

INDIANA STATE BOARD OF NURSING

INDIANA GOVERNMENT CONFERENCE CENTER
AUDITORIUM
302 WEST WASHINGTON STREET
INDIANAPOLIS, INDIANA 46204

MINUTES OF APRIL 21, 2005

Mervin Helmuth, R.N., President, called the meeting to order at 8:35 a.m. and declared a quorum in accordance with IC 25-23-1-5.

Members Present: Mervin Helmuth, R.N., President
Carolyn Slagle, R.N., C.N.S., Vice President
Janis Shook, L.P.N., Member
Laurie Peters, R.N., Member
Ann Parker, R.N., Secretary
Laurel Valentino, R.N., Member
Darla Jones, L.P.N.

Members Absent: Susan Dye, R.N., Member
Traci Little, JD, Consumer Member

Staff Present: Kristen Kelley, Deputy Director
Health Professions Bureau
Tonja Thompson, Board Director
Health Professions Bureau
Jody Edens, Assistant Board Director
Health Professions Bureau
Gordon White, Deputy Attorney General
Office of the Attorney General

The Board voted to adopt the agenda and addendum as amended.

Helmuth/Jones, 7/0/0

The Board voted to adopt the minutes of the March 17, 2005 meeting as amended.

Helmuth/Jones, 6/0/1, with Ms. Peter abstaining

INDIANA STATE NURSES ASSISTANCE PROGRAM

Kathy Hungerford, Intake Director and Kim McKown, President, presented the quarterly report to the Board. During the third quarter there were 432 participants involved with ISNAP. A total of 32 licensees were discharged for various reasons. ISNAP's provider meeting held on April 20, 2005 went very well. They offered continuing education credits to those that attended.

Ms. McKown explained to the Board that nineteen (19) Licensees applied for the scholarship program and of that nineteen only two (2) were turned down. The scholarship is given for a three (3) month period and if the licensee goes to financial counseling at the end of the three (3) months if they still need help, they will be eligible for an additional three (3) months assistance. They do consider the Spouse's income. They also look at the last two (2) years tax returns, but also take into consideration the current circumstances.

Kathy addressed the students.

DISCUSSION

NCSBN Delegate Assembly - FYI. Mervin Helmuth, RN, informed the Board that he will be going to the meeting and one more person can also attend.

Correspondence from Jorie Moberely, RN, NP RE: Request for Prescriptive Authority – After reviewing Ms. Moberely's information, the Board determined that she needs to meet the Pharmacology continuing education requirement and then will be approved for prescriptive authority. The Board will accept the educational/doctoral towards the thirty (30) hours of continuing education.

CONSENSUS

Proposed Rules – Impaired Nurses Program – After review, the Board made some minor changes. They requested to have the rules published after the minor changes were made.

CONSENSUS

EDUCATION

University of Saint Francis – Change in curriculum – The University wants to change Pharmacology back into the Nursing program instead of being in the Pharmacy program. They want an Advanced Practice Nurse to teach the course. After reviewing the information provided, the Board moved to APPROVE the requested curriculum change.

Helmuth/Peters, 7/0/0

Marion Community Schools – Request to increase enrollment – After discussion the Board moved to APPROVE the increase.

Helmuth/Peters, 7/0/0

Ivy Tech State College, Evansville – Change the option of Sociology to Lifespan Development – After reviewing the information, the Board stated that they must specify that Sociology will still be part of the curriculum. It may be integrated in another course. The Board moved to DENY the request.

Helmuth/Parker, 6/0/1, with Ms. Peters abstaining

The day following the meeting the Board received an e-mail from Ivy Tech State College, Evansville giving more detailed information about the above request. The Board moved to TABLE this matter until the May meeting.

PERSONAL APPEARANCES

EXAMINATION APPLICANTS

Danielle Marie Peters – Applicant did appear in person and was not represented by counsel regarding a positive response on her examination application. She informed the Board that she is currently on criminal probation, which requires UDS, meetings with her counselor every two (2) months and she goes to AA meetings. Her sobriety date is April 2004. After discussion the Board moved to APPROVE the applicant for full licensure after she has been evaluated by ISNAP and does what they deem necessary.

Helmuth/Parker, 6/1/0 with Ms. Jones objecting

James R. Salesberry – Applicant did appear in person and was not represented by counsel regarding a positive response on his examination application. He informed the Board that he has taken and passed the NCLEX to obtain his LPN license. He was on criminal probation for check deception. The incidents happened in 1998 and 2000. He has completed his probation and paid back all the money. He will graduate in May 2005 with his RN degree. He admits he had a drinking problem and his sobriety date is May 20, 2002. After discussion the Board moved to APPROVE him for full licensure as an LPN. The Board also moved to allow him to take his RN examination upon completion of his RN program and to become licensed upon successful completion of the examination.

Helmuth/Valentino, 7/0/0

RENEWAL APPLICANT

Gidget Sue Ferdon, RN, License No. 28135257A - Applicant did appear in person and was not represented by counsel regarding a positive response on her renewal application. Ms. Ferdon explained to the Board that her Ohio license is on Probation and she is non-compliant with that Probation at this time. She is required to work as an RN for three (3) years before she can request to have the Probation lifted. Her sobriety date is May 30, 2000 and she goes to AA/NA meetings three (3) times per week and does random UDS. After discussion the Board moved to place the applicant's license on INDEFINITE PROBATION, may not lift until she has successfully completed her Ohio Probation requirements. She must also be monitored by ISNAP or the Ohio Board program. Ms. Ferdon agreed to these terms.

