

**INDIANA STATE BOARD OF NURSING**

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

**MINUTES OF JANUARY 20, 2005**

Laurie Peters, R.N., President, called the meeting to order at 8:32 a.m. and declared a quorum in accordance with IC 25-23-1-5.

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

Members Absent: Laurel Valentino, R.N., Member  
Traci Little, JD, Consumer Member

Staff Present: Kristen Kelley, 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.

Jones/Helmuth, 6/0/0

The Board voted to adopt the amended, Amended Agenda

CONSENSUS

The Board voted to adopt the minutes of the December 16, 2004 meeting.

Jones/Shook, 5/0/1, with Mr. Helmuth abstaining

## **INDIANA STATE NURSES ASSISTANCE PROGRAM**

Donna Goch, Program Director, presented their quarterly report. Educational outreach remains a high priority. ISNAP staff is scheduled to attend a provider meeting, which will offer training specific to healthcare professionals on Friday January 21, 2005. During the second (2<sup>nd</sup>) quarter there was an average of 434 participants involved with ISNAP. Ms. Goch informed the Board that the third (3<sup>rd</sup>) quarter goals are as follows:

- Continue educational outreach to employers
- Explore the development of a website for ISNAP
- Streamline the provider network & standardize criteria of assessments
- Provide CVI Connections to providers
- Complete the conversion of the ISNAP records to electronic format

Donna addressed the students.

### **EDUCATION**

**Brown Mackie College, Fort Wayne – Report of Survey Visit** – Daniel Summer, President was present to discuss this matter with the Board. Mervin Helmuth, RN, MSN and Kristen Kelley, Board Director made the survey visit. The survey visit was good. The areas that currently have an unmet will be met as the process moves forward. After discussion the Board moved to APPROVE the survey visit and indicated that the program will be on initial accreditation.

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

Let the record reflect that Carolyn Slagle, RN and Susan Dye, RN left to attend personal appearances.

### **ADMINISTRATIVE HEARINGS**

The following hearings were continued.

**David Elwyn Laws, LPN, License No. 27026510A, Cause No. 2003 NB 0196**  
**Pamela B. Ritchie, LPN, License No. 27042897A, Cause No. 2002 NB 027**

**Gilbert Bagu, RN, License No. 28132337A, Cause No. 2004 NB 0182**

Respondent did 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 Sara Matticks, Deputy Attorney General and the court reporter sworn in for this matter was Linda Merkl. Donna Goch, Program Director with ISNAP was sworn in as a witness for the State. Ms. Goch informed the Board that the Respondent's contract with ISNAP was closed for non-compliance. The Respondent informed the Board that he is an Alcoholic. His sobriety date is

September 12, 2004. He told the Board that he is went to Healing Place in Louisville, Kentucky for two months. He is currently seeing Mike Denton at Clarian Health. He saw Dr. Fricke last week and Dr. Fricke suggested he continue with ISNAP. He is currently working at Kroger. 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 PROBATION for the length of his ISNAP contract.

Peters/Helmuth, 5/0/0

**William Trace Fenimore, LPN, License No. 27036502A, Cause No. 2004 NB 0173**

Respondent did not appear in person and was not represented by counsel regarding a Disciplinary Hearing & Renewal Application 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. An agreement between the Respondent, his counsel and the Attorney General's Office was presented to the Board by Steven Douglas, Deputy Attorney General. The agreement included INDEFINITE PROBATION for a period of one (1) year and a LETTER OF REPRIMAND. The Respondent must also obtain three(3) CEU's in each of the following areas.

- Medication Administration
- Charting
- Sexual Harassment in the work place
- Ethics

The Respondent must receive an evaluation from ISNAP and do what they deem necessary. After having considered the evidence presented and taking official notice of its file in this matter the Board moved to ACCEPT the agreement and APPROVED the license for RENEWAL with the above terms in effect.

