

**INDIANA STATE BOARD OF NURSING**

INDIANA GOVERNMENT CONFERENCE CENTER  
ROOM C  
302 WEST WASHINGTON STREET  
INDIANAPOLIS, INDIANA 46204

**MINUTES OF MARCH 21, 2002**

Marsha M. King, 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: Marsha M. King, R.N., President  
Laurie F. Peters, R.N., Vice President  
Darla Jones, L.P.N., Secretary  
Maurene Thomas, R.N., Member  
Janis Shook, L.P.N., Member  
Mervin Helmuth, R.N., Member  
Traci Little, Consumer Member

There is currently one vacant position on the Board.

Staff Present: Kristen Kelley, Board Director  
Health Professions Bureau  
Jody Edens, Assistant 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.

Peters/Thomas, 7/0/0

The Board voted to accept the minutes of the February 21, 2002 meeting as corrected.

Thomas/Jones, 7/0/0

**OFFICE ELECTIONS**

The Board discussed their options for officer elections and voted to postpone the election until later in the year.

Helmuth/Thomas, 7/0/0

## **INDIANA STATE NURSES ASSISTANCE PROGRAM**

Tom Bissonette, Program Director of the Indiana State Nurses Assistance Program (ISNAP) was present. Tom introduced Colleen Chapman to the Board. Colleen recently joined ISNAP as a case manager. He has also hired Donna Goch as a case manager and she will be attending the board meeting in April. Tom announced to the Board that ISNAP recently renewed their contract with the Health Professions Bureau through June 2003. He reported that 196 nurses are currently being actively monitored by ISNAP. Since July 1, 2001, 74 nurses have signed a recovery monitoring agreement.

Tom indicated to the Board that ISNAP has a new brochure and video in the works for future use. He also stated that they are working on a research project that will assess whether the program is really making a difference. A Ph.D. nurse who works for them part time is facilitating this. They will have an abstract proposal available at the April meeting.

Last month Tom posed the question regarding whether the Board would like ISNAP to monitor nurses that are prescribed methadone as a substitute for opiate addiction. The Board discussed this issue and AGREED that ISNAP should only work with those nurses who are not on methadone or those who agree to come off of the methadone, as ISNAP is an abstinence based program.

The Board indicated that they would like to have a board member review some of the case files. Tom encouraged the Board to do this and feels that it should be done at least annually. He stated that he could bring the files to Indianapolis or the Board could visit their office in Michigan. After discussion the Board requested that this be placed back on the agenda in May for further discussion.

Tom gave the Board a copy of the revised ISNAP contract used for participants. He added the language that requires a participant to report a relapse and also added a paragraph stating that the nurse shall comply with all statutes and rules regulating the practice of nursing in Indiana. The same contract will be signed for someone who voluntarily enters the program. The Board stated they would like to review this and requested that it be put on the agenda in April.

Tom addressed the students in the audience regarding the program and handed out literature on ISNAP.

### CONSENSUS

### **EDUCATION**

Vincennes University – Proposed curriculum changes & letters of concern - Karen Gines, RN, MSN, Julie Herrold, RN, MSN, Jana Vieck, RN, MSN, Phillip Pierpont,

Ph.D., and Darrell King, MS., were in attendance to present their proposal for a new curriculum with the changes suggested by the Board at the February meeting. They submitted the following changes to their original proposal:

- Clarified in the course descriptions that nutritional information is taught in the NURA 100, Nursing Fundamentals Course and that nutritional content is found in several courses throughout the ADN curriculum
- Identified the ratio of laboratory contact hours to credit hours in both programs
- Identified Nutrition and Communication concepts within the PN curriculum
- Provided a comparison between the clinical, college laboratory and didactic hours in the proposed PN curriculum and the hours included in the current PN program
- Reviewed the geriatric content within the proposed PN curriculum
- Reviewed the pediatric and obstetrical content in the proposed PN curriculum
- Made corrections to the PN requirement of Human Anatomy

Laurie Peters stated that she feels satisfied that they have adequately addressed the Board's concerns. They are fully accredited through NLN on the main campus but in their last visit they addressed the fact that they need to have 1 curriculum in order to be accredited for both. The Board voted to accept their proposal to change the curriculum for both the Main and Jasper campuses.

Peters/Thomas, 7/0/1, with Ms. King abstaining

Vincennes University requested to address the Board for an additional concern. Their computer awareness course is no longer a requirement and is now integrated into other courses. Ms. Peters stated that the law just requires that they be integrated. After discussion the Board voted to ACCEPT.

Peters/Helmuth, 7/0/0

The Board also discussed the additional letters of concerns regarding the Vincennes University curriculum changes on the Jasper campus that had been received since the February board meeting. Representatives from Vincennes University indicated that they feel that they've addressed these issues in a previous letter to the Board and they have been individually meeting with the students regarding their concerns. They are planning to also respond with a Letter to the Editor in the local newspaper. That stated that this is just a very popular program within the community and everyone is just resistant to change.

Marion Community Schools – Request to offer an 18-month PN program - The Board reviewed the correspondence from Marion Community Schools regarding their proposal to offer an 18 month practical nursing program. No one from the school was present at the meeting. The Board had some concerns as to whether this is considered a full or part time program. 848 IAC 1-2-18 states that, “The length of a full-time program shall be two (2) semesters and one (1) summer session or four (4) quarters within one (1) calendar

year.” Gordon states that it is written precisely and cannot be deviated from. Laurie suggested that we contact them to get more information.

