

TENNESSEE BOARD OF NURSING  
227 French Landing, Iris Room  
Heritage Place, Metro Center  
Nashville, TN 37243  
June 4 & 5, 2008

MINUTES

Call to Order	Cheryl Stegbauer, Chairperson, called the meeting to order at 8:35 a.m. on June 4, 2008.
Roll Call/Declaration of a quorum	The Chairperson declared a quorum present.
Members Present	Cheryl Stegbauer, R.N., Chairperson Donna Roddy, R.N., Vice-Chairperson Terri Bowman, L.P.N, Barbara Brennan, R.N. Marilyn Dubree, R.N. Kathleen Harkey, Public Member Judy Messick, L.P.N. Marion Stewart, R.N. Betty Thompson, R.N. Carol Thompson, R.N.
Staff Present	Elizabeth Lund, Executive Director Martha Barr, Assoc. Executive Director Elizabeth Miller, Health Related Boards Director Donna Fairchild, Nursing Consultant Joan Harper, Administrative Director Sheila Bush, Administrative Manager Wilma James, Deputy General Counsel Lexi Whittemore, Assistant General Counsel Christopher Larkin, Assistant General Counsel Ernie Sykes, Assistant General Counsel Diona Layden, Assistant General Counsel Jay Reynolds, Administrative Law Judge
Introduction of Staff	Elizabeth Lund introduced the staff.
Guests in the Audience	Stegbauer recognized and welcomed TN

Tech Practical Nursing Program from Franklin, TN, Four Rivers Practical Nursing Program from Covington, TN and Appalachian Regional Nursing Program in Jacksboro, TN on June 4, 2008.

Approval of Minutes

Roddy made a motion to accept the minutes from the February 27 & 28, 2008 meeting. C. Thompson seconded the motion. The motion carried.

Conflict of Interest Policy

James, Deputy General Counsel, reviewed the Conflict of Interest and Confidentiality Policies.

### **Contested Cases**

Adonica M. Ginger

LPN 62899

Ms. Ginger was not present nor represented by legal counsel. Ms. Lexi Whittemore represented the State. Mr. Jay Reynolds was the Administrative Law Judge. Ms. Whittemore asked for a motion to proceed in default. Stewart made the motion to proceed in default. Messick seconded the motion. The motion carried. Ms. Whittemore passed out the Notice of Charges. Ms. Ginger is charged with violating T.C.A. 63-7-115 (a) (1) (G) and Board rule 1000-2-.13. After discussion, Roddy made the motion to find Ms. Ginger guilty of the charges as amended. Stewart seconded the motion. The motion carried. Roddy made a motion to revoke Ms. Ginger's license and assessed case costs. Stewart seconded the motion. The motion carried.

Daniel D. Hignight Jr.

APN 10151  
RN 114043

Mr. Hignight was not present nor represented by legal counsel. Ms. Lexi Whittemore represented the State. Mr. Jay Reynolds was the Administrative Law Judge. Ms. Whittemore asked for a motion to proceed in default. Brennan made the motion to proceed in default. C. Thompson seconded the motion. The motion carried.

Ms. Whittemore passed out the Notice of Charges. Mr. Hignight is charged with violating T.C.A. 63-7-115 (a) (1) (G). After discussion, Brennan made the motion to find Mr. Hignight guilty of the charges as amended. Roddy seconded the motion. The motion carried. Brennan made the motion to revoke Mr. Hignight's licenses (APN and RN), assess one (1) type A civil penalty in the amount of \$1,000.00 and case costs. Roddy seconded the motion. The motion carried.

Mary E. Gresham

LPN 46616

Ms. Gresham was not present nor represented by legal counsel. Ms. Lexi Whittemore represented the State. Mr. Jay Reynolds was the Administrative Law Judge. Ms. Whittemore asked for a motion to proceed in default. Stewart made the motion to proceed in default. C. Thompson seconded the motion. The motion carried. Ms. Whittemore passed out the Notice of Charges. Ms. Gresham was charged with violating T.C.A. 63-7-115 (a) (1) (B) (G). After discussion, Roddy made the motion to find Ms. Gresham guilty of the charges as amended. Stewart seconded the motion. The motion carried. Roddy made the motion to revoke Ms. Gresham's license, assess two (2) type C civil penalties for \$500.00 each for a total of \$1,000.00 and case costs. Stewart seconded the motion. The motion carried.