Peters/Helmuth, 5/0/0

**Kristin Michelle Jordan, LPN, License No. 27042172A, Cause No. 2004 NB 0178**

Respondent did not appear in person and was not represented by counsel regarding a Disciplinary Hearing & Renewal Application 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 and the Attorney General's Office was presented to the Board by Carrie Harmon, Deputy Attorney General. The Agreement included INDEFINITE PROBATION for one (1) year if she is not a candidate for the ISNAP program. If she is a candidate for the ISNAP program she must sign a contract and the length of her Indefinite Probation will run the length of her ISNAP contract. The Respondent must also obtain three (3) CEU's in each of the following areas.

- Documentation
- Ethics

After having considered the evidence presented and taking official notice of its file in this matter the Board moved to ACCEPT the agreement and APPROVED the license for RENEWAL with the above terms in effect.

Peters/Jones, 5/0/0

**Marian Beth Quinton, RN, License No. 28111971A, Cause No. 2004 NB 0196**

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 Linda Merkl. An agreement between the Respondent and the Attorney General's Office was presented to the Board by Laura Wilford, Deputy Attorney General. The agreement included INDEFINITE PROBATION for a period of two (2) years and ordered the Respondent to become and stay compliance with 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 agreement.

Peters/Jones, 5/0/0

**Lorry Wyne Nester, RN, License No. 28106870A, Cause No. 2005 NB 0016**

Respondent did not appear in person and was not represented by counsel regarding a Summary Suspension 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 Merkl. Joyce Brown, Case Manager with ISNAP and Patty Schnitz, LPN were sworn in as witnesses for the State. Ms. Schnitz testified that she saw open meds on the med cart that the Respondent was using. The Respondent started her med pass at approximately 7:30 p.m. and at Midnight the med pass was not complete and the Respondent was slurring words and couldn't stand up. Ms. Schnitz and another Nurse did a med count on the cart and found extra Liquid Morphine and missing Loritab. Ms. Brown testified that the Respondent was referred for an evaluation but did not follow through with it. 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/Jones, 5/0/0

Let the record reflect that Carolyn Slagle, RN and Susan Dye, RN rejoined the meeting.

**Sally R. Trumbo, LPN, License No. 27045315A, Cause No. 2004 NB 0089**

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 Laura Wilford, 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/Jones, 7/0/0

At the request of Laura Wilford, Deputy Attorney General the Board agreed to hear the State's witnesses. Sworn in to testify for the State were Kelly Thompson, HFA and Leah House. Ms. Thompson testified that the Respondent worked at her facility. She informed the Board that while one of her Nurses went to lunch they turned over the med cart keys to the Respondent. When the nurse came back from lunch she noticed that documentation was done on the chart (for the day before) that was not there when she turned it over to the Respondent. A count was done on the med cart and drugs were missing. Ms. House testified that the Respondent worked at her facility. She had several problems with the Respondent. She received a 15 out of 36 on her evaluation. The Respondent did not inform Ms. House that her license had been placed on Summary Suspension. After having considered the evidence presented, testimony of the witnesses and taking official notice of its file in this matter the Board moved to RENEW the SUMMARY SUSPENSION for a period of ninety (90) days.

Peters/Jones, 7/0/0

**Joan A. Kane, RN, License No. 28123302A, Cause No. 2004 NB 0191**

Respondent did appear in person and was not represented by counsel regarding a Disciplinary Hearing & Renewal Application 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. Joyce Brown, Case Manager with ISNAP was sworn in as a witness for the State. James Kinney was sworn in as a witness for the Respondent. Ms. Brown testified that the Respondent's drug of choice was Alcohol and Marijuana. The Respondent's case with ISNAP was closed. The Respondent informed the Board that she had an assessment with Tara and they were going to send the information to ISNAP. She stated that she signed a new ISNAP contract in December 2004 for three (3) years. She last worked as a nurse September 2004. Mr. Kenney testified that he was with her when she went to Tara for her assessment and requested that they send it to ISNAP. After having considered the evidence presented, testimony of the witnesses and taking official notice of its file in this matter the Board moved to RENEW the Respondent's license on INDEFINITE PROBATION for the length of her ISNAP contract. The Board further ordered the Respondent to pay a \$250.00 fine.