Helmuth/Peters, 7/0/0

ADMINISTRATIVE HEARINGS

The following hearings were continued.

Jacklyn Yaple Francisco, LPN, RN, License No. 28116939A & 27030834A, Cause No. 2004 NB 0122

Penny Lynn Niles, LPN, License No. 27015533A, Cause No. 2004 NB 0159

Dennis O'Bryan Reeves, LPN, License No. 27040407A, Cause No. 2004 NB 0143

Amanda J. Key, RN, License No. 28158972A, Cause No. 2005 NB 0090

Respondent did appear in person and was not represented by counsel regarding a Petition for Summary Suspension scheduled before the Board. The State of Indiana was represented by Shelley Johnson, Deputy Attorney General and the court reporter sworn in for this matter was Linda Merkl. Detective Eric Hackworth, Carolyn Wolf, RN and Martha Dick were sworn in as witnesses for the State. After having considered the evidence presented, testimony of the witnesses and taking official notice of its file in this matter the Board moved to DENY the SUMMARY SUSPENSION.

Helmuth/Peters, 6/1/0, with Ms. Shook objecting

Jo Ann Sims, LPN, License No. 27047686A, Cause No. 2005 NB 0019

Respondent did appear in person and was not represented by counsel regarding an Agreed Order scheduled before the Board. The State of Indiana was represented by James Holden, Deputy Attorney General and the court reporter sworn in for this matter was Linda Merkl. An agreement between the Respondent and the Attorney General's Office was presented to the Board by James Holden, Deputy Attorney General. The agreement included INDEFINITE PROBATION for a period of one (1) year and a total of six (6) CEU's and a \$250.00 fine. The Board was concerned about the matter of this complaint so they moved to TABLE this matter and have a Board member go out for a settlement conference regarding this matter.

CONSENSUS

Carolyn Slagle, RN left to attend the settlement conference for the above matter. Later Ms. Slagle rejoined the meeting and she recommended the Board accept the agreement as listed above. After discussion, the Board moved to ACCEPT the original agreement as stated above.

Helmuth/Peters, 5/0/2, with Ms. Valentino and Ms. Slagle abstained

Let the record reflect that Laurel Valentino, RN was out doing a settlement conference.

Julie Ann Walton, LPN, License No. 27023659A, Cause No. 2005 NB 0082

Respondent did appear in person and was not represented by counsel regarding a Petition for Summary Suspension scheduled before the Board. The State of Indiana was represented by Carrie Harmon, Deputy Attorney General and the court reporter sworn in for this matter was Linda Merkl. An agreement between the Respondent, her counsel and the Attorney General's Office was presented to the Board by Carrie Harmon, Deputy Attorney General. The agreement includes a SUMMARY SUSPENSION for a period of ninety (90) days. After having considered the evidence presented and taking official notice of its file in this matter the Board moved to ACCEPT the agreement.

Helmuth/Peters, 6/0/0

Let the record reflect that Carolyn Slagle, RN was out during the first part of the next hearing.

Pamela Gayle Boylls, LPN, License No. 27018694A, Cause No. 2005 NB 0077

Respondent did appear in person and was not represented by counsel regarding a Petition for Summary Suspension scheduled before the Board. The State of Indiana was represented by Shelley Johnson, Deputy Attorney General and the court reporter sworn in for this matter was Linda Merkl. Robert Bloss, Pharmacy Inspector and Detective Eric Hackworth were sworn in as witnesses for the State. Detective Hackworth testified that during his investigation he found that the Respondent had forged prescriptions for 7, 330 brand name Loratab tablets. Mr. Bloss testified that the Respondent paid around \$11,000 in cash for the Loratab tablets. He also stated that the Respondent's Husband had obtained approximately 10,000 Loratab tablets by fraud. The totals of Loratab tables given were only for the ones obtain illegally, this does not include the one's she had prescriptions for. The Respondent informed the Board that she and her Husband relapsed together and that she was taking 20-30 Loratab tablets per day. The Respondent is complaint with her ISNAP contract. After having considered the evidence presented and taking official notice of its file in

this matter the Board moved to place the Respondent's license on SUMMARY SUSPENSION for a period of ninety (90) days.

Helmuth/Peters, 6/0/1, with Ms. Slagle abstaining

Let the record reflect that Carolyn Slagle, RN and Laurel Valentino, RN were out of the meeting.

Linda Marie Wiedlocher, RN, License No. 28056324A, Cause No. 2004 NB 0120

Respondent did not appear in person and was not represented by counsel regarding a Notice of Proposed Default scheduled before the Board. The State of Indiana was represented by Laura Wilford, Deputy Attorney General and the court reporter sworn in for this matter was Linda Merk. After having considered the evidence presented and taking official notice of its file in this matter the Board moved to hold the Respondent's license in DEFAULT.

Jones/Peters, 5/0/0

The Board further moved to place the Respondent's license on INDEFINITE SUSPENSION may not lift until the Respondent has ninety (90) days of compliance with ISNAP.

Helmuth/Peters, 5/0/0

Let the record reflect that Laurel Valentino, RN re-joined the meeting.

Etta Marie Carpenter, LPN, License No. 27044275A, Cause No. 2004 NB 0135

Respondent did not appear in person and was not represented by counsel regarding a Notice of Proposed Default scheduled before the Board. The State of Indiana was represented by Steven Douglas, Deputy Attorney General and the court reporter sworn in for this matter was Linda Merkl. After having considered the evidence presented and taking official notice of its file in this matter the Board moved to hold the Respondent's license in DEFAULT.