Ricky Falls

LPN 36682

Mr. Falls was present but not represented by legal counsel. Chris Larkin represented the State. Mr. Jay Reynolds was the Administrative Law Judge. Mr. Falls asked for a continuance. C. Thompson made the motion to proceed. Brennan seconded the motion. The motion carried. Mr. Larkin passed out the Notice of Charges. Mr. Falls is charged with violating T.C.A. 63-7-115 (a) (1) (A) (B) (F) and (G) and Board Rule 1000-2-.13 (1) (j) and (v). After discussion, C. Thompson made the motion to find Mr.

Falls guilty of the charges as amended. Roddy seconded the motion. The motion carried. C. Thompson made the motion to revoke Mr. Falls' license, assess six (6) type C civil penalties in the amount of \$500.00 each for a total of \$3,000.00 and case costs. Roddy seconded the motion. The motion carried.

Glenna J. Hardy

RN 135918

Ms. Hardy was present but not represented by legal counsel. Chris Larkin represented the State. Mr. Jay Reynolds was the Administrative Law Judge. Mr. Larkin passed out the Notice of Charges. Ms. Hardy is charged with violating T.C.A. 63-7-115 (a) (1) (F) (G) and Board Rule 1000-1-.13 (1) (j). Ms. Hardy states that she is no longer working as a nurse and would like to retire her license. After discussion, Brennan made the motion to find Ms. Hardy not guilty of the charges presented. C. Thompson seconded the motion. The motion carried. Brennan made the motion to permanently retired Ms. Hardy's license. Roddy seconded the motion. The motion carried.

Beverly Kay Huff

LPN 49369

Ms. Huff was not present nor represented by legal counsel. Ms. Diona Layden represented the State. Mr. Jay Reynolds was the Administrative Law Judge. Ms. Layden asked for a motion to proceed in default. Roddy made the motion to proceed in default. Brennan seconded the motion. The motion carried. Ms. Layden passed out the Notice of Charges. Ms. Huff is charged with violating T.C.A. 63-7-115 (a) (1) (F) and Board Rule 1000-2-.13 (1) (j). After discussion, Roddy made the motion to find Ms. Huff guilty of the charges as amended. Brennan seconded the motion. The motion carried. Ms. Roddy made the motion to revoke Ms. Huff's license, assess three (3) type A civil penalties in the amount of \$1,000.00 each for a total of \$3,000.00 and case cost. Brennan seconded

the motion. The motion carried.

Anthony L. Smith

RN 135016

Mr. Smith was not present nor represented by legal counsel. Mr. Chris Larkin represented the State. Mr. Jay Reynolds was the Administrative Law Judge. Mr. Larkin asked for a motion to proceed in default. C. Thompson made the motion to proceed in default. Brennan seconded the motion. The motion carried. Mr. Larkin passed out the Notice of Charges. Mr. Smith is charged with violating T.C.A. 63-7-115 (a) (1) (G) and Board Rule 1000-1-.13. After discussion, C. Thompson made the motion to find Mr. Smith guilty of the charges as amended. Roddy seconded the motion. The motion carried. C. Thompson made the motion to revoke Mr. Smith's license, assess one (1) type C penalty in the amount of \$500.00 and case costs. Roddy seconded the motion. The motion carried.

