17, 2007**
- Judith Weber RN073739 February 26, 2007**
- Martin Hilger RN065753 March 6, 2007**

Crawley moved, Robertson 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. Board Discussion & Decision Regarding Non-Compliance/Compliance with Board Orders

IV.B.1. Michael Anthony Cabanes RN129150 (Bailey)

Cabanas was present, telephonically, and addressed the Board. Bailey addressed the Board with additional information. Johnson moved, Robertson seconded, and it was unanimously carried to offer a Consent

Agreement for 18 months stayed revocation/probation with terms and conditions with no early release. If not signed within 30 days, proceed to non-compliance hearing.

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

IV.B.2. Jeff A. Gorow RN046900 (Bailey)

Crawley is affiliated with Phoenix Memorial Hospital but shows no bias. Gorow was present, telephonically, and addressed the Board. Bailey addressed the Board with additional information. Johnson moved, Malloch seconded, and it was unanimously carried to offer a Consent Agreement for 12 months stayed suspension/probation followed by standard probation for 24 months with the attached terms and conditions. If not signed within 30 days proceed to non-compliance hearing.

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

IV.B.3. Julia F. Kendall RN098088 (Bailey)

Bailey addressed the Board with additional information. Perry moved, Crawley seconded, and it was unanimously carried to offer a Consent Agreement for an indefinite suspension followed by 36 months stayed revocation/probation with attached terms and conditions. If indefinite suspension terms are not completed within 2 years, revoke license.

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

IV.B.5. Joe A. Tolliver LP040272 (Bailey)

Tolliver was present, telephonically, and addressed the Board. Malloch moved, Crawley seconded, to offer a Consent Agreement for 12 months stayed revocation/probation followed by 24 months standard probation with no early release with the attached terms and conditions. After discussion, Malloch amended the motion to include: permitted to complete the terms of the Consent Agreement in the State of Virginia. Crawley concurred. The motion carried unanimously.

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

IV.B.6. Gail W. Warren RN061982 (Bailey)

Crawley is affiliated with Phoenix Memorial Hospital but shows no bias. Warren was present, telephonically, and addressed the Board. Johnson moved, Crawley seconded, to offer an amended Consent Agreement for additional 6 months probation under the current terms and conditions. If not

signed within 30 days, proceed to non-compliance hearing. After discussion, Johnson amended the motion to include the addition of 12 additional psychiatric counseling sessions. Crawley concurred. The motion carried unanimously.

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

IV.B.7. Michelle L. West RN108072; LP033416 (Bailey)

Bailey addressed the Board with additional information. Perry moved, Crawley seconded, and it was unanimously carried to adopt Notice of Charges.

IV.D. Board Discussion & Decision to Adopt Notice of Charges for RN/LP/CNA Non-Compliance.

IV.D.1. Lee Ann Billie CNA515397803 (Bailey)

IV.D.2. Melissa A. Mruskovich RN091432; AP1271 (Bailey)

IV.D.3. Kristy Taylor CNA182250641 (Bailey)

Crawley moved, Malloch seconded, and it was unanimously carried to adopt the attached Notice of Charges for Agenda Items IV.D.1-3.

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

IV.C.1. Myriah Carsten Baker RN054257; LP016911 (Wiggin)

Baker was present, telephonically, and addressed the Board. Malloch moved, Perry seconded, and it was unanimously carried to grant request for early termination of Consent Agreement.

IV.C.3. Carmen Fay Escobedo CNA999990558 (Wiggin) (aka: Ortega)

An attempt was made to contact Escobedo telephonically. Perry moved, Link seconded, and it was unanimously carried to continue current Consent Agreement.

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

IV.C.7. Nancy Riviotta RN095171; LP030644 (Wiggin)

Johnson moved, Perry seconded, and it was unanimously carried to permit Riviotta to complete refresher course in fall semester.

IV.C.8. Stacy Stokes RN117723 (Wiggin)

An attempt was made to contact Stokes telephonically. Link moved, Malloch seconded, and it was unanimously carried to grant request for early termination of Consent Agreement.

IV.C.9. William Voss RN036688 (Wiggin)

An attempt was made to contact Voss telephonically. Wiggin addressed the Board with additional information. Malloch moved, Perry seconded, and it was unanimously carried to grant request for termination of Consent Agreement.

IV.C.10. Daniel Whalen

CNA999950213 (Wiggin)

Whalen was present, telephonically, and addressed the Board. Johnson moved, Robertson seconded, and it was unanimously carried to grant request for early termination of Consent Agreement.

The meeting recessed at 5:31 p.m., Wednesday, January 24, 2007.

Arizona State Board of Nursing

Janet Napolitano
Governor

Joey Ridenour
Executive Director



Board Meeting Minutes

The regular meeting of the Arizona State Board of Nursing convened at 8:32 a.m., Thursday, January 25, 2007, in the Board of Nursing Board Room, Suite 200, 4747 N. 7th Street, Phoenix, Arizona, with Karen Hodges Hardy, RN, MSN, President, presiding.

BOARD MEMBERS PRESENT:

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

LEGAL COUNSEL:

Daniel Christl, Assistant Attorney General
Ann Olson, Assistant Attorney General

STAFF:

Joey Ridenour, RN, MN, Executive Director
Judy Bontrager, RN, MN, Associate Director
Valerie Smith, RN, MS, Associate Director
Erica Bailey, Senior Investigator/Monitoring
Susan Barber, RN, MSN, Nurse Practice Consultant/Hearings
Debra Blake, Paralegal/Hearing Department
Jeanne Crain, Senior Investigator
Karen Grady, RN, MS, CS, FNP, Nurse Practice Consultant/Advanced Practice
Ron Lester, Senior Investigator
Connie Linck, RN, MN, CNA, BC
Sydney Munger, RN, MS, Nurse Practice Consultant
Betty Nelson, RN, MS, Nursing Assistant Consultant
Stephanie Nelson, R.N., M.S.N., Nurse Practice Consultant
Kirk Olson, Senior Investigator
Anne Parlin, Nurse Practice Consultant/Education
Cory Polak, Senior Investigator
Pamela Randolph, RN, MSN, Nurse Practice Consultant/Education
Mary Rappoport, RN, MN, Nurse Practice Consultant
Jeanine Sage, RN, MSN, Nursing Assistant Consultant
Sister Rachel Torrez, RN, MS, Nurse Practice Consultant
Nancy Twigg, RN, MSN, Nurse Practice Consultant
Pamela Wiggin, RN, MS, Nurse Practice Consultant/Monitoring
James Williams, Senior Investigator
Thereasa Huff, Legal Secretary II
Vicky Driver, Administrative Assistant III
Barbara Melberg, Legal Secretary

I. Call to Order

The meeting was called to order at 8:32 a.m., Thursday, January 25, 2007.

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

Hardy presided.

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

Malloch arrived at the meeting at 8:34 a.m.

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

V.D.9. Brian Michel Steffe RN127702 (Twigg)

Attorney Jay Ryan and Steffe were present and available for questions. Twigg addressed the Board with additional information. Johnson moved, Hardy seconded, to offer a Consent Agreement for indefinite suspension pending a psychiatric evaluation by a Board approved psychiatrist, a psychological evaluation with an emphasis on sexual misconduct and professional boundaries including any additional testing deemed necessary by a Board approved evaluator, and a refresher course to include clinical experiences followed by 24 months probation with attached stipulations, or hearing. After discussion, the motion failed with four opposed, two in favor and one abstained.

	VOTE	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Robertson, Steve Member	Link, Denise Member	Busby, Kathryn Member
YES	2			X	X				
NO	4		X			X	X		X
ABSTAIN	1	X							
ABSENT	1							X	

Busby moved, Crawley seconded, to issue an Interim Order for a comprehensive psychiatric and a comprehensive psychological evaluation with focus on sexual misconduct, to be scheduled within 15 days and completed within 45 days and then return to the Board. The motion carried with five in favor, one opposed and one abstained.

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

IV.F. Board Discussion & Decision Regarding RN/LPN Compact Investigative Cases

IV.F.1. Sheryl Ann Pine VA0001153057; RN Endorsement (Rappoport) (Ratigan; Newton)

Rappoport addressed the Board with additional information. Pine was present and addressed the Board. Crawley moved, Busby seconded, and it was unanimously carried, upon meeting all requirements, grant license, and issue a letter of concern for 2002 and 2005 disciplinary actions by the Virginia State Board of Nursing.

IV.F.2. Brian M. Castle SD033539; RN Endorsement (K. Olson)

Olson addressed the Board with additional information. Malloch moved, Johnson seconded, to continue the investigation to allow Castle the opportunity to obtain a psychological evaluation, to include a substance abuse evaluation, by a Board approved psychologist, and to include any additional testing deemed necessary by the evaluator, to be scheduled within 15 days and completed within 45 days and

then return to the Board. If the evaluation is not completed, deny licensure based upon the information contained in the investigative report. If an informal settlement conference is requested, the authority to settle is limited to the terms offered at this meeting. After discussion, the motion carried with five in favor and two opposed.

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

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

**V.A.3. Steve Cysani LP036631 (Rappoport)
(aka: Cangas)**

Malloch and Hardy know Paula Calcaterra but show no bias. Rappoport addressed the Board with additional information. Cysani was present and addressed the Board. Malloch moved, Perry seconded, and it was unanimously carried to dismiss the case.

Link arrived at the meeting at 9:00 a.m.

V.A.4. Julianne Wilder LP Endorsement (Rappoport)

Johnson moved, Busby seconded, upon meeting all requirements, grant “refresher course only” license, and upon successful completion of refresher course, grant licensure. The motion carried with seven in favor and one abstained.

**V.A.5. Cheryl Eileen Donaldson RN Endorsement (Rappoport)
(aka: Baker; Bowman)**

Perry moved, Busby seconded, and it was unanimously carried to deny licensure and adopt the attached Order of Denial. If an informal settlement conference is requested, the authority to settle is limited to the denial of the application.

	VOTE	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Robertson, Steve Member	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. Ann Marie Kakavand RN127630; CRNA prescribing authority (Rappoport)
(aka: Rutowski)**

Crawley moved, Malloch seconded, and it was unanimously carried to adopt the attached Order of Denial related to CRNA application for prescribing authority; and adopt the attached Notice of Charges related to RN license. If an informal settlement conference is requested, the authority to settle is limited to the denial of the application.