Helmuth/Peters, 5/0/1, with Ms. Valentino abstaining

The Board further moved to place the Respondent's license on INDEFINITE SUSPENSION for a period of one (1) year with terms and conditions.

Helmuth/Peters, 6/0/0

Let the record reflect that Carolyn Slagle, RN re-joined the meeting.

Rita Sue Nevitt, RN, License No. 28076802A, Cause No. 2004 NB 0184

Respondent did appear in person and was not represented by counsel regarding a Disciplinary Hearing scheduled before the Board. The State of Indiana was

represented by Sara Matticks, Deputy Attorney General and the court reporter sworn in for this matter was Linda Merkl. The Respondent wrote out an order for a medication to be administered without the Doctor's permission. She also falsified her license renewal. After having considered the evidence presented and taking official notice of its file in this matter the Board moved to issue a LETTER OF REPRIMAND and ordered the Respondent to pay a \$250.00 fine.

Shook/Jones, 6/0/1, with Ms. Peters abstaining

Consandra E. Rovster, LPN, License No. 27046592A, Cause No. 2005 NB 0081

Respondent did appear in person and was not represented by counsel regarding a Petition for Summary Suspension scheduled before the Board. The State of Indiana was represented by Elizabeth Kiefner, Deputy Attorney General and the court reporter sworn in for this matter was Linda Merkl. Kathy Hungerford, Intake Director with ISNAP and Dorinda Wigley were sworn in as witnesses for the State. Ms. Hungerford testified that the Respondent's contract with ISNAP has been closed for non-compliance. After having considered the evidence presented, testimony of the witnesses and taking official notice of its file in this matter the Board moved to place the Respondent's license on SUMMARY SUSPENSION for a period of ninety (90) days.

Helmuth/Peters, 7/0/0

Let the record reflect that Carolyn Slagle, RN was out of the meeting.

Crystal Louise Agee, LPN, RN, License No. 28148543A & 27042888A, Cause No. 2005 NB 0051

Respondent did not appear in person and was not represented by counsel regarding a Disciplinary Hearing/Renewal of Summary Suspension scheduled before the Board. The State of Indiana was represented by Shelley Johnson, Deputy Attorney General and the court reporter sworn in for this matter was Linda Merkl. After having considered the evidence presented and taking official notice of its file in this matter the Board moved to issue a NOTICE OF PROPOSED DEFAULT.

Peters/Parker, 6/0/0

At the request of Shelley Johnson, Deputy Attorney General the Board agreed to hear witnesses. Sworn in to testify for the State were Kathy Hungerford, Intake Director with ISNAP and Sue Chew, RN. Ms. Chew testified that during her investigation she found that the Respondent withdrew more medication for the patient than was ordered by the Physician. Ms. Hungerford testified that the Respondent's contract with ISNAP was closed for non-compliance. The Board thanked the witnesses for their testimony.

The Board further moved to RENEW the SUMMARY SUSPENSION for a period of ninety (90) days.

Peters/Helmuth, 6/0/0

Let the record reflect that Carolyn Slagle, RN re-joined the meeting during the following hearing.

Eunice Ann Hickman, RN, License No. 28135396A, Cause No. 2005 NB 0080

Respondent did appear in person and was not represented by counsel regarding a Petition for Summary Suspension scheduled before the Board. The State of Indiana was represented by Laura Wilford, Deputy Attorney General and the court reporters sworn in for this matter were Linda Merkl and Felicia Warren. Jackie Bridgewater, Nurse Manager and Kim McKown, President of ISNAP were sworn in as witnesses for the State. Ms. Bridgewater testified that for eleven (11) years the Respondent was a very good nurse and then suddenly her performance went downhill. She would improve for a few weeks and then would go downhill again. Ms. McKown testified that the Respondent requested that her ISNAP contract be closed. She was given an Alcohol dependency diagnosis. The Respondent stated that she has not worked since January 2005 and her sobriety date for alcohol is October 2004. She will complete the Morton Center program next week. After having considered the evidence presented and taking official notice of its file in this matter the Board moved to DENY the SUMMARY SUSPENSION.

Jones/Valentino, 6/0/1, with Ms. Slagle abstaining

Shawn Rana Dickerson, RN, License No. 28131563A, Cause No. 2004 NB 0149

Respondent did appear in person and was not represented by counsel regarding a Disciplinary Hearing scheduled before the Board. The State of Indiana was represented by Carrie Harmon, Deputy Attorney General and the court reporter sworn in for this matter was Felicia Warren. Deborah Carter, RN was sworn in as a witness for the State. Ms. Carter testified that the Respondent admitted to her that she injected the drug Napardine while on duty. The Respondent completed the ISNAP program successfully under Dr. Cockrell. She has worked at GM for the past five (5) years as a plant nurse. The only drug they have is Tylenol. Her sobriety date is August 2, 1999 and she currently goes to AA meetings when she feels she needs them. After having considered the evidence presented, testimony of the witnesses and taking official notice of its file in this matter the Board moved to FINE the Respondent \$250.00.

Jones/Valentino, 7/0/0

Jana Lynn Cauthen, LPN, License No. 27051679A, Cause No. 2005 NB 0094

Respondent did appear in person and was not represented by counsel regarding a Petition for Summary Suspension scheduled before the Board. The State of Indiana was represented by Carrie Harmon, Deputy Attorney General and the court reporter

sworn in for this matter was Felicia Warren. Kim McKown, President of ISNAP was sworn in to testify for the State. Ms. McKown testified that the Respondent has had six (6) positive UDS out of eight (8) UDS taken. She is not currently safe to return to work. The Respondent admitted she still drinks alcohol on occasion. She hasn't worked since March 30, 2005 and is currently in an IOP program at Oak Lawn. After having considered the evidence presented, testimony of the witness and taking official notice of its file in this matter the Board moved to place the Respondent's license on SUMMARY SUSPENSION for a period of ninety (90) days.