Peters/Helmuth, 7/0/0

**Stacey Sue Long, RN, License No. 28144896A, Cause No. 2005 NB 0011**

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 Charlotte Hedrick. Ms. Matticks informed the Board that the Respondent admitted to her employer that she had a problem after Vicodin came up missing. 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/Helmuth, 7/0/0

**Wayne Frederick Poland, RN, License No. 28131303A, Cause No. 2003 NB 0119**

Respondent did not appear in person and was not represented by counsel regarding a Renewal of 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 Charlotte Hedrick. The Respondent has criminal action pending in another State. He was out on bond pending his hearing and he has since disappeared. After having considered the evidence presented and taking official notice of its file in this matter the Board moved to RENEW the SUMMARY SUSPENSION for a period of ninety (90) days.

Peters/Helmuth, 7/0/0

**Amy Doris Carroll, LPN, License No. 27033756A, Cause No. 2005 NB 0012**

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 Charlotte Hedrick. Donna Goch, Program Director with ISNAP was sworn in as a witness for the State. Ms. Goch testified that while the Respondent was active in ISNAP she had positive UDS's for Hydralcodone. Her contact with ISNAP has been closed for non-compliance. The Respondent was arrested for prescription fraud in 2003. 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/Jones, 7/0/0

**Dawn Elaine Waterman, LPN, License No. 27031055A, Cause No. 2003 NB 0184**

Respondent did appear in person and was not represented by counsel regarding a Motion to Dismiss Notice of Proposed Default & Agreed Orders 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 Charlotte Hedrick. After discussion the Board moved to RECIND the NOTICE OF PROPOSED DEFAULT issued at the December 16, 2004 meeting.

Peters/Jones, 7/0/0

An agreement between the Respondent and the Attorney General's Office was presented to the Board by Sara Matticks, Deputy Attorney General. The agreement included a LETTER OF REPRIMAND. After having considered the evidence presented and taking official notice of its file in this matter the Board moved to ACCEPT the agreement.

Peters/Helmuth, 7/0/0

Let the record reflect that Carolyn Slagle, RN left to do a settlement conference.

**Robert Arthur Chezem, LPN, RN, License Nos. 27031109A & 28125274A, Cause No. 2004 NB 0061**

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 Shelley Johnson, Deputy Attorney General and the court reporter sworn in for this matter was Charlotte Hedrick. An agreement between the Respondent and the Attorney General's Office was presented to the Board by Shelley Johnson, Deputy Attorney General. The agreement included INDEFINITE PROBATION for a period of two (2) years and a LETTER OF REPRIMAND. The Respondent will also pay a \$250.00 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/Shook, 5/1/0, with Ms. Peters objecting

**Laura Marie Walter, RN, License No. 28134452A, Cause No. 2004 NB 0209**

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 for this matter was Charlotte Hedrick. 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/Helmuth, 6/0/0

At the Board's request Ms. Johnson presented further 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.

Jones/Shook, 6/0/0

**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 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 Charlotte Hedrick. After having considered the evidence presented and taking official notice of its file in this matter the Board moved to RENEW the SUMMARY SUSPENSION for a period of ninety (90) days.

Peters/Helmuth, 6/0/0

**Terri L. Schlutz, LPN, RN, License Nos. 27037537A & 28133001A, Cause No. 2003 NB 0141**

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 Charlotte Hedrick. 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/Shook, 6/0/0

The Respondent is non-compliant with the terms of her Probationary Order. 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/Jones, 6/0/0

**Dana Rochelle Duke, RN, License No. 28139811A, Cause No. 2005 NB 0010**

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 Carrie Harmon, Deputy Attorney General and the court reporter sworn in for this matter was Charlotte Hedrick. Joyce Brown, Case Manager with ISNAP was sworn in as a witness for the State. Ms. Brown testified that the Respondent's contract with ISNAP was closed for non-compliance. Ms. Harmon also informed the Board that the Respondent was recently incarcerated and is due to be released sometime in February 2005. 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/Helmuth, 6/0/0

Let the record reflect that Carolyn Slagle, RN rejoined the meeting during the following hearing.