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

V.A.7. Jared Adam Day LP Exam (Rappoport)

Malloch knows Paulette Compton but shows no bias. Rappoport addressed the Board and confirmed receipt of additional information. Attorney Daniel J. Terrell was present and addressed the Board, and Day was present and available for questions. Busby moved, Crawley seconded, to continue the investigation to allow Day the opportunity to obtain a psychiatric comprehensive evaluation to be completed by a Board approved evaluator with expertise in substance abuse and then return to the March 2007 Board meeting. After discussion, the motion carried with seven in favor and one opposed.

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

**V.A.8. Virginia Ruth French RN019608 (Rappoport)
(aka: Virginia Ruth French; Virginia Valencia French; Virginia V. Flatt)**

French was present and available for questions. Busby moved, Perry seconded, and it was unanimously carried, upon meeting all requirements and signing a Consent Agreement for a \$250 Civil Penalty, grant licensure. If not signed within 30 days deny licensure based upon the information contained in the investigative report. If an informal settlement conference is requested, the authority to settle is limited to the terms of the Consent Agreement offered at this meeting.

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

V.A.10. Amanda Erin Humberger RN135840 (Rappoport)

Crawley moved, Robertson seconded, and it was unanimously carried to adopt the attached Notice of Charges.

**V.A.11. Sharon Kay Reumann-Linam RN110535 (Rappoport)
(aka: Linam)**

Perry moved, Crawley seconded, and it was unanimously carried to adopt the attached Notice of Charges.

**V.A.12. Judith Sue Ondicho LP Endorsement (Rappoport)
(aka: Guenther; Lee)**

Ondicho was present and available for questions. Johnson moved, Malloch seconded, and it was unanimously carried, upon meeting all requirements and signing a Consent Agreement for a \$1000 Civil Penalty, grant license. If not signed within 30 days, issue Order of Denial. If an informal settlement conference is requested, the authority to settle is limited to the terms of the Consent Agreement offered at this meeting.

	VOTE	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Robertson, Steve Member	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. Brittney N. Barnhart LP Endorsement (K. Olson)

Malloch moved, Perry seconded, and it was unanimously carried to offer a Consent Agreement for 24 months probation, with the attached stipulations. If not signed within 30 days, deny licensure. If an informal settlement conference is requested, the authority to settle is limited to the terms offered at this meeting.

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

V.B.2. Donald T. Lato RN Endorsement (K. Olson)

Johnson moved, Crawley seconded, and it was unanimously carried to deny licensure based upon information contained in the investigative report. If an informal settlement conference is requested, the authority to settle is limited to the denial of the application.

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

V.B.4. Darren G. Rudisaile RN Endorsement (K. Olson)

Olson addressed the Board with additional information. Johnson moved, Crawley seconded, and after discussion, it was unanimously carried to continue the investigation to allow Rudisaile the opportunity to obtain a psychological evaluation, to include a substance abuse evaluation, by a Board approved psychologist, and to include any additional testing deemed necessary by the evaluator, to be scheduled within 15 days and completed within 45 days and then return to the Board. If the evaluation is not completed, deny licensure based upon the information contained in the investigative report. If an informal settlement conference is requested, the authority to settle is limited to the terms offered at this meeting.

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

**V.B.5. Nadine L. Sandoval RN066862 (K. Olson)
(aka: Louise Sandoval)**

Olson addressed the Board with additional information and the Notice of Charges. Perry moved, Busby seconded, and it was unanimously carried, based on the information contained in the investigative report, issue an Interim Order for a psychological evaluation, to include an anger management evaluation, to be completed by a Board approved psychologist, and to include any additional testing deemed necessary by the evaluator, to be scheduled within 15 days and completed within 45 days and then return to the Board. If the Interim Order is not completed, adopt the Notice of Charges and include the factual allegations and alleged violations for failure to comply with the Interim Order.

	VOTE	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Robertson, Steve Member	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. Mark E. Lukasik Reinstatement RN079854 (K. Olson)

Lukasik was present and available for questions. Malloch moved, Link seconded, and it was unanimously carried, upon meeting all renewal requirements and signing a Consent Agreement for a stayed revocation/indefinite suspension, pending completion of a Board approved psychological counseling program for sexual misconduct, followed by a 24 month stayed revocation probation, followed by a 12 month probation, and the attached stipulations, issue a temporary license for a refresher course only. Upon successful completion of the refresher course, grant renewal under the terms of the signed Consent Agreement. If not signed within 30 days, deny licensure based upon the information contained in the investigative report. If an informal settlement conference is requested, the authority to settle is limited to the denial of the application.

	VOTE	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Robertson, Steve Member	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. Cory L. Heitzman RN Exam (K. Olson)

Heitzman was present and available for questions. Busby moved, Link seconded, and it was unanimously carried, upon meeting all requirements, grant licensure and issue a letter of concern for multiple arrests, citations, and misdemeanor convictions from 1981 to 1994, in Colorado.

V.C.2. Heather Brooke Pottgen RN107514 (Polak)

Johnson moved, Malloch seconded, to issue an Interim Order for a psychological evaluation, to include 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 within 15 days and completed within 45 days and then return to the Board. If the Interim Order is not completed, issue Notice of Charges based on the information contained in the investigative report, and to include the factual allegations and alleged violations for failure to comply with the Interim Order. After discussion, the motion carried with six in favor and two opposed.

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

The meeting recessed at 9:41 a.m. and reconvened at 10:02 a.m.

V.F.1. Jennifer Mary Sekenski RN100066 (Munger) (aka: Richel)

Robertson moved, Johnson seconded, to issue a letter of concern for forging the signature of a patient's medical power of attorney on an Informed Consent and Hospice Benefits Election form, on or about

February 1, 2006, while working for Hospice of the Valley in Phoenix, Arizona. After discussion, the motion carried with four in favor and three opposed.

V.F.2. Pamela Dodd Jones RN138033 (Munger)
(aka: Cail)

Perry moved, Johnson seconded, and it was unanimously carried to table Agenda Item V.F.2.

V.F.3. Carole Mary Hartwigsen RN123340; LP037680 (Munger)

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

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

V.F.4. Melissa Thoms 142397 (Tennessee RN) (Munger)

Thoms was present and addressed the Board. Malloch moved, Link seconded, and it was unanimously carried to close the case without action and refer to home state.

V.F.5. Sonja Hernandez Simms RN094465; LP030296 (Munger)

Complainant, Inge Riley, was present and addressed the Board. Crawley moved, Johnson seconded, and after discussion, it was unanimously carried to offer a Consent Agreement for a Decree of Censure or hearing.

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

V.F.6. Mary Kier Hatch RN066925; LP021103 (Munger)

Complainant, Inge Riley, was present and addressed the Board. Malloch moved, Perry seconded, and it was unanimously carried to offer a Consent Agreement for indefinite suspension pending successful completion of a refresher course, followed by 12 months probation to with stipulations to include stamping of license, notification of practice settings, quarterly performance evaluations, direct supervision, night shift and registry prohibited, or hearing.

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

Busby returned to the meeting at 10:29 a.m.

V.F.7. Louis Delmar Ash RN108228 (Munger)

Munger addressed the Board and confirmed receipt of additional information. Johnson moved, Perry seconded, and after discussion it was unanimously carried to offer a Consent Agreement for a Decree of Censure or hearing.

	VOTE	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Robertson, Steve Member	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. Mariann Frances Muskus TRN139115 (Munger)
(aka: Houk)

Munger addressed the Board and confirmed receipt of additional information. Busby moved, Crawley seconded, upon meeting all requirements and signing a Consent Agreement for a Decree of Censure, grant licensure. If not signed within 30 days, deny licensure based upon the information contained within the investigative report. In an informal settlement conference is requested, the authority to settle is limited to the terms of the Consent Agreement offered at this meeting. After discussion the motion carried with seven in favor and one opposed.

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

V.F.9. Melanie Kay O’Neal RN122491 (Munger)
(aka: McMasters)

Complainant Robert Ohton was present and addressed the Board. Margaret Ohton was present and available for questions. O’Neal was present and addressed the Board. Malloch moved, Johnson seconded, and after discussion it was unanimously carried to dismiss the case.

V.F.10. Dawn Michelle Damon RN125134 (Munger)
(aka: Bockrath)

Munger addressed the Board with additional information. Damon was present and addressed the Board. Johnson moved, Crawley seconded, to offer a Consent Agreement for 18 months probation with the attached stipulations, or hearing. After discussion, Johnson amended the motion to include: direct supervision for the first 6 months followed by on site supervision for 12 months. Crawley concurred. The motion carried with seven in favor and one opposed.

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

V.F.11. Elizabeth Donohue Oleksak RN081690 (Munger)

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

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

V.F.12. Dolores M. Sisneros 228008 (Texas RN) (Munger)

Perry moved, Link seconded, and after discussion was unanimously carried, contingent upon ratification of the Texas Board of Nurse Examiners’ Agreed Order, compliance with the Order, and being employed at Caremark providing telephonic patient education to patients who may reside in Arizona, may practice on the privilege of Texas multi-state licensure in Arizona

V.F.13. Gold Omereonye 126208 (Wisconsin RN) (Munger)

Munger addressed the Board with additional information. Omereonye was present and addressed the Board. Johnson moved, Crawley seconded, and it was unanimously carried to continue the investigation to allow completion of Arizona State Hospital’s internal investigation of abuse allegations. Return case to the Board at the March 2007 Board meeting if revocation of privilege is warranted. If revocation of privilege is not warranted, close case without action and refer to home state.

**V.F.2. Pamela Dodd Jones RN138033 (Munger)
(aka: Cail)**

Crawley moved, Perry seconded, and it was unanimously carried to reopen Agenda Item V.F.2. Munger addressed the Board with additional information. Jones was present, telephonically, and addressed the Board. Crawley moved, Robertson seconded, and it was unanimously carried to offer a Consent Agreement for 36 months probation with the attached stipulations, or hearing.

	VOTE	Malloch, Kathy Member	Perry, Hunter Member	Johnson, Patricia Secretary	Hardy, Karen President	Crawley, Theresa Vice Pres	Robertson, Steve Member	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 11:30 a.m.

V.G.3. Tonya L. Childers RN076293; LP024572 (Torrez)

Childers was present and addressed the Board. Busby moved, Robertson seconded, and it was unanimously carried to offer a Consent Agreement for 36 months probation and a \$1,000 Civil Penalty with the attached stipulations or hearing.