Helmuth/Peters, 7/0/0

Stacy Jo Hagadorn, LPN, License No. 27046977A, Cause No. 2004 NB 0162

Respondent did appear in person and was not represented by counsel regarding a Disciplinary Hearing scheduled before the Board. The State of Indiana was represented by Shelley Johnson, Deputy Attorney General and the court reporter sworn in for this matter was Felicia Warren. Cynthia Gorrell was sworn in as a witness for the State. Judith Elliott was sworn in as a witness for the Respondent. Ms. Gorrell testified that they found out the Respondent was taking Methadone after she was admitted to the ER for chest pains. The Respondent informed the Board that her Doctor prescribed Methadone as treatment for Crones disease. She has been taking it since 1998/1999. She is currently prescribed twenty (20) Milagrams four (4) times per day or as needed. She normally takes forty (40) Milagrams per day. She has not worked since 2002. Ms. Elliott testified that she is the Respondent's Mother and that Stacy does not act any different when she is taking the Methadone. After having considered the evidence presented, testimony of the witnesses and taking official notice of its file in this matter the Board moved to place the Respondent's license on INDEFINITE PROBATION for a period of one (1) year of active nursing practice. The Respondent must also obtain three (3) CEU's in each of the following areas: Medication Administration; Ethical/Legal issues in Nursing; and Documentation.

Peters/Shook, 7/0/0

Let the record reflect that Laurie Peters, RN was out during the following hearing.

Constance L. Emerson, LPN, License No. 27027357A, Cause No. 2004 NB 0079

Respondent did appear in person and was not represented by counsel regarding an Order to Show Cause scheduled before the Board. The State of Indiana was represented by Steven Douglas, Deputy Attorney General and the court reporter sworn in for this matter was Felicia Warren. Kathy Hungerford, Intake Director with ISNAP was sworn in as a witness for the State. Ms. Hungerford testified that the respondent's ISNAP contract was closed for non-compliance. She is also non-complaint with some of the terms of her Probationary Order. After having considered the evidence presented, testimony of the witness and taking official notice of its file in this matter, the Board moved to place the Respondent's license on INDEFINITE SUSPENSION until the Respondent is in compliance with an ISNAP contract.

Helmuth/Shook, 4/1/1, with Ms. Jones objecting and Ms. Valentino abstaining

Let the record reflect that Laurie Peters re-joined the meeting.

Deborah K. Burton, RN, License No. 28096041A, Cause No. 94 NB 029

Respondent did appear in person and was not represented by counsel regarding a Petition for Summary Suspension scheduled before the Board. The State of Indiana was represented by Carrie Harmon, Deputy Attorney General and the court reporter sworn in for this matter was Felicia Warren. Kim McKown, President of ISNAP was sworn in as a witness for the State. Ms. McKown testified that the Respondent's contract with ISNAP was closed for non-compliance. She stated that the Respondent is not safe to practice due to her non-compliance and their inability to monitor her. After having considered the evidence presented, testimony of the witness and taking official notice of its file in this matter, the Board moved to place the Respondent's license on SUMMARY SUSPENSION for a period of ninety (90) days.

Peters/Helmuth, 7/0/0

Calvin Earl Brown, RN, License No. 28088019A, Cause No. 2005 NB 0078

Respondent did not appear in person and was not represented by counsel regarding a Petition for Summary Suspension scheduled before the Board. The State of Indiana was represented by Shelley Johnson, Deputy Attorney General and the court reporter sworn in for this matter was Felicia Warren. Kathy Hungerford, Intake Director was sworn in as a witness for the State. Ms. Hungerford testified that the Respondent's contract with ISNAP has been closed for non-compliance. After having considered the evidence presented, testimony of the witness and taking official notice of its file in this matter the Board moved to place the Respondent's license on SUMMARY SUSPENSION for a period of ninety (90) days.

Helmuth/Jones, 7/0/0

Marilyn J. Donovan, LPN, License No. 27044801A, Cause No. 2005 NB 0181

Respondent did not appear in person and was not represented by counsel regarding a Disciplinary Hearing scheduled before the Board. The State of Indiana was represented by Laura Wilford, Deputy Attorney General and the court reporter sworn in for this matter was Felicia Warren. The State requested a continuance on this matter. After having considered the evidence presented and taking official notice of its file in this matter the Board moved to CONTINUE this matter.

CONSENSUS

Jody Lynn George Chaplin, LPN, License No. 27035544A, Cause No. 2005 NB 0028

Respondent did not appear in person and was not represented by counsel regarding an Order to Show Cause scheduled before the Board. The State of Indiana was

represented by James Holden, Deputy Attorney General and the court reporter sworn in for this matter was Felicia Warren. After having considered the evidence presented and taking official notice of its file in this matter the Board moved to issue a NOTICE OF PROPOSED DEFAULT.