**Donitta Kay Sinderson, RN, License No. 28130307A, Cause No. 2004 NB 0210**

Respondent did 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 Sara Matticks, Deputy Attorney General and the court reporter sworn in for this matter was Charlotte Hedrick. Donna Goch,



Program Director with ISNAP was sworn in as a witness for the State. Ms. Goch testified that the Respondent's contract with ISNAP was closed November 2004 for non-compliance. The Respondent indicated her sobriety date was August 11, 2004. 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 she has signed an RMA with ISNAP and then her license will automatically be placed on INDEFINITE PROBATION for the length of her ISNAP contract. The Board also ordered the Respondent to pay a \$250.00 fine within six (6) months.

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

**Kelly A. Ratliff, LPN, RN, License No. 27029433A & 28131567A, Cause No. 2004 NB 0048**

Respondent did not appear in person and was not represented by counsel regarding a Motion to Dismiss Complaint 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 Charlotte Hedrick. After having considered the evidence presented and taking official notice of its file in this matter the Board moved to DISMISS this matter.

Helmuth/Shook, 6/0/0

**Julie Ann Green, LPN, License No. 27014350A, Cause No. 2004 NB 0229**

Respondent did not appear in person and was not represented by counsel regarding a Motion to Dismiss Complaint 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 Charlotte Hedrick. Mr. Douglas informed the Board that the Respondent's license was renewed on agreed indefinite probation at the December 2004 meeting. After having considered the evidence presented and taking official notice of its file in this matter the Board moved to DISMISS this matter.

Peters/Helmuth, 6/0/0

**Marietta Jean Herod, RN, License No. 28093838A, Cause No. 2005 NB 0018**

Respondent did appear in person and was represented by Chris Seigel regarding a Summary Suspension 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 Charlotte Hedrick. Donna Goch, Program Director with ISNAP was sworn in as a witness for the State. Ms. Goch testified that the Respondent entered into a contract with ISNAP on her own accord. She had several instances of non-compliance and requested to be discharged from her ISNAP contract. The Respondent testified that her sobriety date is May 27, 2002 and that she continues to go to AA meetings. She is willing to resign a contract with ISNAP if that is what the Board wishes, although she feels she has proved her sobriety. She has an appointment with Mike Denton next week. After having considered the evidence

presented, testimony of the witness and taking official notice of its file in this matter the Board moved to DENY the SUMMARY SUSPENSION and ordered the Attorney General's Office to file charges.

Helmuth/Jones, 7/0/0

**Stephen George Sack, LPN, License No. 27049374A, Cause No. 2004 NB 0170**

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 Sara Matticks, Deputy Attorney General and the court reporter sworn in for this matter was Charlotte Hedrick. 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/Jones, 7/0/0

In May 2004, the Respondent was terminated from his place of employment for diversion of a Duragesic Patch. His contract with ISNAP was closed for non-compliance. 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 three (3) years and the Respondent must sign an RMA before reinstatement.

Jones/Helmuth, 7/0/0

**Yvonne J. Kerkes-Woods, LPN, License No. 27050229A, Cause No. 2004 NB 0172**

Respondent did not appear in person and was not represented by counsel regarding a Renewal of 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 Charlotte Hedrick. The Respondent is in the process of getting back in compliance with her ISNAP contract. After having considered the evidence presented and taking official notice of its file in this matter the Board moved to RENEW the SUMMARY SUSPENSION for a period of ninety (90) days.

Jones/Helmuth, 7/0/0

**Janice Rene Ingle, RN, License No. 28122855A, Cause No. 2004 NB 0211**

Respondent did 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 Laura Wilford, Deputy Attorney General and the court reporter sworn in for this matter was Charlotte Hedrick. An agreement between the Respondent and the Attorney General's Office was presented to the Board by Laura Wilford, Deputy Attorney General. The agreement included INDEFINITE SUSPENSION until the Respondent is back in compliance with her ISNAP contract. She must be in compliance at least ninety (90) days prior to her

request to have the suspension lifted. After having considered the evidence presented and taking official notice of its file in this matter the Board moved to ACCEPT the agreement.