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

V.G.7. Hope Eileen Kurczeski RN107173; LP033737 (Torrez)

Kurczeski was present and addressed the Board. Johnson moved, Malloch seconded, to offer a Consent Agreement for a \$250 Civil Penalty or hearing. After discussion, the motion carried with six in favor and one opposed.

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

V.G.8. Kerrie Lynn Girard RN132643 (Torrez)

Girard was present and addressed the Board. Busby moved, Link seconded, and it was unanimously carried to issue a letter of concern for failing to complete documentation in the medical record for home care visits completed on or about June 3, 4, and 11, 2006, while employed at Arizona Home Care in Phoenix, Arizona.

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

V.G.11. Sarah Savacool Ellery-Williams RN041822 (Torrez)

Torrez addressed the Board and confirmed receipt of additional information. Ellery-Williams was present and addressed the Board. Malloch moved, Johnson seconded, to issue an Interim Order for an evaluation to be completed by a Board approved neuropsychologist who has expertise in substance abuse and to include any additional testing deemed necessary by the evaluator, to be scheduled within 30 days and completed in 60 days then return to the Board. The motion carried with seven in favor and one abstained.

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

Robertson left the meeting at 11:50 a.m. and returned at 11:57 a.m.

V.G.14. James Gillcoatt RN089620 (Torrez)

Torrez addressed the Board and confirmed receipt of additional information. Gillcoatt was present and addressed the Board. Malloch moved, Johnson seconded, to issue 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 within 15 days and completed within 45 days and then return to the Board. If the Interim Order is not completed adopt the attached Notice of Charges and include the factual allegations, amended to delete #6, and alleged violations, amended to delete R4-19-403 (25a) for failure to comply with the Interim Order. The motion carried with six in favor, one opposed, and one abstained.

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

IX. Dialogue with Nursing Students

The Board members and staff dialogued with Maricopa Skill Center, Chandler and Gilbert Community College Nursing Students regarding Board functions, policies and procedures.

The meeting recessed at 12:05 p.m. and reconvened at 1:00 p.m. Link left the meeting at 12:05 p.m.

V.N.4. Brandon Voll RN119288 (Huff)

Voll was present and addressed the Board. Busby moved, Robertson seconded, and it was unanimously carried to issue a letter of concern for the December 12, 2005 DUI conviction in Tucson, Arizona.

V.N.2. Alisha Nicole Hermonillo RN126577, LP038268 (Huff)

Huff addressed the Board with additional information. Hermonillo was present and available for questions. Malloch moved, Robertson seconded, and it was unanimously carried to offer a Consent Agreement for 12 months probation to include the attached stipulations or hearing.

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

V.M.6. Aileen Nelson Johnson RN042448 (Wiggin)

Johnson was present and addressed the Board. Busby moved, Malloch seconded, and it was unanimously carried to offer a Consent Agreement for 18 months probation with the attached terms and conditions, amended to delete nurse recovery, and include AA 5 times per week, monthly performance evaluations for first 9 months and quarterly thereafter, allowed to work 96 hours every 2 weeks, drug testing 2 times per month for first 6 months and 1 time per month thereafter, Banner to be the only travel employer. If not signed within 30 days, adopt attached Notice of Charges.

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

V.I.2. Shannon Lynne Lammert LP Endorsement (Williams)

Lammert was present and addressed the Board. Busby moved, Crawley seconded, to grant licensure upon signing a Consent Agreement for 24 months probation with the attached stipulations. If not signed within 30 days, deny licensure based upon information contained in the investigative report. If an informal settlement conference is requested, the authority to settle is limited to the terms of the Consent Agreement offered at this meeting. After discussion, Busby amended the motion to include: allowed to work night shift, drug testing 2 times per month for the first 6 months, nurse recovery and/or AA. Crawley concurred. The motion carried unanimously.

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

Busby left the meeting at 1:35 p.m.

V.J.4. Vincent James Anzalaco LP036426 (Sage)

Sage addressed the Board with additional information. Anzalaco was present and addressed the Board. Johnson moved, Malloch seconded, to offer a Consent Agreement for 18 months probation with attached terms to be signed in 30 days or proceed to hearing. The motion carried with four in favor and two opposed.

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

V.K.2. Kathy J. Vanderwaall RN086592; LP026986 (Smith)

Perry recused himself to avoid the appearance of impropriety and left the meeting at 1:50 p.m. Vanderwaall was present and addressed the Board. Johnson moved, Robertson seconded, and it was unanimously carried to offer an amended Consent Agreement to include the prior terms and conditions and with the addition of drug access restriction for the first 6 months and compliance with current psychiatric treatment. If not signed, proceed to hearing.

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

Perry returned to the meeting at 2:07 p.m.

VI. Board Discussion and Decision Regarding CNA Investigative Reports

VI.G.3. Stephen Jeffrey Jakes CNA999953076 (Crain)

Crain addressed the Board and confirmed receipt of additional information. James was present and addressed the Board. Perry moved, Malloch seconded, and it was unanimously carried to continue the investigation to allow Jakes to obtain a psychiatric evaluation to be completed by a Board approved evaluator, who has expertise in substance abuse and to include any additional testing deemed necessary by the evaluator, to be scheduled within 15 days and completed within 60 days and then return to the Board. If the Interim Order is not completed, deny re-certification based on the information contained in the investigative report. If an informal settlement conference is requested, the authority to settle is limited to the terms offered at this meeting.

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

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

**V.E.2. Judith Ann Gricol RN096175 (S. Nelson)
(aka: Hildebrand-Gricol)**

Malloch knows Kim Lamar but shows no bias. Gricol was present and addressed the Board. Crawley moved, Hardy seconded, to offer a Consent Agreement for a Decree of Censure or hearing. After discussion, the motion carried with four in favor and two opposed.

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

V.E.3. Kerry Lynn Hastings RN105992I LP032715 (S. Nelson)
(aka: Cahill; Wilson)

Nelson addressed the Board with additional information. Hastings was present, telephonically, and addressed the Board. Johnson moved, Robertson seconded, and it was unanimously carried to offer a Consent Agreement for 18 months probation with the attached stipulations or hearing.

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

V.E.4. Judith Anne Laskowski RN128606 (S. Nelson)
(aka: Snyder)

Malloch knows Troy Garland but shows no bias. Nelson addressed the Board with additional information. Laskowski was present and addressed the Board. Malloch moved, Perry seconded, and it was unanimously carried to offer a Consent Agreement for a Decree of Censure or hearing.

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

V.E.5. Jennifer Ann Lehman RN127746 (S. Nelson)

Nelson addressed the Board with additional information. Lehman was present, telephonically, and addressed the Board. Johnson moved, Crawley seconded, and it was unanimously carried to issue an Interim Order for a substance abuse evaluation to be completed by a Board approved evaluator who is at minimum PhD prepared and to include any additional testing deemed necessary by the evaluator, to be completed within 45 days and return to Board. If the Interim Order is not completed, adopt the attached Notice of Charges and include that factual allegations and alleged violations for failure to comply with the Interim Order.

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

V.E.6. Joan Elizabeth Nethercutt RN102709 (S. Nelson)

Crawley is affiliated with Indian Health Service but shows no bias. Nelson addressed the Board and confirmed receipt of additional information. Nethercutt was present and available for questions. Malloch moved, Perry seconded, and it was unanimously carried to offer a Consent Agreement for a Decree of Censure.

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

V.E.7. Shirley I. Snage RN038104 (S. Nelson)

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

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

V.E.9. Sherri Catherine Turner RN124998 (S. Nelson)

An attempt was made to contact the complainant, Schlomit Gruber telephonically. Turner was present and addressed the Board. Malloch moved, Robertson seconded, to issue a letter of concern for being insensitive and using inappropriate language while providing care for patient P.M. on June 9, 2006 while working at John C. Lincoln Hospital. After discussion, the motion carried with five in favor and one opposed.

The meeting recessed at 3:02 p.m. and reconvened at 3:18 p.m.

V.G.12. Christine A. Dippel RN099674 (Torrez)

Perry knows Ann Nichol and Rick Bogdon but shows no bias. Teresa Sanzio, attorney, was present and addressed the Board. Malloch moved, Crawley seconded, to reaffirm the Board decision made of November 15, 2006, to issue an Interim Order. The motion carried with five in favor and one opposed.

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

V.K.1. Mary June Hopper RN091230 (Smith)

Johnson is affiliated with Thunderbird Hospital, and Malloch and Johnson know Julie Welch but show no bias. Smith addressed the Board with additional information. Teresa Sanzio, attorney, was present and addressed the Board. Johnson moved, Hardy seconded, and it was unanimously carried to offer a Consent Agreement for an indefinite suspension followed by 36 months probation to include the attached terms. If not signed within 15 days, issue Complaint and Notice of Hearing.

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

V.E.10. Rebecca Sanders Case RN069044 (S. Nelson)

Teressa Sanzio, attorney, was present and addressed the Board. Malloch moved, Perry seconded, and it was unanimously carried to offer a Consent Agreement for 12 months probation to include the attached stipulations if not signed within 15 days issue a Complaint Notice of Hearing.

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

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

IV.C.12. Noah Amir Kobay RN097801 (Wiggin) (aka: Leonard Floey Dineen)

Kobay was present and available for questions. Teressa Sanzio, attorney, was present and addressed the Board. Johnson moved, Hardy seconded, and it was unanimously carried to lift indefinite suspension and permit Kobay to continue with terms of probation set forth in current Consent Agreement and Order. In addition, Kobay shall be required to return to psychotherapy within 30 days of returning to nursing practice.

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

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

V.G.2. Roberta Jean Griner RN023998 (Torrez)

Torrez addressed the Board with a technical correction to the investigative report. Perry moved, Johnson seconded, and it was unanimously carried to offer Consent for Decree of Censure with a \$1,000 Civil Penalty or Hearing.

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

V.G.4. Bethany Gayle Kelly RN032382 (Torrez)

Perry moved, Robertson seconded, and it was unanimously carried to table Agenda Item V.G.4.

V.G.5. Sandra Jean Balke RN128780 (Torrez)

Torrez addressed the Board with additional information. Johnson moved, Perry seconded, and it was unanimously carried to adopt the attached Notice of Charges, amended to include the addition to findings of facts to include, "Respondent said the charge nurse never instructed her to obtain the blood pressure using a manual cuff, and the charge nurse did not intervene to assist Respondent", to paragraph #4; and to delete original paragraph #9 and replace it with, "On or about January 8, 2007, Respondent submitted a written response stating she had assessed S.C. who was alert and cooperative when she saw her for the last time at or about 0630. Respondent agreed that the blood pressure she obtained at 0600 was 80/40, and she did not contact the physician. Respondent believes portions of her documentation have been removed

from the patient’s medical record. Respondent states she has been ill, was hospitalized and is on disability at this time and does not believe she can return to nursing. Respondent requested that her license be placed on a “retired” status. Respondent was informed that because there is an open complaint against her license this cannot be done”; and delete R4-19-403 (25a) from the alleged violations.