Jones/Helmuth, 7/0/0

Lori Ann Geisleman Dublack, RN, License No. 28121653A, Cause No. 2001 NB 0082

Respondent did not appear in person and was not represented by counsel regarding an Order to Show Cause/Renewal of Summary Suspension scheduled before the Board. The State of Indiana was represented by Carrie Harmon, Deputy Attorney General and the court reporter sworn in for this matter was Felicia Warren. An agreement between the Respondent and the Attorney General's Office was presented to the Board by Carrie Harmon, Deputy Attorney General. The agreement includes INDEFINITE SUSPENSION for a period of six (6) months. The Respondent's license will then be automatically placed on INDEFINITE PROBATION for the length of her Washington State ISNAP program. The Respondent must also pay a \$500.00 fine. After having considered the evidence presented and taking official notice of its file in this matter the Board moved to ACCEPT the agreement.

Helmuth/Peters, 6/0/1, with Ms. Slagle abstaining

Shay Annette Grimes, LPN, License No. 27044393A, Cause No. 2005 NB 0071

Respondent did not appear in person and was not represented by counsel regarding a Petition for Summary Suspension scheduled before the Board. The State of Indiana was represented by Elizabeth Kiefner, Deputy Attorney General and the court reporter sworn in for this matter was Felicia Warren. Ms. Kiefner stated that they have received evidence that the Respondent has been convicted of murdering her Grandmother. She was sentenced to fifty-five (55) years in prison. After having considered the evidence presented and taking official notice of its file in this matter the Board moved to place the Respondent's license on SUMMARY SUSPENSION for a period of ninety (90) days.

Helmuth/Parker, 7/0/0

Mary Van Polanen, RN, License No. 28139732A, Cause No. 2004 NB 0179

Respondent did not appear in person and was not represented by counsel regarding a Disciplinary Hearing scheduled before the Board. The State of Indiana was represented by Carrie Harmon, Deputy Attorney General and the court reporter sworn in for this matter was Felicia Warren. After having considered the evidence presented and taking official notice of its file in this matter the Board moved to issue a NOTICE OF PROPOSED DEFAULT.

Helmuth/Jones, 7/0/0

Constance L. Spencer, RN, LPN, License Nos. 28052598A & 27017038A, Cause No. 2004 NB 0121

Respondent did not appear in person and was not represented by counsel regarding a Disciplinary Hearing scheduled before the Board. The State of Indiana was represented by Steven Douglas, Deputy Attorney General and the court reporter sworn in for this matter was Felicia Warren. After having considered the evidence presented and taking official notice of its file in this matter the Board moved to issue a NOTICE OF PROPOSED DEFAULT.

Helmuth/Peters, 7/0/0

Tara Lynn Spsychalski, LPN, License No. 27043219A, Cause No. 2004 NB 0208

Respondent did not appear in person and was not represented by counsel regarding a Disciplinary Hearing scheduled before the Board. The State of Indiana was represented by Steven Douglas, Deputy Attorney General and the court reporter sworn in for this matter was Felicia Warren. After having considered the evidence presented and taking official notice of its file in this matter the Board moved to issue a NOTICE OF PROPOSED DEFAULT.

Jones/Helmuth, 7/0/0

At the Request of Steven Douglas, Deputy Attorney General the Board agreed to hear additional evidence for the consideration of an unscheduled summary suspension. The Respondent has had problems with drug abuse. After having considered the evidence presented and taking official notice of its file in this matter the Board moved to place the Respondent's license on SUMMARY SUSPENSION for a period of ninety (90) days.

Helmuth/Peters, 7/0/0

Tamara Sue Stockdale, LPN, License No. 27039419A, Cause No. 2004 NB 0105

Respondent did not appear in person and was not represented by counsel regarding a Disciplinary Hearing scheduled before the Board. The State of Indiana was represented by James Holden, Deputy Attorney General and the court reporter sworn in for this matter was Felicia Warren. After having considered the evidence presented and taking official notice of its file in this matter the Board moved to issue a NOTICE OF PROPOSED DEFAULT.

Helmuth/Peters, 7/0/0

David L. Shafer, RN, License No. 28162310A, Cause No. 2005 NB 0083

Respondent did not appear in person and was not represented by counsel regarding a Petition for Summary Suspension scheduled before the Board. The State of Indiana was represented by James Holden, Deputy Attorney General and the court reporter sworn in for this matter was Felicia Warren. The Respondent has lost his license in

the States of Kentucky and Ohio due to Medicaid fraud. He answered 'No' to all the questions on his Indiana application. After having considered the evidence presented and taking official notice of its file in this matter the Board moved to place the Respondent's license on SUMMARY SUSPENSION for a period of ninety (90) days.

Jones/Shook, 7/0/0

Janian Kunicki Stygar, LPN, License No. 27043062A, Cause No. 2004 NB 0192

Respondent did not appear in person and was not represented by counsel regarding a Disciplinary Hearing scheduled before the Board. The State of Indiana was represented by Shelley Johnson, Deputy Attorney General and the court reporter sworn in to testify for this matter was Felicia Warren. An agreement between the Respondent and the Attorney General's Office was presented to the Board by Shelley Johnson, Deputy Attorney General. The agreement includes the REVOCATION of the Respondent's license. After having considered the evidence presented and taking official notice of its file in this matter the Board moved to ACCEPT the agreement.

Helmuth/Jones, 7/0/0

Mary J. Spaulding, RN, License No. 28092009A, Cause No. 2005 NB 0092

Respondent did not appear in person and was not represented by counsel regarding a Petition for Summary Suspension scheduled before the Board. The State of Indiana was represented by Elizabeth Kiefner, Deputy Attorney General and the court reporter sworn in for this matter was Felicia Warren. Kathy Hungerford, Intake Director with ISNAP was sworn in as a witness for the State. Ms. Hungerford testified that the Respondent's case with ISNAP has been closed for non-compliance. After having considered the evidence presented, testimony of the witness and taking official notice of its file in this matter the Board moved to place the Respondent's license on SUMMARY SUSPENSION for a period of ninety (90) days.