Peters/Jones, 7/0/0

**Lori Rene Crawford, LPN, License No. 27053540A, Cause No. 2005 NB 0017**

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 reporter sworn in for this matter was Charlotte Hedrick. Joyce Brown, Case Manager with ISNAP was sworn in as a witness for the State. Ms. Brown testified that the Respondent's case was closed due to seven (7) missed Urine Drug Screens and positive Urine Drug Screens. Ms. Brown stated she did not feel the Respondent was safe to practice as they were not able to monitor her. Her last reported use of Marijuana was on February 2004. The Respondent informed the Board that she has never practiced as an LPN. As soon as she received her LPN license she went back to school to obtain her RN degree. The Respondent informed the Board that she is willing to get back with ISNAP and remain compliant as she wishes to finish her RN degree and wants to go on to become an APN. 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 until she signs an RMA or until ninety (90) days which ever comes first.

Peters/Jones, 7/0/0

**Sarena Nichole House, LPN, License No. 27044430A, Cause No. 2004 NB 0221**

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 Laura Wilford and the court reporter sworn in for this matter was Charlotte Hedrick. An oral agreement between the Respondent and the Attorney General's Office was presented to the Board by Laura Wilford, Deputy Attorney General. The agreement included INDEFINITE PROBATION for a period of ninety (90) days and the Respondent must sign an RMA with ISNAP within forty-five (45) days. The Respondent must also complete six (6) CEU's in each of the following areas:

- Documentation/Charting
- Legal & Ethical issues in Nursing

The Respondent must also pay a \$250.00 fine within 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/Parker, 5/0/1, with Ms. Slagle abstaining

Let the record reflect that Laurie Peters, RN was not in attendance for the following hearings.

**Andrea Lowden, RN, License No. 28138021A, Cause No. 2005 NB 0013**

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 Jenna Stewart, Deputy Attorney General and the court reporter sworn in for this matter was Charlotte Hedrick. Donna Goch, Program Director with ISNAP was sworn in as a witness for the State. Ms. Goch testified that on December 7, 2004 ISNAP told the Respondent she had to go into a residential treatment program and told her that if she did not they would close her case. On December 13, 2004 the Respondent told ISNAP she couldn't do the recommended treatment. Her case was closed. The Respondent admits she is an Alcoholic. She is currently seeing Mike Denton at Methodist. She said she couldn't comply with the residential treatment program due to finances. She hasn't worked as a nurse since July 2004. Her sobriety date is December 1, 2004 and she currently attends AA meetings regularly. She is in aftercare with Mike Denton. 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 until she signs an RMA with ISNAP or for ninety (90) days which ever comes first.

Slagle, Dye, 6/0/0

Let the record reflect that Laurie Peters, RN rejoined the meeting.

**Connie Marie Parr, LPN, License No. 27031842A, Cause No. 2004 NB 0020**

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 Charlotte Hedrick. 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/Jones, 7/0/0

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

Jones/Shook, 7/0/0

**Diana Kae VanWinkle Prifogle, LPN, License No. 27030123A, Cause No. 2005 NB 0004**

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 Carrie Harmon, Deputy Attorney General and the court reporter sworn in for this matter was Charlotte Hedrick. The Respondent's contract with ISNAP has been closed twice for non-compliance. 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/Helmuth, 7/0/0

**Cynthia Brown Catozzi, RN, License No. 28125957A, Cause No. 2004 NB 0110**

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 Charlotte Hedrick. An agreement between the Respondent and the Attorney General's Office was presented to the Board by Laura Wilford, Deputy Attorney General. The agreement included a FINE of \$250.00 for renewal fraud. 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

**Marcy Dyan Christmas, RN, License No. 28154642A, Cause No. 2004 NB 0195**

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 Jenna Stewart, Deputy Attorney General and the court reporter sworn in for this matter was Charlotte Hedrick. 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/Jones, 7/0/0

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

Jones/Parker, 7/0/0

Let the record reflect that Laurie Peters, RN was not in attendance for the following hearing.

**Carolyn Lee Kimble, RN, License No. 28048342A, Cause No. 2003 NB 0098**

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 for this matter was Charlotte Hedrick. 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/Parker 6/0/0

At the request of Shelley Johnson, Deputy Attorney General the Board agreed to hear witnesses in this matter. Mr. Blackburn and Alisha Christofor were sworn in to testify for the State. Mr. Blackburn testified that the Respondent showed him a copy of an active pocket card. She was hired to work at his facility. She never informed him that she was suspended. Once he found this out she was immediately terminated. Alisha Christofor testified that they thought she had a current license and had worked five (5) shifts as an RN before they found out her license was suspended. She was immediately terminated. The Board thanked them for their testimony.