V.G.6. Anita Devadas Cavazos RN046852 (Torrez)

Attorney Richard Klauer and Cavazos were present and addressed the Board. Johnson moved, Perry seconded, and it was unanimously carried to dismiss the case.

V.G.9. Marie Lusta Germain LP037573 (Torrez)

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

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

V.G.13. Brian James Keller RN126518 (Torrez)

Torrez addressed the Board with additional information. Malloch moved, Perry seconded, and it was unanimously carried to continue the investigation to the March 2007 Board meeting.

V.H.2. Lorraine Ruth Christ RN040751; CRNA0167 (Grady)

Crawley recused herself to avoid the appearance of impropriety and left the meeting at 4:07 p.m. Christ was present, telephonically, and addressed the Board. Grady addressed the Board and confirmed receipt of additional information. Johnson moved, Robertson seconded, and it was unanimously carried to offer a Consent Agreement for a Decree of Censure or hearing.

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

Crawley returned to the meeting at 4:11 p.m.

V.H.3. Darlene M. Waggoner RN098326 (Grady)

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

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

V.I.1. Lindsey Leigh Garn TRN140097 (Williams)
(aka: McGant)

Perry moved, Crawley seconded, and it was unanimously carried to deny licensure based upon information contained in the investigative report. If an informal settlement conference is requested, the authority to settle is limited to the denial of the application.

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

V.J.1. Paula Darlene Allen LP038477 (Sage)

Robertson moved, Crawley seconded, to offer a Consent Agreement for a Decree of Censure. If not signed within 30 days, adopt the attached Notice of Charges. The motion carried with five in favor and one opposed.

V.J.2. Denise M. Chavarria CNA813449441 (Sage)

Johnson moved, Crawley seconded, to issue a letter of concern for counting narcotics with an LPN on July 29, 2006, while employed as a CNA at Immanuel Campus of Care in Peoria, Arizona. The motion carried with four in favor and two opposed.

V.J.3. Ruby Howard Frank LP026513 (Sage)

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

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

V.M.1. Barbara Jean Grant RN069109; LP011961 (Wiggin)

Wiggin addressed the Board with additional information. Grant was present, telephonically, and available for questions. Johnson moved, Robertson seconded, and it was unanimously carried to issue a letter of concern for failing to perform a complete assessment on a patient who had sustained a fractured right femur from a fall, while working at Gila River Indian Care Center, on or about June 1, 2006.

V.M.2. Edith Marlene Thiel CNA1000004038 (Wiggin)

Thiel was present, telephonically, and available for questions. Johnson moved, Crawley seconded, and it was unanimously carried to dismiss the case.

V.M.3. Lisa Anne Jenson RN110451; CNA999987995 (Wiggin)

Crawley moved, Malloch seconded, and it was unanimously carried, upon meeting all requirements and signing a Consent Agreement for 36 months probation, to include the attached terms and conditions, issue a temporary license for “refresher course only”. Upon successful completion of refresher course, grant reinstatement. If not signed within 60 days, deny licensure based on the information contained in the investigative report. If an informal settlement conference is requested, the authority to settle is limited to the terms of the Consent Agreement offered at this meeting.

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

V.M.4. Deborah Marie Pierce RN136819 (Wiggin)

Wiggin addressed the Board and confirmed receipt of additional information. Robertson moved, Perry seconded, and it was unanimously carried to offer a Consent Agreement for 24 months standard probation with the attached terms and conditions. If not signed within 30 days, adopt the attached Notice of Charges. Pierce is permitted to complete the terms of the Consent Agreement in the State of Virginia.

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

V.M.7. Veronica Dorrell RN095499 (Wiggin)

Wiggin addressed the Board with additional information. Perry moved, Robertson seconded, and it was unanimously carried to offer a Consent Agreement for 24 months probation to include the attached stipulations amended to include as a work stipulation: permitted to work night shift in the ED. If not signed within 30 days, adopt the attached Notice of Charges.

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

V.N.1. Jessemanna Lee Collins RN111013 (Huff)

Hardy recused herself to avoid the appearance of impropriety. Crawley presided. Johnson moved, Robertson seconded, to offer a Consent Agreement for 12 months probation, to include the attached stipulations or hearing. The motion carried with five in favor and one abstained.

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

V.N.3. Constance Renee Powers RN Exam; LP041721; CNA1000002826 (Huff)

Huff addressed the Board and confirmed receipt of additional information. Crawley moved, Robertson seconded, and after discussion it was unanimously carried to issue a letter of Concern for a misdemeanor Extreme DUI conviction on November 22, 2006, in Glendale, Arizona.

V.N.5. Patricia Ann Walsh RN Endorsement (Huff)

Perry moved to deny licensure based upon information contained in the investigative report. If an informal settlement conference is requested, the authority to settle is limited to the denial of the

application. The motion failed. Perry moved, Robertson seconded, and it was unanimously carried to allow Walsh to withdraw her Arizona application for registered nurse licensure by endorsement.

VI. Board Discussion and Decision Regarding CNA Investigative Reports

VI.A.1. Lisa Marie Baylor CNA Endorsement (Williams)

Perry moved, Crawley seconded, and it was unanimously carried to table Agenda Item VI.A.1.

Robertson left the meeting at 4:40 p.m.

**VI.A.2. Randolph Bradley Jr. CNA Exam (Williams)
(aka: Randy)**

Williams addressed the Board with additional information. Perry moved, Crawley seconded, and it was unanimously carried to deny certification based upon the information contained in the investigative report. If an informal settlement conference is requested, the authority to settle is limited to the denial of the application.

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

VI.A.3. Jarrod Lee Behr CNA Endorsement (Williams)

Johnson moved, Crawley seconded, and it was unanimously carried to deny certification based upon information contained in the investigative report. If an informal settlement conference is requested, the authority to settle is limited to the denial of the application.

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

Robertson returned to the meeting at 4:41 p.m.

**VI.A.4. Kimberlyn Marie Cody CNA Endorsement (Williams)
(aka: Mitchell; Geske; Marie)**

Perry moved, Johnson seconded, and it was unanimously carried to deny certification based upon information contained in the investigative report. If an informal settlement conference is requested, the authority to settle is limited to the denial of the application.

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

VI.A.5. Jessica Dawn Coles CNA Exam (Williams)

Perry moved, Crawley seconded, and it was unanimously carried to table Agenda Item VI.A.5.

VI.A.6. Penny Rae Felkins CNA Exam (Williams)
(aka: Perkins)

Perry moved, Johnson seconded, and it was unanimously carried to table Agenda Item VI.A.6.

VI.A.7. Renee Elizabeth Hamilton CNA Endorsement (Williams)
(aka: Webb)

Johnson moved, Malloch seconded, and it was unanimously carried, upon meeting all requirements, grant certification and issue letter of concern for the June 30, 1998, felony conviction for Possess Controlled Substance in San Diego, California that was reduced to a misdemeanor, for the misdemeanor conviction for Possession of Switchblade Knife in Orange, California, for the November 9, 1998, arrest in Orange, California and for your failure to disclose your June 30, 1998, felony conviction in San Diego Superior Court (CA) for Possess Controlled Substance in San Diego, California

VI.A.8. Chantelle C. Holyan CNA Exam (Williams)

Perry moved, Crawley seconded, and it was unanimously carried to deny certification based upon information contained in the investigative report. If an informal settlement conference is requested, the authority to settle is limited to the denial of the application.

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

VI.A.9. Joann M. House CNA Exam (Williams)
(aka: Dryer)

Robertson moved, Perry seconded, and it was unanimously carried, upon meeting all requirements, grant certification and issue letter of concern for the January 4, 2002, arrest in Roseburg, Oregon and for failure to cooperate with the Board during an investigation.

VI.A.10. Jacob C. Hyde CNA Exam (Williams)

Perry moved, Johnson seconded, and it was unanimously carried to continue the investigation to allow Hyde the opportunity to obtain a psychological evaluation with emphasis on substance abuse by a Board approved evaluator, who is at minimum PhD prepared and has expertise in substance abuse, to be scheduled within 15 days and completed within 45 and include any additional testing deemed necessary by the evaluator and return to the Board. If the evaluation is not completed, deny certification based upon the information contained in the investigative report. If an informal settlement conference is requested, the authority to settle is limited to the terms offered at this meeting.

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

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

VI.A.11. Steven E. Hulse CNA Endorsement (Williams)

Robertson moved, Johnson seconded, and it was unanimously carried to deny certification based upon information contained in the investigative report. If an informal settlement conference is requested, the authority to settle is limited to the denial of the application.

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

VI.A.12. Annette May Lopez CNA Exam (Williams)
(aka: Cervantes; Frizzell)

Johnson moved, Robertson seconded, and it was unanimously carried to deny certification based upon information contained in the investigative report. If an informal settlement conference is requested, the authority to settle is limited to the denial of the application.

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

VI.A.13. Ellen Thereasa Overstolz CNA Exam (Williams)

Williams addressed the Board with additional information. Perry moved, Robertson seconded, and it was unanimously carried to deny certification based upon information contained in the investigative report. If an informal settlement conference is requested, the authority to settle is limited to the denial of the application.

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

VI.A.14. John Siragusa CNA Endorsement (Williams)

Johnson moved, Perry seconded, and it was unanimously carried to deny certification based upon information contained in the investigative report. If an informal settlement conference is requested, the authority to settle is limited to the denial of the application.

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

VI.A.15. Crystal Sanchez CNA Exam (Williams)

Perry moved, Johnson seconded, and it was unanimously carried to deny certification based upon information contained in the investigative report. If an informal settlement conference is requested, the authority to settle is limited to the denial of the application.

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

VI.A.17. Jennifer Ann Kreger CNA Exam (Williams)
(aka: Grebb; Selenak)

Williams addressed the Board with additional information. Johnson moved, Crawley seconded, and it was unanimously carried to grant certification upon signing a Consent Agreement for 24 months stayed revocation with the attached stipulations. If not signed within 30 days, deny certification based upon the information contained in the investigative report. If an informal settlement conference is requested, the authority to settle is limited to the terms of the Consent Agreement offered at this meeting.