Helmuth/Slagle, 7/0/0

Kathy Ann Adams, LPN, License No. 27046990A, Cause No. 2004 NB 0158

Respondent did not appear in person and was not represented by counsel regarding a Disciplinary Hearing scheduled before the Board. The State of Indiana was represented by Sara Matticks, Deputy Attorney General and the court reporter sworn in for this matter was Felicia Warren. An agreement between the Respondent and the Attorney General's Office was presented to the Board by Sara Matticks, Deputy Attorney General. The agreement includes a LETTER OF REPRIMAND and a \$150.00 fine. After having considered the evidence presented and taking official notice of its file in this matter the Board moved to ACCEPT the agreement.

Helmuth/Peters, 7/0/0

Lynn Marie Carrillo, LPN, License No. 27043222A, Cause No. 2004 NB 0171

Respondent did not appear in person and was not represented by counsel regarding a Disciplinary Hearing scheduled before the Board. The State of Indiana was represented by Carrie Harmon, Deputy Attorney General and the court reporter sworn in for this matter was Felicia Warren. Let the record reflect that the Respondent did appear earlier for a settlement conference. A settlement between the Respondent and the Attorney General's Office was presented to the Board by Carrie Harmon, Deputy Attorney General. The settlement includes INDEFINITE PROBATION for the length of her ISNAP contract. After having considered the evidence presented and taking official notice of its file in this matter the Board moved to ACCEPT the settlement.

Helmuth/Peters, 6/0/1, with Ms. Slagle abstaining

Gwendolyn T. Craven, RN, License No. 28156434A, Cause No. 2004 NB 0188

Respondent did not appear in person and was not represented by counsel regarding an Agreed Order scheduled before the Board. The State of Indiana was represented by Laura Wilford, Deputy Attorney General and the court reporter sworn in for this matter was Felicia Warren. An agreement between the Respondent and the Attorney General's Office was presented to the Board by Laura Wilford, Deputy Attorney General. The agreement includes INDEFINITE PROBATION for a period of three (3) years with terms and conditions. After having considered the evidence presented and taking official notice of its file in this matter the Board moved to ACCEPT the agreement.

Helmuth/Parker, 7/0/0

Rebecca Sue Graham, RN, License No. 28109567A, Cause No. 2005 NB 0073

Respondent did not appear in person and was not represented by counsel regarding a Disciplinary Hearing scheduled before the Board. The State of Indiana was represented by Laura Wilford, Deputy Attorney General and the court reporter sworn in for this matter was Felicia Warren. After having considered the evidence presented and taking official notice of its file in this matter the Board moved to issue a NOTICE OF PROPOSED DEFAULT.

Jones/Peters, 7/0/0

At the request of Laura Wilford, Deputy Attorney General the Board agreed to hear additional evidence for the consideration of an unscheduled summary suspension. Kathy Hungerford, Intake Director with ISNAP was sworn in as a witness for the State. Ms. Hungerford testified that the Respondent's ISNAP contract has been closed for non-compliance. After having considered the evidence presented, testimony of the witness and taking official notice of its file in this matter the Board moved to place the Respondent's license on SUMMARY SUSPENSION for a period of ninety (90) days.

Helmuth/Jones, 7/0/0

Holly Jean Hopkins, RN, License No. 28142857A, Cause No. 2005 NB 0036

Respondent did not appear in person and was not represented by counsel regarding a Disciplinary Hearing/Renewal of Summary Suspension scheduled before the Board. The State of Indiana was represented by Carrie Harmon, Deputy Attorney General and the court reporter sworn in for this matter was Felicia Warren. After having considered the evidence presented and taking official notice of its file in this matter the Board moved to issue a NOTICE OF PROPOSED DEFAULT.

Helmuth/Peters, 7/0/0

The Board further moved to RENEW the SUMMARY SUSPENSION for a period of ninety (90) days.

Helmuth/Peters, 7/0/0

Tammy Renee (Wiley) Kimbrough, LPN, License No. 27044805A, Cause No. 2005 NB 0053

Respondent did not appear in person and was not represented by counsel regarding a Disciplinary Hearing/Renewal of Summary Suspension scheduled before the Board. The State of Indiana was represented by James Holden, Deputy Attorney General and the court reporter sworn in for this matter was Felicia Warren. After having considered the evidence presented and taking official notice of its file in this matter the Board moved to issue a NOTICE OF PROPOSED DEFAULT.

Helmuth/Peters, 7/0/0

Luis R. Linares, LPN, License No. 27042988A, Cause No. 2004 NB 0144

Respondent did not appear in person and was not represented by counsel regarding a Disciplinary Hearing scheduled before the Board. The State of Indiana was represented by Steven Douglas, Deputy Attorney General and the court reporter sworn in for this matter was Felicia Warren. After having considered the evidence presented and taking official notice of its file in this matter the Board moved to issue a NOTICE OF PROPOSED DEFAULT.

Helmuth/Peters, 7/0/0

At the request of Steven Douglas, Deputy Attorney General the Board agreed to hear additional evidence for the consideration of an unscheduled summary suspension. After having considered the evidence presented and taking official notice of its file in this matter the Board moved to place the Respondent's license on SUMMARY SUSPENSION for a period of ninety (90) days..