Tamara Ann Patterson

LPN 53082

Ms. Patterson was not present nor represented by legal counsel. Ms. Lexi Whittemore represented the State. Mr. Jay Reynolds was the Administrative Law Judge. Ms. Whittemore asked for a motion to proceed in default. C. Thompson made the motion to proceed in default. Roddy seconded the motion. The motion carried. Ms. Whittemore passed out the Notice of Charges. Ms. Patterson is charged with violating T. C. A. 63-7-115 (a) (1) (F) and (G) and Board Rule 1000-2-.13 (g). After discussion, C. Thompson made the motion to find Ms. Patterson guilty of the charges as amended. Roddy seconded the motion. The motion carried. C. Thompson made the motion to revoke Ms. Patterson's license, assess one (1) type A civil penalty in the amount of \$1,000.00 and case costs. Roddy seconded the motion. The motion carried.

Mary Beth Phillips

RN 116179

Ms. Phillips was not present nor represented by legal counsel. Ms. Lexi Whittemore represented the State. Mr. Jay

Reynolds was the Administrative Law Judge. Ms. Whittemore asked for a motion to proceed in default. C. Thompson made the motion to proceed in default. Roddy seconded the motion. The motion carried. Ms. Whittemore passed out the Notice of Charges. Ms. Phillips is charged with violating T.C.A. 63-7-115 (a) (1) (C), (D), (F) and (G) and Board Rule 1000-1-.13 (1) (g). After discussion, Brennan made the motion to find Ms. Phillips guilty of the charges as amended. Roddy seconded the motion. Brennan made the motion to revoke Ms. Phillips' license, assess two (2) type A civil penalties in the amount of \$1,000.00 each for a total of \$2,000.00 and case costs. Roddy seconded the motion. The motion carried.

Crystal Dawn Cordell

LPN 53884

Ms. Cordell was not present nor represented by legal counsel. Mr. Chris Larkin represented the State. Mr. Jay Reynolds was the Administrative Law Judge. Mr. Larkin asked for a motion to proceed in default. C. Thompson made the motion to proceed in default. Roddy seconded the motion. The motion carried. Mr. Larkin passed out the Notice of Charges. Ms. Cordell is charged with violating T. C. A.63-7-115 (a) (1) (G) and Board Rule 1000-2-.13. After discussion, C. Thompson made the motion to find Ms. Cordell guilty of the charges as amended. Roddy seconded the motion. The motion carried. C. Thompson made the motion to revoke Ms. Cordell's license, assess one (1) type C civil penalty in the amount of \$500.00 and case costs. Roddy seconded the motion. The motion carried.

Carol L. Branch

RN 77287

Ms. Branch was not present nor represented by legal counsel. Mr. Chris Larkin represented the State. Mr. Jay Reynolds was the Administrative Law Judge. Mr. Larkin asked for a motion to proceed in default. Brennan made the

motion to proceed in default. Roddy seconded the motion. The motion carried. Mr. Larkin passed out the Notice of Charges. Ms. Branch is charged with violating T.C.A. (a) (1) (F) and Board Rule 1000-1-.13. After discussion, Brennan made the motion to find Ms. Branch guilty of the charges as amended. Roddy seconded the motion. The motion carried. Brennan made the motion to revoke Ms. Branch's license, assess one (1) type C civil penalty in the amount of \$500.00 and case costs. Roddy seconded the motion. The motion carried.

Joshua D. Patrick

LPN 61837

Mr. Patrick was not present nor represented by legal counsel. Mr. Chris Larkin represented the State. Mr. Jay Reynolds was the Administrative Law Judge. Mr. Larkin asked for a motion to proceed in default. Roddy made the motion to proceed in default. C. Thompson seconded the motion. The motion carried. Mr. Larkin passed out the Notice of Charges. Mr. Patrick is charged with violating T.C.A. 63-7-115 (a) (1) (B), (F) and (G) and Board Rule 1000-2-.13. After discussion, Roddy made the motion to find Mr. Patrick guilty of the charges as amended. C. Thompson seconded the motion. The motion carried. Roddy made the motion to revoke Mr. Patrick's license, assess four (4) type C civil penalties in the amount of \$500.00 each for a total of \$2,000.00 and case costs. C. Thompson seconded the motion. The motion carried.