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

Malloch returned to the meeting at 4:52 p.m. Johnson left the meeting at 4:54 p.m. and returned at 4:55 p.m.

VI.B.1. Llory A. Burnette CNA Exam (K. Olson)

Olson addressed the Board with additional information. Perry moved, Robertson seconded, to grant certification upon signing a Consent Agreement for a \$50 Civil Penalty within 30 days, or deny certification based upon the information contained in the investigative report. If an informal settlement conference is requested, the authority to settle is limited to the denial of the application. The motion carried with five in favor and one abstained.

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

VI.B.3. Kristina M. Delgadilla CNA Exam (K. Olson)

Perry moved, Johnson seconded, and it was unanimously carried to deny certification and adopt the attached Order of Denial. If an informal settlement conference is requested, the authority to settle is limited to the denial of the application.

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

VI.D.1. Raquel Barragan CNA Exam (Lester)
(aka: Sandoval; Guzman)

Johnson moved, Perry seconded, and it was unanimously carried to deny certification based upon information contained in the investigative report. If an informal settlement conference is requested, the authority to settle is limited to the denial of the application.

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

Malloch left the meeting at 4:56 p.m.

VI.D.2. Veronica G. Cuello CNA Exam (Lester)

Lester addressed the Board with additional information. Johnson moved, Perry seconded, and it was unanimously carried to deny certification based upon information contained in the investigative report. If an informal settlement conference is requested, the authority to settle is limited to the denial of the application.

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

VI.D.4. Brandi E. Ehlers CNA Exam (Lester)

Perry moved, Crawley seconded, and it was unanimously carried to deny certification based upon information contained in the investigative report. If an informal settlement conference is requested, the authority to settle is limited to the denial of the application.

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

VI.D.5. Jennifer L. Gibson CNA Exam (Lester)

Johnson moved, Perry seconded, and it was unanimously carried to continue the investigation to allow Gibson the opportunity to obtain a psychological evaluation with emphasis on substance abuse by 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 within 15 days and completed within 45 days, and then return to the Board. If the evaluation is not completed, deny certification based upon information contained in the investigative report. If an informal settlement conference is requested, the authority to settle is limited to the terms offered at this meeting.

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

VI.D.7. Megan M. McCarthy CNA Exam (Lester)

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

an informal settlement conference is requested, the authority to settle is limited to the denial of the application.

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

VI.D.8. Cheryl K. Pete CNA Exam (Lester)

Lester addressed the Board with additional information. Perry moved, Crawley seconded, and it was unanimously carried to continue the investigation to allow Pete to continue obtaining a psychological evaluation with emphasis on substance abuse by a Board approved evaluator who is at minimum PhD prepared to be scheduled within 15 days and completed within 45 days and to include any additional testing deemed necessary by the evaluator, and return to the Board. If not completed, deny certification based upon information contained in the investigative report. If an informal settlement conference is requested, the authority to settle is limited to the terms offered at this meeting.

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

VI.D.9. Katie M. Rekucki CNA999995567 (Lester)

Lester addressed the Board with additional information. Perry moved, Crawley seconded, and it was unanimously carried to issue an Interim Order for a psychological evaluation with an emphasis on substance abuse to be completed 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 within 15 days and completed with 45 days and then return to the Board.

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

VI.D.10. Shaun R. Royalle CNA Exam (Lester)

Lester addressed the Board with additional information. Johnson moved, Perry seconded, and it was unanimously carried to continue the investigation to allow Royalle the opportunity to obtain a psychological evaluation with emphasis on substance abuse by 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 within 15 days and completed within 45 days, and return to the Board. If the evaluation is not completed, deny certification based upon information contained in the investigative report. If an informal settlement conference is requested, the authority to settle is limited to the terms offered at this meeting.

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

VI.D.11. Breann Simons CNA Exam (Lester)

Lester addressed the Board with additional information. Perry moved, Johnson seconded, and it was unanimously carried, to grant certification upon meeting all requirements and issue a letter of concern for the February 23, 2005, marijuana and paraphernalia charges and ordered a diversion program on April 11, 2005, in Tucson Municipal Court, Tucson, Arizona, where both charges were later dismissed on June 13, 2005.

VI.D.12. Chad S. Thorley CNA Exam (Lester)

Johnson moved, Perry seconded, and it was unanimously carried to deny certification based upon information contained in the investigative report. If an informal settlement conference is requested, the authority to settle is limited to the denial of the application.

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

VI.D.13. Vivian J. Woody CNA Endorsement (Lester)

Lester addressed the Board and confirmed receipt of additional information. Perry moved, Robertson seconded, and it was unanimously carried to deny certification based upon the information contained in the investigative report. If an informal settlement conference is requested, the authority to settle is limited to the denial of the application; and refer the investigative report to (DHS) Department of Health Services.

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

VI.D.14. Michelle D. Esquerra CNA Endorsement (Lester)

Lester addressed the Board with additional information. Robertson moved, Crawley seconded, and it was unanimously carried to deny certification based upon information contained in the investigative report. If an informal settlement conference is requested, the authority to settle is limited to the denial of the application.

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

VI.D.15. Angela F. Lytel CNA Endorsement (Lester)

Perry moved, Johnson seconded, and it was unanimously carried to deny certification based upon information contained in the investigative report. If an informal settlement conference is requested, the authority to settle is limited to the denial of the application.

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

VI.E.1. Brytni Alana Avelar CNA100003050 (B. Nelson)

Perry knows Patricia Torrington but shows no bias. Nelson addressed the Board with additional information. Johnson moved, Perry seconded, and it was unanimously carried to adopt the attached Notice of Charges.

VI.E.5. Sylvia Joycelyn Wayne CNA Applicant reinstatement; CNA821904013 (B. Nelson)

Perry moved, Johnson seconded, and it was unanimously carried to allow Wayne to withdraw reinstatement application for CNA recertification.

VI.F.1. Brigitte Baldwin CNA100008995 (Sage)
(aka:Kehl)

Johnson moved, Perry seconded, and it was unanimously carried to 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 within 15 days and completed within 45 days or adopt attached Notice of Charges.

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

VI.F.3. Tamela Jean Casias CNA404210441 (Sage)
(aka: Ambrose)

Johnson moved, Perry 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, to be scheduled in 15 days and completed in 45 days and then return to Board. If not completed, adopt the attached Notice of Charges.

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

VI.F.4. Maria Hortencia Crossett CNA100002233 (Sage)

Perry moved, Johnson seconded, and it was unanimously carried to offer a Consent Agreement for a \$50 Civil Penalty. If not signed within 30 days, adopt the attached Notice of Charges.

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

VI.F.5. Maria Lopez Donyina-Twumasi CNA999951666 (Sage)

Perry moved, Robertson seconded, and it was unanimously carried to offer a Consent Agreement for a \$50 Civil Penalty to be signed within 30 days. If not signed in 30 days, adopt the attached Notice of Charges.

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

VI.F.6. Amanda Eleanor Pietrzyk CNA999988598 (Sage)

Perry moved, Crawley seconded, and it was unanimously carried to offer a Consent Agreement for an indefinite stayed revocation suspension pending an independent psychiatric evaluation by a Board approved evaluator, with expertise in substance abuse, to be completed within one year, followed by 24 months stayed revocation to include stipulations, to be signed in 30 days or adopt attached Notice of Charges.

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

VI.F.7. Kevin Shawn Rouse CNA100006756 (Sage)

Robertson moved, Crawley seconded, and it was unanimously carried to offer a Consent Agreement for 24 months stayed revocation with stipulations, to be signed in 30 days or adopt the attached Notice of Charges.

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

VI.F.9. Christel Van Looy CNA392123113 (Sage)

Johnson moved, Perry seconded, and it was unanimously carried to offer a Consent Agreement for 12 months stayed revocation with terms, to include a psychological evaluation with anger management, to be completed by a Board approved evaluator who is at minimum PhD prepared, to be signed in 30 days or adopt attached Notice of Charges.

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

VI.F.10. Carla M. Williams CNA1000097133 (Sage)
(aka: Williams-Britt; Britt)

Johnson moved, Perry seconded, and it was unanimously carried to offer a Consent Agreement for a \$50 Civil Penalty to be signed in 30 days or hearing.

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

VI.F.11. Flavia Tumora Saxon CNA100003907 (Sage)

Perry moved, Robertson seconded, and it was unanimously carried to offer a Consent Agreement for 12 months stayed revocation with terms, to be signed in 30 days, or adopt attached Notice of Charges.

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

VI.F.12. Amy Louise Gehl CNA999987170 (Sage)

Sage addressed the Board with additional information. Perry moved, Johnson seconded, and it was unanimously carried to issue an Interim Order for a substance abuse evaluation by a Board approved evaluator who is at minimum PhD prepared to be scheduled within 15 days and completed within 45 days and then return to Board. If not completed, adopt the attached Notice of Charges.

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

VI.F.13. Linda Kay Bigler CNA233089103 (Sage)

Sage addressed the Board with additional information. Perry moved, Johnson seconded, and it was unanimously carried to issue an Interim Order for an independent psychological evaluation to include substance abuse by a Board approved psychologist who has expertise in substance abuse and to include any other additional testing deemed necessary by the evaluator, to be scheduled within 15 days and completed within 45 days and then return to the Board. If the Interim Order is not completed, adopt the attached Notice of Charges and include the factual allegations and alleged violations for failure to comply with the Interim Order.

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

**VI.C.2. John Christopher Campbell CNA Endorsement (Polak)
(aka: Lundy)**

Perry moved, Crawley seconded, to grant certification upon signing a Consent Agreement for a \$50 Civil Penalty within 30 days, or deny certification based upon the information contained in the investigative report. If an informal settlement conference is requested, the authority to settle is limited to the denial of the application. After discussion, the motion carried with four in favor and one opposed.

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

VI.C.5. Ryan D. Oliver CNA Endorsement (Polak)

Johnson moved, Perry seconded, and it was unanimously carried to deny certification based upon information contained in the investigative report. If an informal settlement conference is requested, the authority to settle is limited to the denial of the application.

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

IX. Dialogue with Nursing Students

The Board members and staff dialogued with Boswell Community College Nursing Students regarding Board functions, policies and procedures.

The meeting recessed at 5:28 p.m., Thursday, January 25, 2007.