Let the record reflect that Laurie Peters, RN rejoined the meeting.

**Janice Fay Donnell, LPN, License No. 27035273A, Cause No. 2004 NB 0104**

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 Charlotte Hedrick. The agreement between the Respondent and the Attorney General's Office was presented to the Board by Laura Wilford, Deputy Attorney General. The agreement included INDEFINITE SUSPENSION. The Respondent must sign a contract with ISNAP ninety (90) days prior to requesting reinstatement and must receive a Primary Care Physician evaluation on her ability to physically work thirty (30) days prior to requesting reinstatement. After having considered the evidence presented and taking official notice of its file in this matter the Board moved to ACCEPT the agreement.

Peters/Helmuth, 7/0/0

**Darlene Joy Free, RN, License No. 28079154A, Cause No. 2002 NB 0110**

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 Laura Wilford, Deputy Attorney General and the court reporter sworn in for this matter was Charlotte Hedrick. 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.

Shook/Helmuth, 7/0/0

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

Peters/Helmuth, 7/0/0

**Christy Ann Grose, RN, License No. 28132947A, Cause No. 2004 NB 0118**

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 Charlotte Hedrick. An agreement between the Respondent and

the Attorney General's Office was presented to the Board by Laura Wilford, Deputy Attorney General. The agreement included CONTINUING this matter and RENEWING the SUMMARY SUSPENISON 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.

Peters/Jones, 7/0/0

**Betty Jane Wilson Grant, LPN, License No. 27023616A, Cause No. 2004 NB 0009**

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 Charlotte Hedrick. 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 a LETTER OF REPRIMAND, a \$250.00 fine payable within thirty (30) days prior to renewing her license and a total of ten (10) CEU's in the following areas.

- Charting/Documentation
- Medication Administration
- Ethics/Professionalism in Nursing
- Patient Abuse
- Geriatric Care

After having considered the evidence presented and taking official notice of its file in this matter the Board moved to ACCEPT the agreement.

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

**Andrew Sean Hicks, LPN, License No. 27025534A, Cause No. 2004 NB 0199**

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 Charlotte Hedrick. An agreement between the Respondent and the Attorney General's Office was presented to the Board by Shelley Johnson, Deputy Attorney General. The agreement included INDEFINITE SUSPENION until the Respondent has signed a contract with ISNAP and has been compliant for one (1) year. After having considered the evidence presented and taking official notice of its file in this matter the Board moved to ACCEPT the agreement.

Helmuth/Slagle, 7/0/0

**Margaret Josephine Isaacs, LPN, License No. 27036168A, Cause No. 2004 NB 0109**

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 Charlotte Hedrick. An agreement between the Respondent and the Attorney General's Office was presented to the Board by Laura Wilford, Deputy Attorney General. The agreement included a LETTER OF REPRIMAND and a \$250.00 FINE. After having considered the evidence presented and taking official notice of its file in this matter the Board moved to DENY the agreement.

Peters/Helmuth, 7/0/0

**Heather Dawn King, LPN, License No. 27049162A, Cause No. 2004 NB 0107**

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 Charlotte Hedrick. 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/Helmuth, 7/0/0

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

Peters/Helmuth, 7/0/0

Let the record reflect that Mervin Helmuth, RN was not in attendance for the following hearings.

**Sylvia Jo Hunter, LPN, License No. 27042389A, Cause No. 2005 NB 0014**

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 Jenna Stewart, Deputy Attorney General and the court reporter sworn in for this matter was Charlotte Hedrick. Joyce Brown, Case Manager with ISNAP was sworn in to testify for the State. Ms. Brown informed the Board that the Respondent signed a contact with ISNAP on October 22, 2004. A pre-closure letter was sent on December 16, 2004 and her case was closed shortly thereafter. 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/Slagle, 6/0/0



**Gari A. Miller, RN, License No. 28119716A, Cause No. 2004 NB 0113**

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 Charlotte Hedrick. 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/Shook, 6/0/0