### **Licensure Denial Appeal**

Stephen Molz

Unlicensed

Mr. Molz was present and represented by Mr. John Roberts, Attorney. Ms. Wilma James represented the State. Mr. Jay

Reynolds was the Administrative Law Judge. Ms. James passed out the Notice of Hearing. Mr. Molz's nursing license in the State of Illinois is on probation for a minimum period of two years with conditions. After discussion, Brennan made the motion to approve Mr. Molz's application for licensure as a registered nurse by endorsement pending proof of enrollment and successful participation in program required by the Illinois Board of Nursing. The program must be compatible to TNPAP. Once Mr. Molz has the required information, he must appear before Application Review Committee. Mr. Molz's license will be issued on probation status to run concurrent with the Illinois Board of Nursing Board Order. Roddy seconded the motion. The motion carried.

### **Consent/Agreed Orders**

C. Thompson made the motion to accept the Consent/Agreed Orders as presented. Roddy seconded the motion. The motion carried.

Carol Cloyd	RN 114963	Suspended until TNPAP contract is signed. Once the TNPAP contract has been signed, Ms. Cloyd's license will be placed on probation for no less than three (3) years or until her TNPAP contract is completed. Multistate privilege will be limited to Tennessee only. Assessed costs.
Pamela Frontera	RN 145500	Revoked and assessed costs.
Danielle F. Hart	LPN 65630	Suspended until TNPAP contract is signed. Once the TNPAP contract has been signed, Ms. Hart's license will be placed on probation for no less than three (3) years or for the duration of her TNPAP contract. Assessed costs.
Sonja Hicks	LPN 63708	Suspended until contract with TNPAP has been signed. Once the TNPAP contract has been signed, Ms. Hicks' license will be

		placed on probation throughout the duration of the TNPAP contract. Assessed costs.
William T. Jackson III	RN 63050	Revoked and assessed costs.
Brandy L. Jones	LPN 62731	Suspended until contract with TNPAP has been signed. Once the TNPAP contract has been signed, Ms. Jones' license will be placed on probation for a period of no less than three (3) years or for the duration of the TNPAP contract, whichever is longer. Assessed costs.
James L. Jones	RN 61251	Suspended for a period of one (1) year. After the one (1) year period is up, Mr. Jones' license will be placed on probation for five (5) years and he must remain in compliance with his TNPAP contract. Assessed costs.
Teresa Keller	APN 11428 RN 138454	Revoked APN license and Ms. Keller is not eligible for reactivation or reinstatement of her certification. Ms. Keller will be required to submit a new application for certification to the Board if she wishes to regain certification. Ms. Keller's RN license will be placed on probation for a minimum period of one (1) year and she must undergo a TNPAP evaluation. If a TNPAP contract is required, Ms. Keller's license will remain on probation for the duration of the TNPAP contract.
Ann Lynette Lloyd	LPN 40592	Revoked and assessed costs.
Robin Martin	LPN 52165	Probation until Ms. Martin has completed treatment in Smyrna, GA and receives TNPAP advocacy. Assessed costs.
Melissa Messer	LPN 59281	Suspended until contract with TNPAP is signed. Once the TNPAP contract has been signed, Ms. Messer's license will be placed on probation for a period no less than three (3) years or for the duration of the TNPAP contract. Assessed three (3) type A civil penalties in the amount of \$1,000.00 each for a total of \$3,000.00 and assessed costs.
Gail Rasmussen	RN 55193	Suspended until contract with TNPAP is signed. Once the TNPAP contract has been signed, Ms. Rasmussen's license will be placed on probation for the duration of the TNPAP contract. Assessed costs.

Katherine Teeters	LPN 67866	Suspended until evaluation with TNPAP. If a contract is needed, Ms. Teeters' license will be placed on probation for the duration of the TNPAP contract. If the contract is not needed, the license will not be placed on probation.
Aleta Perkinson Walker	RN 124583	Revoked and assessed costs.
Apryl L. White	LPN 54928	Suspended until contract with TNPAP is signed. Once the TNPAP contract has been signed, Ms. White's license will be placed on probation for a period of no less than three (3) years or for the duration of the TNPAP contract or whichever is longer. Assessed costs.
Kristiana Zimmerman	RN 116797	Probation until Ms. Zimmerman's completes her TNPAP contract and received TNPAP advocacy.
Karen Moore	LPN 25633	Revoked and assessed costs.
Kristi Quarles	LPN 61962	Revoked and assessed costs.
Carolyn Sue Wright	RN 108737	Revoked.
Kathryn B Graves	LPN 24225	Revoked and assessed costs.