Arizona State Board of Nursing

Janet Napolitano
Governor

Joey Ridenour
Executive Director



Board Meeting Minutes

The regular meeting of the Arizona State Board of Nursing convened at 8:30 a.m., Friday, January 26, 2007, in the Board of Nursing Board Room, Suite 200, 4747 N. 7th Street, Phoenix, Arizona, with Karen Hodges Hardy, RN, MSN, President, presiding.

BOARD MEMBERS PRESENT:

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

LEGAL COUNSEL:

Daniel Christl, Assistant Attorney General
Ann Olson, Assistant Attorney General

STAFF:

Joey Ridenour, RN, MN, Executive Director
Judy Bontrager, RN, MN, Associate Director
Valerie Smith, RN, MS, Associate Director
Erica Bailey, Senior Investigator/Monitoring
Susan Barber, RN, MSN, Nurse Practice Consultant/Hearings
Debra Blake, Paralegal/Hearing Department
Jeanne Crain, Senior Investigator
Karen Grady, RN, MS, CS, FNP, Nurse Practice Consultant/Advanced Practice
Ron Lester, Senior Investigator
Connie Linck, RN, MN, CNA, BC
Sydney Munger, RN, MS, Nurse Practice Consultant
Betty Nelson, RN, MS, Nursing Assistant Consultant
Stephanie Nelson, R.N., M.S.N., Nurse Practice Consultant
Kirk Olson, Senior Investigator
Anne Parlin, Nurse Practice Consultant/Education
Cory Polak, Senior Investigator
Pamela Randolph, RN, MSN, Nurse Practice Consultant/Education
Mary Rappoport, RN, MN, Nurse Practice Consultant
Jeanine Sage, RN, MSN, Nursing Assistant Consultant
Sister Rachel Torrez, RN, MS, Nurse Practice Consultant
Nancy Twigg, RN, MSN, Nurse Practice Consultant
Pamela Wiggan, RN, MS, Nurse Practice Consultant/Monitoring
James Williams, Senior Investigator
Thereasa Huff, Legal Secretary II
Vicky Driver, Administrative Assistant III
Barbara Melberg, Legal Secretary

I. Call to Order

The meeting was called to order at 8:30 a.m., Friday, January 26, 2007.

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

Hardy presided.

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

Busby arrived at the meeting at 8:33 a.m. and Perry arrived at the meeting at 8:34 a.m.

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

VII.A. Executive Director's Report

VII.A.2. Update on 2007 Proposed Legislation: School Nurses & Other Legislation – Diane Tasev/Hayes/Ridenour

Rory Hayes, Council for the Arizona Nurses Association provided an update on 2007 proposed legislation regarding SB1100, SB1015, HB2591 and HB2115.

VII.D. A.A.G. Report

VII.D.2. Update on HIPPA & Case Law from Washington State; Informal Assistant AG Opinion – Christl/A. Olson

Christl reported that an inquiry was made to the regulatory agency for HIPPA with regards to a question raised over the Board's legal right regarding information provided on cover letters for subpoenas sent by the Board. Information received from that agency indicated that the Board is within their rights as long as they have valid subpoena power. This information will be provided to the Board and to private council as needed.

VII.A. Executive Director's Report

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

Crawley moved, Link seconded, and it was unanimously carried to approve minutes from regular Board meeting November 15, 16 & 17, 2006 and Executive Session minutes from November 16, 2006.

VII.A.4. Update on the Implementation of Online Complaint Form – Smith/Henriksen

Smith stated that the online complaint form went live on January 16, 2007. Of the 12 complaints received thus far, there have been no identified glitches. With only approximately 10 days of data to report, Smith stated that another update will be brought to the March 2007 Board meeting. Malloch inquired as to where most complaints originated from and Huff reported that the majority of the complaints were from the metro Phoenix area, with the second highest volume coming from Tucson, and the remainder from the outlying areas. Perry asked how the public is being made aware of this tool and Smith indicated that the ASBN website lists the availability on its homepage.

VII.A.5. Update on Proposed Budget for FY 2008 & 2009 – Orchard/Bontrager/Ridenour

Bontrager reported on the proposed Budget for FY 2008 & 2009 and stated the funding estimate total for all areas, that JLBC is recommending a 6.7% increase for 2008 and 1.5% increase for 2009. Bontrager reported that increase requests for rent, replacement of mail machine, photo copier, document and imaging system were approved. Partial funding was approved for office equipment, laptop computers and a cash register. Ridenour reported that, although the position for a programming FTE was approved, the funding was not.

VII.A.6. FY 2002-2006 Analysis of Revenue Changes since Implementation of Nurse Licensure Compact 2002 – Orchard/Bontrager

Bontrager reported a \$60,000 per year loss in revenue since the implementation of Nurse Licensure Compact agreement in 2002. In 2002, 1.9% of revenue came from verifications, with a decrease each year to .67% in 2006. With the implementation of NURSUS, which is a National Databank for State Board's of Nursing to obtain verification of original state of licensure and/or past discipline imposed, the number of verifications processed in 2002 was 3,262, which declined each year to 894 in 2006.

Link left the meeting at 9:20 a.m.

VII.A.7. Update on Complaint Caseloads/Hearing Department Data/Introduction New Staff/Personnel Changes – Smith/Bontrager/Barber/Blake/Ridenour

Smith reported 302 cases on this Agenda, with 227 of those being the first time to the Board, 43 Hearing Department cases, and 22 monitoring cases. Total open cases at the conclusion of this meeting were 975 with the explanation of the high number due to January being graduation month for many RN/LPN students applying for licensure.

Christl reported cases to Hearing Department by year of transfer have increased from 80 in 2001 to 117 in 2006. Number of cases remaining open at the conclusion of the January 2007 meeting are 64, with 21 in active hearing process.

Link returned to the meeting at 9:26 a.m.

VII.A.8. NPA Test Option – Randolph/Ridenour

Randolph reported that it has been suggested that the Nurse Practice Act test, which is currently online, be used in some Consent Agreements to help educate nurses. She recommended using the test as part of a Consent Agreement, to include:

- Respondent completes the test within 30 days
- Respondent be furnished with a copy of the Nurse Practice Act to study before the test and use while taking the test
- Respondent has up to 3 attempts to pass the test at 80% or higher (score of 40 or higher)
- Respondent electronically mails all attempts to the monitoring staff member.

VII.A.9. Recommended Changes Regarding Late fees for RN/LPN Renewal – Bontrager/Ridenour

Busby moved, Perry seconded, and it was unanimously carried to not charge a late fee if the nurse's license was due for renewal on 6/30/XX and they have not worked since 8/2/XX.

Malloch left the meeting at 9:47 a.m. and returned at 9:48 a.m.

VI. Board Discussion and Decision Regarding CNA Investigative Reports

VI.D.16. Adam L. Patch CNA Exam (Lester)

Patch was present and available for questions. Busby moved, Link seconded, to grant certification upon meeting all requirements and signing a Consent Agreement for indefinite suspension and completing a Board approved relapse prevention program and attend AA weekly for at least one year prior to assuming a role as CNA then to be followed by 24 months stayed / revocation to include the attached terms. If not signed within 30 days, deny certification based upon the information contained in this investigative report. If an informal settlement conference is requested, the authority to settle is limited to the denial of the application. The motion carried with seven in favor and one abstained.

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

VI.D.17. Pedro J. Bustamante CNA Exam (Lester)

Perry moved, Link seconded, and it was unanimously carried to Grant certification upon meeting all requirements and signing a Consent Agreement for an 18 month stayed suspension to include the attached stipulations. If not signed within 30 days, deny certification based upon the information contained in this investigative report. If an informal settlement conference is requested, the authority to settle is limited to the denial of the application.

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

VI.D.6. Janet M. Guzman CNA Exam (Lester)

Lester addressed the Board with additional information. Guzman was present and available for questions. Busby moved, Robertson seconded, and it was unanimously carried to grant certification upon signing a Consent Agreement for 24 months stayed revocation with the attached stipulations. If not signed within 30 days, deny certification based upon information contained in the investigative report. If an informal settlement conference is requested, the authority to settle is limited to the terms offered at this meeting.

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

**VI.A.6. Penny Rae Felkins CNA Exam (Williams)
(aka: Perkins)**

Malloch moved, Perry seconded, and it was unanimously carried to reopen Agenda Item VI.A.6. Felkins was present and available for questions. Link moved, Robertson seconded, and it was unanimously carried to continue the investigation to allow Felkins the opportunity to obtain a psychological evaluation with emphasis on substance abuse by a Board approved evaluator, who is at minimum PhD prepared and has expertise in substance abuse, to be scheduled within 15 days and completed within 45 days and include any additional testing deemed necessary by the evaluator and return to the Board. If the evaluation is not completed, deny certification based upon the information contained in the investigative report. If an informal settlement conference is requested, the authority to settle is limited to the terms offered at this meeting.

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

VI.A.16. Jason Edwin Craig CNA Exam (Williams)

Williams addressed the Board and confirmed receipt of additional information. Craig was present and addressed the Board. Malloch moved, Perry seconded, and after discussion it was unanimously carried to continue the investigation to allow Craig the opportunity to obtain a psychological evaluation with emphasis on substance abuse by a Board approved evaluator, who is at minimum PhD prepared and has expertise in substance abuse, to be scheduled within 15 days and completed within 45 days and to include any additional testing deemed necessary by the evaluator and then return to the Board. If the evaluation is not completed, deny certification based upon the information contained in the investigative report. If an informal settlement conference is requested, the authority to settle is limited to the terms offered at this meeting.

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

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

V.H.4. Priscilla Tellis RN086142 (Grady)

Hardy and Malloch know Joycene Boyle but show no bias. Tellis was present and addressed the Board. Johnson moved, Malloch seconded, to offer a Consent Agreement for a \$1,000 Civil Penalty or hearing. The motion carried with seven in favor and one opposed.

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

VI. Board Discussion and Decision Regarding CNA Investigative Reports

VI.E.4. Jason Bruce Mabb CNA100000283 (B. Nelson)

Nelson addressed the Board and confirmed receipt of additional information. Mabb was present and addressed the Board. Busby moved, Perry seconded, to adopt the attached Notice of Charges. After discussion the motion carried with seven in favor and one opposed.

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

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

VII.B. Educational Reports and Rules

VII.B.3. Pima Medical Institute Investigative Report

Emily Pogue was present and available for questions. Busby moved, Link seconded, and it was unanimously carried to dismiss the complaint.

Robertson and Perry left the meeting at 10:15 a.m. and returned at 10:18 a.m.