**Sharon Rose Shelburne, RN, License No. 28145763A, Cause No. 2004 NB 0198**

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 Jenna Stewart, Deputy Attorney General and the court reporter sworn in for this matter was Charlotte Hedrick. 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/Shook, 6/0/0

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

Peters/Parker, 6/0/0

**Shirley A. Walton, RN, License No. 28059695A, Cause No. 2004 NB 0193**

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 Charlotte Hedrick. 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 SUSPENSION. The Respondent must sign a contract with ISNAP ninety (90) days prior to requesting reinstatement and must receive a Primary Care Physician evaluation on her ability to physically work thirty (30) days prior to requesting reinstatement. After having considered the evidence presented and taking official notice of its file in this matter the Board moved to ACCEPT the agreement.

Peters/Parker, 5/0/1, with Ms. Jones abstaining

Let the record reflect that Mervin Helmuth, RN rejoined the meeting.

**Sandra Zeiger, LPN, License No. 27005646A, Cause No. 2004 NB 0075**

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 Steven Douglas, Deputy Attorney General and the court reporter sworn in for this

matter was Charlotte Hedrick. An agreement between the Respondent and the Attorney General's Office was presented to the Board by Steven Douglas, Deputy Attorney General. The agreement includes INDEFINITE PROBATION for a period of three (3) years, a LETTER OF REPRIMAND and a \$250.00 FINE.

The Respondent will be required to obtain three (3) CEU's in each of the following areas.

- Patient Abuse
- Patient's Rights
- Therapeutic Communication
- Care of the Elderly

After having considered the evidence presented and taking official notice of its file in this matter the Board moved to ACCEPT the agreement. This voted failed to pass.

Jones/No second

After further discussion, the Board moved to DENY the agreement.

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

**Barbara Lea Decamp, RN, License No. 28134434A, Cause No. 2003 NB 0160**

Respondent did not appear in person and was not represented by counsel regarding an Agreement for Voluntary Suspension scheduled before the Board. The State of Indiana was represented by Jenna Stewart, Deputy Attorney General and the court reporter sworn in for this matter was Charlotte Hedrick. An agreement between the Respondent and the Attorney General's Office was presented to the Board by Jenna Stewart, Deputy Attorney General. The agreement included SUMMARY SUSPENSION until the criminal charges against the Respondent have been resolved. 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

**Deborah Ann Pinkham, RN, License No. 28139832A, Cause No. 2004 NB 0197**

Respondent did not appear in person and was not represented by counsel regarding a Renewal of Summary Suspension 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 Charlotte Hedrick. After having considered the evidence presented and taking official notice of its file in this matter the Board moved to RENEW the SUMMARY SUSPENSION for a period of ninety (90) days.

Peters/Helmuth, 7/0/0

## PERSONAL APPEARANCES

### EXAMINATION APPLICANTS – Recommended by Carolyn Slagle, RN and Susan Dye, RN

Betty Jean Arredondo – Ms. Arredondo appeared before the Board concerning a positive response on her examination application and was not represented by counsel. Ms. Arredondo explained that her sobriety date is June 14, 2000 and she has previously attended AA/NA meetings. She went to a rehabilitation program for women called Gilead House and is now a spokesperson for the center. She has recently contacted ISNAP and will be going for an evaluation next week. The applicant has already taken the examination. It was recommended that the Board APPROVE her for licensure upon successful completion of the NCLEX. The Board moved to ACCEPT the recommendation.

Helmuth/Peters, 5/0/2, with Ms. Dye and Ms. Slagle abstaining

Douglas R. Mitchell – Mr. Mitchell did not appear before the Board.

Sandra Kay Smith – Ms. Smith appeared before the Board concerning a positive response on her examination application and was not represented by counsel. Ms. Smith has had five (5) years of clean time. It was recommended that the Board APPROVE her for licensure upon successful completion of the NCLEX. The Board moved to ACCEPT the recommendation.