### Screening Panel

C. Thompson made a motion to accept the Screening Panel Consent Orders as presented. Roddy seconded the motion. The motion carried.

Deborah R Brooks	LPN 49440	Revoked.
Brenda Ciuffini	RN 146297	Revoked.
Charlotte L. Eddings	RN 148777	Probation for no less than two (2) years to run concurrently with Federal Probation.
Connie Martin-Hall	RN 56224	Revoked.
Regina L. Keele	LPN 51009	Probation for no less than one (1) year. Ms. Keele must submit quarterly reports from her and her employers regarding job performance and employment.
Edwin T. King Jr.	RN 87231	Probation for not less than one (1) year, Continuing education in anger management, seek therapy from a therapist whose practice deals with anger management, attend therapy sessions until such time as the therapist feels he no longer needs treatment, and Mr. King must have his employer and therapist provide

Shelley Renee Krajnik	LPN 52160	quarterly reports regarding employment, job performance, and treatment progress during the one (1) year probation period. Probation to run concurrent with TNPAP contract for no less than three (3) years in duration.
Nancy Lowery	RN 43857	Probation for no less than five (5) years and concurrent with the TNPAP contract.
Elizabeth O. Maness	LPN 50202	Revoked.
Rosemarie Jeanine McGee	RN 148696	Revoked.
Laura L. Poe	RN 91499	Probation pursuant to existing Board Order. Probation shall run concurrent with TNPAP contract for no less than five (5) years in duration.
Shelley G. Rucker	RN 118140	Suspended until TNPAP contract is signed. Once the TNPAP contract is signed, license placed on probation to run concurrent with TNPAP contract for no less than three (3) years in duration.
Kimberly D. Rymer	RN 123910	Probation to run concurrent with a signed TNPAP contract for not less than three (3) years in duration.
Catherine Dawn Williams	LPN 40048	Probation for no less than one (1) year and both Ms. Williams and her employer must provide quarterly reports regarding employment and job performance.
Lisa J. Wright	LPN 57043	Revoked.
Susan C. Wright	LPN 61547	Probation to run concurrent with a signed TNPAP contract for not less than one (1) year in duration.

Board meeting recessed at 6:15 p.m.

**June 5, 2008**

Marcy Plumlee	LPN 60316	Ms. Plumlee was not present nor represented by legal counsel. Mr. Ernie Sykes represented the State. Mr. Jay Reynolds was the Administrative Law Judge. Mr. Sykes asked for a motion to proceed in default. C. Thompson made the motion to proceed in default. Roddy seconded the motion. The motion carried. Mr. Sykes passed out the Notice of
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Charges. Ms. Plumlee is charged with violating T.C.A. 63-7-115 (a) (1)(F) and Board Rule 1000-2-.13 (1)(d)(e) and (v). After discussion, C. Thompson made the motion to find Ms. Plumlee guilty of the charges as amended. Roddy seconded the motion. The motion carried. C. Thompson made the motion to revoke Ms. Plumlee's license, assess one (1) type A civil penalty in the amount of \$1,000.00 and case costs. Roddy seconded the motion. The motion carried.