VII.B.2. Sunrise Mountain High School CNA Program Applicant Investigative Report

Hardy and Malloch know Sue Roe but show no bias. Randolph addressed the Board with additional information. Jerry Nunez, John Mulcahy, Amy Johnson, and Sue Roe, were present and available for questions. Busby moved, Link seconded, to approve CNA program at Sunrise Mountain High School upon acceptance of a signed Consent Agreement for a Civil Penalty for \$100.00 and meeting all other requirements or deny approval, and allow students completing the nursing assistant class at Sunrise Mountain High School in December, 2006 to take the C.N.A. certification exam and become certified upon meeting all other requirements of the Board other than completion of an approved program. The motion carried with six in favor and 2 abstained.

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

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

VII.B.4. Notice of Final Rulemaking R4-19-215, 301, 302, 505, 506, 507, and 508

Busby moved, Perry seconded, and it was unanimously carried to submit the NOTICE OF FINAL RULEMAKING R4-19-215, 301,302, 505, 506, 507, and 508 and the accompanying Economic Impact Statement to the Governor’s Regulatory Review Council.

VII.B.5. Sun Grove Village CNA Program Investigative Report

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

VII.B.6. Report on CNA Educator’s Retreat, January 12, 2007 - Randolph

Randolph reported the 4th annual CNA Educator’s Retreat, with Dr. Sue Roe and Sheila Sorentino among the guest speakers. There were 142 registrants including speakers and staff, with 83 of 138 approved sites represented at the retreat. The rating for the retreat from an overall goal of a possible 5 points totaled 4.52. Randolph stated that Board staff Ridenour, Bontrager, Smith and Pam Raman all participated in the retreat, and she expressed appreciation to staff member, Karen Gilliland for her hard work and dedication.

The meeting recessed at 10:22 a.m. and reconvened at 10:41 a.m.

VI. Board Discussion and Decision Regarding CNA Investigative Reports

**VI.A.19. Sheila M. Victory CNA Exam (Williams)
(aka: Grebb)**

Victory was present and available for questions. Malloch moved, Link seconded, and it was unanimously carried to grant certification upon signing a Consent Agreement for 24 months stayed revocation with the attached stipulations. If not signed within 30 days, deny licensure based upon the information contained in the investigative report. If an informal settlement conference is requested, the authority to settle is limited to the terms of the Consent Agreement offered at this meeting.

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

VI.B.4. Peter L. Jepsen CNA Exam (K. Olson)

Olson addressed the Board and confirmed receipt of additional information. Busby moved, Robertson seconded, and it was unanimously carried, upon meeting all requirements, grant certification and issue a

letter of concern for the December 5, 1988 conviction of public sexual indecency, and misdemeanor, in Phoenix Municipal Court in Phoenix, Arizona.

VI.B.5. Lisa D. Waller CNA Exam (K. Olson)
(aka: Wagner)

Waller was present and available for questions. Perry moved, Busby seconded, and it was unanimously carried to offer a Consent Agreement for 24 months stayed suspension with the attached stipulations. If not signed within 30 days, deny certification. If an informal settlement conference is requested, the authority to settle is limited to the terms offered at this meeting.

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

VI.B.6. Barbara A. Modesitt CNA Endorsement (K. Olson)

Olson addressed the Board with additional information. Modesitt and Alma Zazueta were present and available for questions. Link moved, Crawley seconded, and it was unanimously carried to continue the investigation to allow Modesitt the opportunity to obtain a psychological evaluation to include a substance abuse relapse recovery evaluation by a Board approved psychologist, and to include any additional testing deemed necessary by the evaluator, to be scheduled within 15 days and completed within 45 days and then return to the Board. If not completed, deny certification based upon information contained in the investigative report. If an informal settlement conference is requested, the authority to settle is limited to the terms offered at this meeting.

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

VI.G.10. Kristina S. Sandwich CNA1000000337 (Crain)

Sandwich was present and addressed the Board. Busby moved, Link seconded, and it was unanimously carried to issue a letter of concern for a misdemeanor possession of marijuana and DUI conviction on July 20, 2006, in Maricopa County Superior Court, in Phoenix, Arizona.

VI.H.1. Sergio Villarreal CNA Exam (Huff)

Villarreal was present and available for questions. Perry moved, Link seconded, and it was unanimously carried, upon meeting all requirements and signing a Consent Agreement for 12 months stayed revocation, to include the attached terms, grant certification. If an informal settlement conference is requested, the authority to settle is limited to the terms of the Consent Agreement offered at this meeting.

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

VI.C.3. Daniel Kraka Fosu CNA100003180 (Polak)

Polak addressed the Board with additional information. Fosu was present and addressed the Board. Perry moved, Link seconded, and it was unanimously carried to issue an Interim Order for a substance abuse evaluation to be completed by a Board approved psychologist with expertise in substance abuse and to include any additional testing deemed necessary by the evaluator, to be scheduled within 15 days and completed with 45 days and then return to the Board. If the Interim Order is not completed, issue Notice of Charges based upon the information contained in the investigative report and include the factual allegations and alleged violations for failure to comply with the Interim Order.

	VOTE	<u>Malloch, Kathy</u> Member	<u>Perry, Hunter</u> Member	<u>Johnson, Patricia</u> Secretary	<u>Hardy, Karen</u> President	<u>Crawley, Theresa</u> Vice Pres	<u>Robertson, Steve</u> Member	<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								

VI.C.1. Patricia Elaine Boyett CNA Endorsement (Polak)

An attempt was made to contact Boyett telephonically. Johnson moved, Perry seconded, and it was unanimously carried to deny certification based upon information contained in the investigative report. If an informal settlement conference is requested, the authority to settle is limited to the denial of the application.

	VOTE	<u>Malloch, Kathy</u> Member	<u>Perry, Hunter</u> Member	<u>Johnson, Patricia</u> Secretary	<u>Hardy, Karen</u> President	<u>Crawley, Theresa</u> Vice Pres	<u>Robertson, Steve</u> Member	<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								

VI.C.4. Robert Byron Hawk CNA Exam (Polak)

Hardy knows Drs. Gandhi and Masland but show no bias. An attempt was made to contact Hawk telephonically. Johnson moved, Malloch seconded, and it was unanimously carried to deny certification based upon information contained in the investigative report. If an informal settlement conference is requested, the authority to settle is limited to the denial of the application.

	VOTE	<u>Malloch, Kathy</u> Member	<u>Perry, Hunter</u> Member	<u>Johnson, Patricia</u> Secretary	<u>Hardy, Karen</u> President	<u>Crawley, Theresa</u> Vice Pres	<u>Robertson, Steve</u> Member	<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								

VI.C.6. Angela Renee Vicari CNA Endorsement (Polak)

An attempt was made to contact Vicari telephonically. Malloch moved, Busby seconded, and it was unanimously carried to grant certification upon meeting all requirements and signing a Consent Agreement for 24 months stayed revocation, to include the attached stipulations. If not signed within 90 days, deny certification based upon the information contained in the investigative report. If an informal settlement conference is requested, the authority to settle is limited to the terms of the Consent Agreement offered at this meeting.

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

VI.D.3. Debra L. Dodge CNA Exam (Lester)
(aka: Debra Lynn Dodge; Debra Lynn Davis; Debra Lyn Krawiec; Debra Lyn Hedgpeth; Debra Lyn Davis; Debra L. Heag)

Lester addressed the Board with additional information. Dodge was present, telephonically, and addressed the Board. Busby moved, Perry seconded, and it was unanimously carried to grant certification upon signing a Consent Agreement for 24 months stayed revocation, with the attached stipulations, amended to allow night shift only with current employer, Life Care. If not signed within 30 days, deny certification based upon the information contained in the investigative report. If an informal settlement conference is requested, the authority to settle is limited to the terms of the agreement.

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

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

V.G.4. Bethany Gayle Kelly RN032382 (Torrez)

Perry moved, Busby seconded, and it was unanimously carried to reopen Agenda Item V.G.4. Torrez addressed the Board with additional information. Crawley is affiliated with Phoenix Baptist Hospital but shows no bias. Busby moved, Perry seconded, and it was unanimously carried to offer a Consent Agreement for 36 months probation with the attached stipulations or hearing.

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

VI. Board Discussion and Decision Regarding CNA Investigative Reports

VI.A.1. Lisa Marie Baylor CNA Endorsement (Williams)

Perry moved, Busby seconded, and it was unanimously carried to reopen Agenda Item VI.A.1. Williams addressed the Board with additional information. Perry moved, Busby seconded, and it was unanimously carried to continue the investigation to allow Baylor the opportunity to obtain a psychological evaluation with emphasis on theft by a Board approved evaluator, who is at minimum PhD prepared and has expertise in theft, to be scheduled within 15 days and completed within 45 and to include any additional testing deemed necessary by the evaluator and return to the Board. If the evaluation is not completed, deny certification based upon the information contained in the investigative report. If an informal settlement conference is requested, the authority to settle is limited to the terms offered at this meeting.

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

VI.A.5. Jessica Dawn Coles CNA Exam (Williams)

Perry moved, Busby seconded, and it was unanimously carried to reopen Agenda Item VIA.5. Williams addressed the Board and confirmed receipt of additional information. Busby moved, Link seconded, and it was unanimously carried to grant certification upon signing a Consent Agreement for 12 months stayed revocation with the attached stipulations amended to include drug testing 1 time per month. If not signed within 30 days, deny certification based upon the information contained in the investigative report. If an informal settlement conference is requested, the authority to settle is limited to the terms offered at this meeting.

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

VI.A.18. Nicole C. Johnson CNA Exam (Williams)

Perry moved, Link seconded, and it was unanimously carried to grant certification upon signing a Consent Agreement for 24 months stayed revocation with the attached stipulations. If not signed within 30 days, deny licensure based upon the information contained in the investigative report. If an informal settlement conference is requested, the authority to settle is limited to the terms of the Consent Agreement offered at this meeting.

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

**VI.B.2. Courtney Cox CNA Exam (K. Olson)
(aka: Corbett; Carman; Carmen Courtney)**

Olson addressed the Board with additional information. Johnson moved, Robertson seconded, and it was unanimously carried to deny certification based upon information contained in the investigative report. If an informal settlement conference is requested, the authority to settle is limited to the denial of the application.