Helmuth/Peters, 5/0/2, with Ms. Dye and Ms. Slagle abstaining

### ENDORSEMENT APPLICANT – Recommended by Carolyn Slagle, RN and Susan Dye, RN

LesAnn Betts, LPN – Ms. Betts appeared before the Board concerning a positive response on her endorsement application and was not represented by counsel. Ms. Betts stated that her probation has been cleared in Alabama. It was recommended that the Board APPROVE her for licensure. The Board moved to ACCEPT the recommendation.

Helmuth/Peters, 5/0/2, with Ms. Dye and Ms. Slagle abstaining

### RENEWAL APPLICANTS – Recommended by Carolyn Slagle, RN and Susan Dye, RN

Deborah Jean Amick, LPN, License No. 27042994A

- Approved on Agreed Indefinite Probation for a period of one (1) year with terms and conditions.

Tina Marie Baker, LPN, License No. 27051750A

- Approved for renewal

Jessica Marie Bilby, LPN, License No. 27050078A

- Did not appear – Renewal Denied

Janet Cabrales Chavez, LPN, License No. 27051684A

- Approved on Agreed Indefinite Probation for the length of her criminal probation with terms and conditions.

Echo Marie Cutsinger, LPN, License No. 27052419A

- Approved on Agreed Indefinite Probation for the length of her criminal probation.

Jody Lynn George, LPN, License No. 27035544A

- Approved on Agreed Indefinite Probation for the length of her ISNAP contract with terms and conditions.

Stacy Jo Harris, LPN, License No. 27051102A

- Approved for renewal

Vivian Lee Morgan, LPN, License No. 27015953A

- Did not appear – Renewal Denied

Susan Gail Nation, LPN, License No. 27051445A

- Approved on continued Indefinite Probation with terms and conditions.

Consandra Elaine Royster, LPN, License No. 27046592A

- Approved for renewal

Lisa Marie Smith, LPN, License No. 27045411A

- Approved on Agreed Indefinite Probation for a period of one (1) year with terms and conditions.

Robin Barrett Smith, LPN, License No. 27044042A

- Did not appear – Renewal Denied

Jennifer Carol White, LPN, License No. 27042118A

- Approved one week to send additional information. If not received in one week her renewal will be DENIED.

*Since the meeting we received additional information concerning the positive response on Ms. White's renewal application. This information was approved and her license was RENEWED.*

Michelle Renee Williams, LPN, License No. 27039057A

- Did not appear – Renewal Denied

The Board APPROVED all the above recommendations.

#### CONSENSUS

Let the record reflect that Carolyn Slagle, RN and Susan Dye, RN were out of the meeting doing personal appearances.

#### *RENEWAL APPLICANTS*

Jessica Renee Hagerman, LPN, License No. 27050091A – Ms. Hagerman appeared before the full Board concerning a positive response on her renewal application and was not represented by counsel. Ms. Hagerman was terminated from her employment after it was found that only 60 percent of her documentation was totally complete. After discussion the Board moved to RENEW Ms. Hagerman’s license.

Peters/Helmuth, 5/0/0

Diana L. Yates, LPN, License No. 27029290A – Ms. Yates appeared before the full Board concerning a positive response on her renewal application and was not represented by counsel. Ms. Yates informed the Board that she had a OWI in August 2002 and a DUI in 1999. She had received one (1) year criminal probation, went to alcohol classes, saw her caseworker, did random drug screens and went to MADD meetings. After discussion the Board moved to place her license on INDEFINITE PROBATION. She must be evaluated by ISNAP and do what they deem necessary. If she is deemed a candidate she must have three (3) months compliance before she can request the Probation to be lifted. The Board asked Ms. Yates if she agrees to have her license placed on Indefinite Probation and with the terms set forth. Ms. Yates did not agree and stated she did not want a Probation license, as it was an embarrassment to her. After discussion the Board moved to DENY the license renewal.

Peters/Helmuth, 4/1/0, with Ms. Jones objecting

#### **OFFICER ELECTIONS**

The following nominations were made for consideration: Mervin Helmuth, R.N. for President, Carolyn Slagle, R.N. for Vice President and Ann Parker, R.N. for Secretary. After discussion the Board moved to ACCEPT the nominations as made.

#### CONSENSUS

There being no further business the meeting adjourned at 8:30 p.m.

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Laurie Peters, R.N., President

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Darla Jones, L. P. N., Secretary