Angie R. Rollings

LPN 59104

Ms. Rollings was not present nor represented by legal counsel. Mr. Chris Larkin represented the State. Mr. Jay Reynolds was the Administrative Law Judge. Mr. Larkin asked for a motion to proceed in default. C. Thompson made the motion to proceed in default. Roddy seconded the motion. The motion carried. Mr. Larkin passed out the Notice of Charges. Ms. Rollings is charged with violating T. C. A. (a) (1) (C), (D), (F) and (G) and Board Rule 1000-2-.13 (1) (b), (d), (e), (g) and (v). After discussion, Roddy made the motion to find Ms. Rollings guilty of the charges as amended. Brennan seconded the motion. The motion carried. Roddy made the motion to revoke Ms. Rollings' license, assess seven (7) types A civil penalty in the amount of \$1,000.00 each for a total of \$7,000.00 and case costs. Brennan seconded the motion. The motion carried.

Suzy Bingham

LPN 56232

Ms. Bingham was not present nor represented by legal counsel. Mr. Ernie Sykes represented the State. Mr. Jay Reynolds was the Administrative Law Judge. Mr. Sykes asked for a motion to proceed in default. C. Thompson made the motion proceed in default. B. Thompson seconded the motion. The motion carried. Ms. Bingham is charged with violating T. C. A. 63-7-115 (a) (1) (C), (D), and (F) and

Board Rule 1000-2-.13 (1) (e), (f), (g) and (v). After discussion, C. Thompson made the motion to find Ms. Bingham guilty of the charges as amended. Stewart seconded the motion. The motion carried. C.

Thompson made the motion to revoke Ms. Bingham's license, assess on (1) type A civil penalty in the amount of \$1,000.00 and case costs. Stewart seconded the motion. The motion carried.

Dana Lee Moore

LPN 62639

Ms. Moore was present and represented by Tim Barnes, Attorney. Mr. Chris Larkin represented the State. Mr. Jay Reynolds was the Administrative Law Judge. Mr. Larkin passed out the Notice of Charges. Ms. Moore is charged with violating T. C. A. 63-7-115 (a) (1) (B), (C), (F) and (G) and Board Rule 1000-2-.13 (i). C.

Thompson made the motion to find Ms. Moore guilty of the charges as amended. B. Thompson seconded the motion. The motion carried. C. Thompson made the motion to suspend Ms. Moore's license until she has been evaluated and signed a contract with TNPAP. Once Ms. Moore has signed the TNPAP contract, her license will be placed on probation to run concurrent with the TNPAP contract for no less than three (3) years. B. Thompson seconded the motion. The motion carried.

Patricia C. Niece

RN 110604

Ms. Niece was not present nor represented by legal counsel. Ms. Diona Layden represented the State. Mr. Jay Reynolds was the Administrative Law Judge. Ms. Layden asked for a motion to proceed in default. C. Thompson made the motion to proceed in default. Stewart seconded the motion. The motion carried. Ms. Layden passed out the Notice of Charges. Ms. Niece is charged with violating T. C. A. 63-7-115 (a) (1) (C) and (F) and Board Rule 1000-1-.13 (1)(b), (e) and (j). After discussion, C. Thompson made the motion to find Ms. Niece guilty of the charges as

amended. Stewart seconded the motion. The motion carried. C. Thompson made the motion to revoke Ms. Niece's license, assess two (2) type A civil penalties in the amount of \$1, 000.00 each for a total of \$2, 000.00 and assessed case costs. Stewart seconded the motion. The motion carried.

Shana Weems

RN 119514

Ms. Weems was not present nor represented by legal counsel. Ms. Lexi Whittemore represented the State. Mr. Jay Reynolds was the Administrative Law Judge. Ms. Whittemore asked for a motion to proceed in default. C. Thompson made the motion to proceed in default. Bowman seconded the motion. The motion carried. Dubree asked to be recused. Ms. Whittemore passed out the Notice of Charges. Ms. Weems is charged with violating T. C. A. 63-7-115 (a) (1) (G). After discussion, Harkey made the motion to find Ms. Weems guilty of the charges as amended. B. Thompson seconded the motion. The motion carried. C. Thompson made the motion to revoke Ms. Weems' license, assess one (1) type C civil penalty in the amount of \$500.00 and case costs. Harkey seconded the motion. The motion carried.