Peters/Valentino, 7/0/0

Cathy Jo Mukes, LPN, License No. 27035829A, Cause No. 2004 NB 0152

Respondent did not appear in person and was not represented by counsel regarding a Disciplinary Hearing scheduled before the Board. The State of Indiana was represented by Laura Wilford, Deputy Attorney General and the court reporter sworn in for this matter was Felicia Warren. The Respondent requested a continuance by letter. After having considered the evidence presented and taking official notice of its file in this matter the Board moved to CONTINUE this matter.

CONSENSUS

Sandra Waible, LPN, License No. 27038609A, Cause No. 2003 NB 0095

Respondent did not appear in person and was not represented by counsel regarding an Order to Show Cause scheduled before the Board. The State of Indiana was represented by James Holden, Deputy Attorney General and the court reporter sworn in for this matter was Felicia Warren. The Respondent made an appearance before Kay Leach, Administrative Law Judge. During her hearing she admitted to Ms. Leach that she had smoked Marijuana. After having considered the evidence presented and taking official notice of its file in this matter the Board moved to issue a NOTICE OF PROPOSED DEFAULT.

Helmuth/Peters, 7/0/0

The Board further moved to place the Respondent's license on SUMMARY SUSPENSION for a period of ninety (90) days.

Helmuth/Slagle, 7/0/0

Marion Lee Willis, LPN, License No. 27040612A, Cause No. 2005 NB 0093

Respondent did not appear in person and was not represented by counsel regarding a Petition for Summary Suspension scheduled before the Board. The State of Indiana was represented by Sara Matticks, Deputy Attorney General and the court reporter sworn in for this matter was Felicia Warren. The Respondent stole co-workers credit cards and used them to buy odd things such as Fifty (50) plus dollars of food from Steak and Shake. After having considered the evidence presented and taking official notice of its file in this matter the Board moved to issue a NOTICE OF PROPOSED DEFAULT.

Helmuth/Jones, 7/0/0

Terri Lynn Brooks, LPN, License No. 27044275A, Cause No. 96 NB 030

Respondent did not appear in person and was not represented by counsel regarding a Notice of Proposed Default scheduled before the Board. The State of Indiana was represented by Laura Wilford, Deputy Attorney General and the court reporter sworn in for this matter was Felicia Warren. After having considered the evidence presented and taking official notice of its file in this matter the Board moved to hold the Respondent's license in DEFAULT.

Helmuth/Parker, 7/0/0

The Board further moved to place the Respondent's license on INDEFINITE SUSPENSION. The Respondent must sign a contract with ISNAP ninety (90) days prior to requesting reinstatement. The Respondent must also pay a \$250.00 fine.

Jones/Helmuth, 7/0/0

Allison Ruth Ditmer, RN, LPN, License No. 28131264A & 27028263A, Cause No. 2004 NB 0010

Respondent did not appear in person and was not represented by counsel regarding a Notice of Proposed Default & Response scheduled before the Board. The State of Indiana was represented by Sara Matticks, Deputy Attorney General and the court reporter sworn in for this matter was Felicia Warren. After having considered the evidence presented and taking official notice of its file in this matter the Board moved to place the Respondent's license on INDEFINITE SUSPENSION for a period of one (1) year and ordered the Respondent to obtain an addictionology examination by a Board certified Addictionologist.

Helmuth/Jones, 7/0/0

Barbara Joy Garcia, LPN, License No. 27019626A, Cause No. 2004 NB 0040

Respondent did not appear in person and was not represented by counsel regarding a Notice of Proposed Default scheduled before the Board. The State of Indiana was represented by James Holden, Deputy Attorney General and the court reporter sworn in for this matter was Felicia Warren. The Respondent admitted she killed her Husband. After having considered the evidence presented and taking official notice of its file in this matter the Board moved to hold the Respondent's license in DEFAULT.

Helmuth/Valentino, 7/0/0

The Board further moved to place the Respondent's license on INDEFINITE SUSPENSION for a period of one hundred (100) years and ordered the Respondent to pay a \$1,000 fine.

Helmuth/Jones, 7/0/0

Cheri Suzanne Jewell, RN, License No. 28072892A, Cause No. 2004 NB 0141

Respondent did not appear in person and was not represented by counsel regarding a Notice of Proposed Default scheduled before the Board. The State of Indiana was represented by Laura Wilford, Deputy Attorney General and the court reporter sworn in for this matter was Felicia Warren. After having considered the evidence presented and taking official notice of its file in this matter the Board moved to hold the Respondent's license in DEFAULT.

Helmuth/Peters, 7/0/0

The Board further moved to place the Respondent's license on INDEFINITE SUSPENSION for a period of one (1) year and ordered the Respondent to pay a \$500.00 fine. Ninety (90) days prior to requesting reinstatement the Respondent must:

- Obtain a letter from her Primary Care Physician stating that she is physically able to work.
- The Respondent must enter into an RMA with ISNAP and be in compliance.

Helmuth/Peters, 7/0/0

Beverly Jean Loper, RN, License No. 28044733A, Cause No. 2004 NB 0214

Respondent did not appear in person and was not represented by counsel regarding a Notice of Proposed Default and Response scheduled before the Board. The State of Indiana was represented by Laura Wilford, Deputy Attorney General and the court reporter sworn in for this matter was Felicia Warren. The Respondent's response was not sent in a timely manner. After having considered the evidence presented and taking official notice of its file in this matter the Board moved to hold the Respondent's license in DEFAULT.