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

VI.B.7. Kurtis L. Winckel CNA Exam (K. Olson)

Link moved, Johnson seconded, and it was unanimously carried to continue the investigation to allow Winckel the opportunity to obtain a psychological evaluation, to include a substance abuse evaluation, by

a Board approved psychologist, and to include any additional testing deemed necessary by the evaluator, to be scheduled within 15 days and completed within 45 days and then return to the Board. If the evaluation is not completed, deny certification based upon the information contained in the investigative report. If an informal settlement conference is requested, the authority to settle is limited to the terms offered at this meeting.

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

VI.E.3. Caroline Irvine-Jaman CNA999989969 (B. Nelson)

Nelson addressed the Board with additional information. Link moved, Malloch seconded, and it was unanimously carried to issue an Interim Order for a psychological and boundary evaluation to be completed by 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 within 15 days and completed with 45 days and then return to the Board.

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

VI.G.1. Aisha N. Alexander CNA999949402 (Crain)

Link moved, Busby seconded, and it was unanimously carried to issue an Interim Order for a substance abuse evaluation to be completed by a Board approved evaluator, who is at minimum PhD prepared and has expertise in the area of substance abuse and to include any additional testing deemed necessary by the evaluator, to be scheduled in 15 days and completed within 45 days and then return to the Board. If the Interim Order is not completed, adopt the attached Notice of Charges. If an informal settlement conference is requested, the authority to settle is limited to the terms offered at this meeting.

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

**VI.G.2. Maria Elena Galang CNA999952546 (Crain)
(aka: Alejo; Dazo)**

Crain addressed the Board with additional information. Busby moved, Link seconded, and it was unanimously carried to offer a Consent Agreement for a \$50 Civil Penalty. If not signed within 30 days, adopt the attached Notice of Charges. If an informal settlement conference is requested, the authority to settle is limited to the terms of the Consent Agreement offered at this meeting

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

VI.G.4. Tonya Cushman Keith CNA Exam (Crain)
(aka: Tonya Deann Cushman; Vanessa A. Wells)

Link moved, Crawley seconded, and it was unanimously carried to deny certification and adopt the attached Order of Denial. If an informal settlement conference is requested, the authority to settle is limited to the denial of the application.

	VOTE	<u>Malloch, Kathy</u> Member	<u>Perry, Hunter</u> Member	<u>Johnson, Patricia</u> Secretary	<u>Hardy, Karen</u> President	<u>Crawley, Theresa</u> Vice Pres	<u>Robertson, Steve</u> Member	<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								

VI.G.6. Nora Sandra Pinto De Vazquez CNA999952628 (Crain)
(aka: Pinto)

Johnson moved, Perry seconded, and it was unanimously carried to offer Consent Agreement for a \$50 Civil Penalty. If not signed within 30 days, adopt the attached Notice of Charges. If an informal settlement conference is requested, the authority to settle is limited to the terms of the Consent Agreement offered at this meeting.

	VOTE	<u>Malloch, Kathy</u> Member	<u>Perry, Hunter</u> Member	<u>Johnson, Patricia</u> Secretary	<u>Hardy, Karen</u> President	<u>Crawley, Theresa</u> Vice Pres	<u>Robertson, Steve</u> Member	<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								

VI.G.7. Roy Jordan Preston CNA1000006599 (Crain)

Busby moved, Link seconded, and it was unanimously carried to issue a letter of concern for the misdemeanor DUI conviction on February 22, 2006, in Scottsdale Municipal Court, in Scottsdale, Arizona.

VI.G.8. Dallas Charlene Reed CNA999996578 (Crain)
(aka: Vandermeuse)

Crain addressed the Board and confirmed receipt of additional information. Link moved, Busby seconded, and it was unanimously carried to deny application for re-certification and adopt the attached Notice of Charges. If an informal settlement conference is requested, the authority to settle is limited to the denial of the application.

	VOTE	<u>Malloch, Kathy</u> Member	<u>Perry, Hunter</u> Member	<u>Johnson, Patricia</u> Secretary	<u>Hardy, Karen</u> President	<u>Crawley, Theresa</u> Vice Pres	<u>Robertson, Steve</u> Member	<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								

VI.G.9. Christina Marie Robinson CNA Endorsement (Crain)

Link moved, Busby seconded, and it was unanimously carried to deny certification and adopt the attached Order of Denial. If an informal settlement conference is requested, the authority to settle is limited to the denial of the application.

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

**VI.G.11. Eulalie Smith-Warner CNA615401754 (Crain)
(aka: Warner)**

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

VI.G.12. Celestina Teller-Luna CNA517963803 (Crain)

Link moved, Perry seconded, and it was unanimously carried to offer a Consent Agreement for 12 months stayed revocation, to include the attached terms. If not signed within 30 days, adopt Notice of Charges.

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

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

VII.C. President's Report

**VII.C.1. Reports from NCSBN Board of Directors/Committees –
Malloch/Busby/Johnson/Ridenour**

Malloch reported on the conference call, scheduled for January 31, 2007, for the purpose of developing strategic initiatives from the National Council for the coming year.

Busby reported on a meeting of the Bylaws Committee in December 2006. Minor changes and cleanup of the Bylaws will be brought to the midyear meeting of National Council and then be presented at the Delegate Assembly.

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

Board members and staff discussed and commented on the Board process.

IX. Dialogue with Nursing Students

The Board members and staff dialogued with Southwest Skill Center and Glendale Community College Nursing Students regarding Board functions, policies and procedures.

The meeting recessed at 11:56 a.m. and reconvened at 1:00 p.m.

**II.I. Board Discussion and Decision Regarding RN Investigative Report, Summary
Suspension**

II.I.1. Danilo Anselmo Butao CNA1000004757 A. Olson

The proceeding began at 1:04 p.m., with the following Board members present: Hardy, Crawley, Johnson, Link, Malloch, and Robertson.

Olson addressed the Board.

B. Nelson addressed the Board with a brief summary of the case.

Perry returned to the meeting at 1:05 p.m.

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

Johnson moved, Crawley seconded, that based upon the information presented at this meeting, all Board members verbally agreed, and offered a brief explanation of their reasons, that a showing of extraordinary circumstances or the possibility of irreparable harm has been made, supporting the need for a Summary Suspension. The motion carried with six in favor and one abstained.

Johnson moved, Crawley seconded, to accept proposed preliminary Findings of Fact and Conclusions of Law of the Findings of Public Emergency and Order of Summary Suspension. The motion carried with six in favor and one abstained.

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

Johnson moved, Crawley seconded, to summarily suspend nursing assistant certification #CNA1000004757. The motion carried with six in favor and one abstained.

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

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

**II.I.2. Deborah Guerricaechevarria RN051679; AP0219 Christl
(aka: Guerricaechevarriagregg; Debi Guerry)**

Link recused herself to avoid the appearance of impropriety and left the meeting at 1:09 p.m. The proceeding began at 1:10 p.m., with the following Board members present: Hardy, Crawley, Johnson, Malloch, Perry and Robertson.

Christl addressed the Board.

Grady addressed the Board with a brief summary of the case.

Guerricaechevarria was present and addressed the Board.

Crawley moved, Johnson seconded, and it was unanimously carried that based upon the information presented at this meeting, all Board members verbally agreed, and offered a brief explanation of their reasons, that a showing of extraordinary circumstances or the possibility of irreparable harm has been made, supporting the need for a Summary Suspension.

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

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

Crawley moved, Robertson seconded, and it was unanimously carried to summarily suspend professional license #RN051679 and AP0219.

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

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

Link returned to the meeting at 1:28 p.m.

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

VII.A. Executive Director’s Report

VII.A.3. Board Member Bi-Monthly Educational Topic: 1.) Criminal Background Checks & Drug Testing; 2.) Conference on Neuropsychological Testing Presented at the Administrative Law Section Meeting; 3.) Types of Evaluations Available for Applicants/Respondents – Smith

Smith offered the Board members Bi-Monthly educational topic on criminal background checks and drug testing, and reported on the conference on neuropsychological testing presented at the Administrative Law Section meeting, and types of evaluations available for applicants/respondents.

Robertson left the meeting at 2:00 p.m.

VII.D. A.A.G. Report

VII.D.1. Update on JRA’s – Christl/Wood

Christl reported on Judicial Review Actions for Larry Thompson and Jane Mehrbrodt.

VII.E. Committee Reports

VII.E.1. Scope of Practice

VII.E.1.a. Draft Minutes of November 28, 2006

The Board was provided with draft minutes of the November 28, 2006 Scope of Practice meeting.

VII.E.1.b. Draft Advisory Opinions

VII.E.1.b.1. Palliative Sedation at End of Life

Perry moved, Link seconded, and it was unanimously carried to approve Palliative Sedation at End of Life advisory opinion.

VII.E.1.b.2. Removal of Chest Tubes

Link moved, Perry seconded, and it was unanimously carried to approve Removal of Chest Tubes advisory opinion.

VII.E.1.b.3. Sheath Removal, Placement of Mechanical Compression Devices and Deployment of Vascular Closure Devices

Link moved, Perry seconded, and it was unanimously carried to approve Sheath Removal, Placement of Mechanical Compression Devices and Deployment of Vascular Closure Devices advisory opinion.

VII.E.1.b.4. Supervision of Licensed Practical Nurse by Registered Nurses

Link moved, Johnson seconded, and it was unanimously carried to approve Supervision of Licensed Practical Nurse by Registered Nurses advisory opinion.

VII.E.1.c. Frequently Asked Questions

VII.E.1.c.1. Regarding Holding of Medications for Dialysis

Information was provided to the Board regarding holding of medications for dialysis.

VII.E.1.c.2. Changing Suprapubic Catheters by a LPN

Information was provided to the Board regarding changing suprapubic catheters by a LPN.

VII.E.5. Certified Medication Technician

VII.E.5.a. Draft Minutes of November 21, 2006 Meeting

Draft minutes were provided to the Board from the November 21, 2006 Certified Medication Technician Committee meeting.

VII.E.5.b. New Committee Member

Johnson moved, Link seconded, and it was unanimously carried to approve Barbara Miholich for membership on the PSMT Committee.

VIII. Call to the Public

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

IX. Dialogue with Nursing Students

The Board members and staff dialogued with Grand Canyon and Glendale Community College Nursing Students regarding Board functions, policies and procedures. Questions were asked on why fingerprint results are not acceptable after 2 years, and the possible changing of requirements for a doctorate degree.

X. Adjournment

Perry moved, Crawley seconded, and it was unanimously carried to adjourn the meeting.

The meeting adjourned at 2:29 p.m., Friday, January 26, 2007

Karen Hodges Hardy, RN, MSN, President