Sandra Jean Balke

RN 140593

Ms. Balke was not present nor represented by legal counsel. Ms. Lexi Whittemore represented the State. Mr. Jay Reynolds was the Administrative Law Judge. Ms. Whittemore asked to proceed in default. Stewart made the motion to proceed in default. C. Thompson seconded the motion. The motion carried. Ms. Balke is charged with violating T.C.A. 63-7-115 (a) (1) (F) and (G) and Board Rule 1000-2-.13 (1) (j). After discussion, C. Thompson made the motion to find Ms. Balke guilty of the charges as amended. Stewart seconded the motion. The motion carried. C. Thompson made the motion to revoke Ms. Balke's license, assess one (1) type C civil penalty

and case costs. Stewart seconded the motion. The motion carried.

Mary J. Lee

LPN 49369

Ms. Lee was not present nor represented by legal counsel. Ms. Lexi Whittemore represented the State. Mr. Jay Reynolds was the Administrative Law Judge. Ms. Whittemore asked for a motion to proceed in default. B. Thompson made the motion to proceed in default. Stewart seconded the motion. The motion carried. Ms. Whittemore passed out the Notice of Charges. Ms. Lee is being charged with violating T. C. A. 63-7-115 (a) (1) (B), (F) and (G) and Board Rule 1000-2-.13 (1) (e), (k) and (v). After discussion, C. Thompson made the motion to find Ms. Lee guilty of the charges as amended. Messick seconded the motion. The motion carried. C. Thompson made the motion to revoke Ms. Lee's license, assess three (3) type A civil penalties in the amount \$1,000.00 each for a total of \$3,000.00, one (1) type C civil penalty in the amount of \$500.00 and case costs. Messick seconded the motion. The motion carried.

Fay Carol Misenhelter

RN 115253

Ms. Misenhelter was not present nor represented by legal counsel. Ms. Lexi Whittemore represented the State. Mr. Jay Reynolds was the Administrative Law Judge. Ms. Whittemore asked for a motion to proceed in default. C. Thompson made the motion to proceed in default. Stewart seconded the motion. The motion carried. Ms. Misenhelter is charged with violating T. C. A. 63-7-115 (a) (1)(C), (F) and(G) and Board Rule 1000-1-.13 (1) (b), (d), (e) and (w). After discussion, C. Thompson made the motion to find Ms. Misenhelter guilty of the charges as amended. Stewart seconded the motion. The motion carried. C. Thompson made the motion to revoke Ms. Misenhelter's license, assess four (4) type A civil penalties in the amount of \$1,000.00 each for a total of \$4,000.00 and

case costs. B. Thompson seconded the motion. The motion carried.

### **License Denial Appeal**

Joseph Wayne Olivier	Unlicensed	Mr. Oliver was present and represented by Frank Scanlon, Attorney. Wilma James represented the State. Mr. Jay Reynolds was the Administrative Law Judge. Ms. James passed on the Notice of Hearing. Mr. Olivier is charged with violating T. C. A. (a)(1)(B). Brennan made the motion to grant Mr. Olivier his RN license by endorsement with an evaluation from TNPAP. Roddy seconded the motion. The motion carried. C. Thompson abstained from voting.
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### **General Discussion**

Stegbauer informed the Board that House Bill 3677 concerning requirements for a nurse anesthetist (CRNA) has been signed into law under Public Chapter 782 and House Bill 4196 concerning screening panels for contested cases has been signed into law under Public Chapter 849. The Board of Nursing will start implementing the separate panels for contested cases at the next schedule Board meeting to be held on September 3 & 4, 2008.

Lund informed the Board that the National Council for State Boards of Nursing will be meeting in Nashville, TN on August 5-9, 2008. The Tennessee Board of Nursing will be hosting a reception on August 5, 2008 at the Country Music Hall of Fame. The Board needs to elect two delegates and two alternates to attend the conference. After discussion, the Board elected to send Lund and Roddy as the delegates and Stegbauer and Brennan as the alternates.

Meeting adjourned at 5:00 p.m.

Ratified by the Board of Nursing at the September 3, 2008 board meeting

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Chairman

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Date