Jones/Valentino, 7/0/0

The Board further moved to place the Respondent's license on INDEFINITE SUSPENSION for a period of one (1) year. The Respondent must have three (3) months compliance with an ISNAP contract before requesting reinstatement. The Respondent must also pay a \$500.00 fine and obtain five (5) CEU's in each of the following areas; Anger Management and Ethics.

Helmuth/Peters, 7/0/0

Laurie C. Romano, RN, License No. 28091592A, Cause No. 2004 NB 0142

Respondent did not appear in person and was not represented by counsel regarding a Notice of Proposed Default scheduled before the Board. The State of Indiana was represented by Laura Wilford, Deputy Attorney General and the court reporter sworn in for this matter was Felicia Warren. After having considered the evidence presented and taking official notice of its file in this matter the Board moved to hold the Respondent's license in DEFAULT.

Helmuth/Peters, 7/0/0

The Board further moved to place the Respondent's license on INDEFINITE SUSPENSION for a period of three (3) years and ordered the Respondent to pay a \$250.00 fine. Ninety (90) days prior to requesting reinstatement the Respondent must

obtain a Psychiatric evaluation by a Board certified Psychiatrist and the Respondent must have three (3) months compliance with an ISNAP contract.

Helmuth/Jones, 7/0/0

Heather R. Simbeck, LPN, License No. 27043092A, Cause No. 2004 NB 0136

Respondent did not appear in person and was not represented by counsel regarding a Notice of Proposed Default scheduled before the Board. The State of Indiana was represented by Steven Douglas, Deputy Attorney General and the court reporter sworn in for this matter was Felicia Warren. After having considered the evidence presented and taking official notice of its file in this matter the Board moved to hold the Respondent's license in DEFAULT.

Slagle/Peters, 7/0/0

The Board further moved to place the Respondent's license on INDEFINITE SUSPENSION for a period of five (5) years and ordered the Respondent to pay a \$500.00 fine.

Helmuth/Jones, 7/0/0

Let the record reflect that Darla Jones, LPN, left for the day.

William George Thorpe, RN, License No. 28056210A, Cause No. 2004 NB 0114

Respondent did not appear in person and was not represented by counsel regarding a Notice of Proposed Default scheduled before the Board. The State of Indiana was represented by Shelley Johnson, Deputy Attorney General and the court reporter sworn in for this matter was Felicia Warren. After having considered the evidence presented and taking official notice of its file in this matter the Board moved to hold the Respondent's license in DEFAULT.

Helmuth/Slagle, 6/0/0

The Board further moved to place the Respondent's license on INDEFINITE SUSPENSION for a period of five (5) years and ordered the Respondent to pay a \$500.00 fine.

Helmuth/Shook, 6/0/0

Agnes Helen Webster, LPN, License No. 27018066A, Cause No. 2004 NB 0219

Respondent did not appear in person and was not represented by counsel regarding a Notice of Proposed Default scheduled before the Board. The State of Indiana was represented by Shelley Johnson, Deputy Attorney General and the court reporter sworn in for this matter was Felicia Warren. After having considered the evidence presented and taking official notice of its file in this matter the Board moved to hold the Respondent's license in DEFAULT.

Helmuth/Slagle, 6/0/0

The Board further moved to place the Respondent's license on INDEFINITE SUSPENSION for a period of one (1) year and ordered the Respondent to pay a \$250.00 fine. The Respondent must have three (3) months compliance with an ISNAP contract before requesting reinstatement.

Helmuth/Valentino, 6/0/0

James M. Franklin, RN, NP, License Nos. 28135849A & 71001453A/B, Cause No. 2004 NB 0014

Respondent did not appear in person and was not represented by counsel regarding a Notice of Proposed Default scheduled before the Board. The State of Indiana was represented by James Holden, Deputy Attorney General and the court reporter sworn in for this matter was Felicia Warren. After having considered the evidence presented and taking official notice of its file in this matter the Board moved to hold the Respondent's license in DEFAULT.

Helmuth/Valentino, 6/0/0

The Board further moved to place the Respondent's license on INDEFINITE SUSPENSION for a period of three (3) years and ordered the Respondent to pay a \$250.00 fine.

Helmuth/Slagle, 6/0/0

Joann Viola (Stickney) Davis, LPN, License No. 27043061A, Cause No. 2003 NB 0181

Respondent did not appear in person and was not represented by counsel regarding a Notice of Proposed Dismissal scheduled before the Board. The State of Indiana was represented by Carrie Harmon, Deputy Attorney General and the court reporter sworn in for this matter was Felicia Warren. After having considered the evidence presented and taking official notice of its file in this matter the Board moved to DISMISS this matter.

Helmuth/Valentino, 6/0/0

AMINISTRATIVE LAW JUDGE RECOMMENDATIONS

The Board approved the following ALJ recommendations submitted by Mervin Helmuth, R.N. and Celinda Kay Leach, R.N.

John Bennett Evans, RN

- Reinstated on Probation

Linda Ruth Garner, LPN

- Reinstated on Probation

Coleen Haney, LPN

- Request to Withdraw Probation Denied

Angela Darnetta Hayes, LPN

- Fined \$250.00

Karen L. Henrich, LPN

- Fined \$250.00

Karen Ann Jessie, LPN

- Probation withdrawn

Sandra Lee Zinn Johnson, LPN

- Request to Reinstate Denied

Mary Ellen Venable, RN

- Reinstated on Probation

Kathleen A. Wahlers, RN

- Request to Reinstate Denied

Sandra Waible, LPN

- Request to Withdraw Probation Denied

There being no further business the meeting adjourned at 10:35 p.m.

Mervin Helmuth, R.N., President

Ann Parker, R.N., Secretary