## NCSBN

Disaster Preparedness Plan Proposed Template - FYI

Policy Perspectives – FYI

## DISCUSSION

Legislative Update and Multi-State Licensure presentation – Matthew Hopper, Director of Operations with the Health Professions Bureau and Allison Weary, counsel for the Indiana Hospital Association, addressed the Board with the following legislative bills that have passed and are anticipated to be signed by the Governor:

SB 362 - This bill will allow for the E-licensure of renewals by not requiring the Health Professions Bureau to send out renewal forms to every practitioner licensed in our state. We will just send out postcards notifying them they may apply online or contact our office for a form. This bill will also allow an application to be considered “abandoned” if not completed within one (1) year and will not require the board to deny each application. This bill will go into effect July 1, 2002

SB 228 – Prohibits Advanced Practice Nurses from prescribing certain types of medications for Attention Deficit Disorder (ADD). This bill will go into effect July 1, 2002.

HEA 1297 This bill does the following:

- Removes old language regarding grandparenting of 1971.
- Increases the amount of renewal fees that will be put in the impaired nurses fund. It is currently \$3.00 but will increase to 16% or \$7.50 at the current renewal fee.
- Expands the options of who we can offer the impaired nurses’ contract to. Does not limit it to non-profit organizations.
- Allows funding for the impaired nurse program to come from renewal fees, grants that may be available, 16% of nurse compact fees and fines collected by the board.
- Deletes the section that requires the nursing board to notify every licensed nurse of final rules.
- Allows for Indiana to be a part of the Indiana nurse compact. This section of the law will not go into effect until July 1, 2003.

Mr. Hopper clarified the section regarding the nurse compact. Bloomington Hospital was a big supporter of this bill and plan on using it as a recruitment tool. Basically, the nurse will submit a “notification form” developed by the Board. The Board would have to

receive this form and the nurse would have to receive approval from the Board. It is somewhat of an express licensure. Indiana will require a fee for this form. The Health Professions Bureau staff can search from the multi-state database to see if someone is licensed in another compact state. If they are licensed in other states, they'll have to go through the normal verification route. The database will be more extensive than the NURSIS database. You will only really have to look at the home state because all of the information will be kept with them.

Allison Weary pointed out that the nurses will have to follow the Indiana nurse practice act and they can be disciplined in Indiana on their multi-state license.

The nursing board will need to begin writing rules as soon as possible. The fee has to be established by December 1, 2002. There are guidelines established by the National Council of State Board of Nursing (NCSBN) to help us do this. The Board requested that this issue be added to the April 2002 board meeting agenda. A committee will need to be established to begin this rule writing process.

### **MISCELLANEOUS**

Correspondence from the Indiana State Psychology Board Re: Restrictive Testing – FYI

NLN Update – FYI

Doug Kinser from Hall Render Health & Lyman introduced himself to the Board. He represents the Coalition of Advanced Practice Nurses in Indiana. This is a new coalition with approximately 500 members. He just wanted to make the board aware of the coalition and to offer any assistance when necessary.

Correspondence from Lynelle Payne Re: Collaborative Agreement Guidelines – Ms. Payne submitted a letter to the Board because she had concerns regarding her collaborative agreement with her physician. Her collaborating physician leaves the state every other Friday to travel to West Virginia. She tries to reach the physician on her cell phone but can rarely get through to her. The Board indicated that this was not the intent of the rules and West Virginia would not be considered to be in close “geographic proximity”. It is the clinic's responsibility to make arrangements for coverage in the physician's absence. She is putting herself at risk and the physician is violating the collaborative agreement. A letter will be sent addressing these issues.

### **APPLICATIONS**

**Francisco Acevedo, Jr., RN, FNP** – Mr. Acevedo's application was submitted to the Board for review of his collaborating agreement. The Board reviewed his agreement and requested that Mr. Acevedo make a personal appearance.

**Dolores Ann Smith Phillips, RN, NP** – The Board Director will review Ms. Smith Phillips's application.

## PERSONAL APPEARANCES

### *RENEWAL APPLICANT*

**Cheryl Beaver, RN, 28125454** - Practitioner appeared before the Board concerning a positive response on her renewal application and was not represented by counsel. Ms. Beaver was incarcerated for falsifying prescriptions. She served one (1) year and received two (2) years probation. She will be on criminal probation until November 2002. Ms. Beaver has not had any problems at work, she did not divert drugs from her employer nor did she take drugs while on duty. Her sobriety date is May 1, 1999. She attends at least two (2) AA/NA meetings per week. After discussion, the Board voted to RENEW the practitioner's license on PROBATION with terms and conditions.

King/Shook, 7/0/0

### *EXAMINATION APPLICANT*

**Brandi Browning** – Applicant appeared before the Board concerning a positive response on her examination application and was not represented by counsel. While working as a surgical technician at Martinsville Hospital, she injected herself with Demerol. She admitted this to her supervisor. She went to the Center for Behavioral Health and her sobriety date is January 2002. After discussion, the Board voted to ALLOW the applicant to take the examination. The Board also requested Ms. Browning to appear before them after she successfully passes the examination prior to being licensed.

King/Peters, 7/0/0

### *ENDORSEMENT APPLICANT*

**Larry Neel, RN** – Applicant appeared before the Board concerning a positive response on his endorsement application and was not represented by counsel. Victoria Simonsen appeared as a character witness on his behalf. Mr. Neel was disciplined in California for a charting error. His probation terms are complete, but must appear before the California Board in order to have it lifted. He was previously working as a Manager for McDonalds. For the past two (2) years, he has been working as a QMA. He has also completed a course in documentation. There was no negative outcome as the result of his charting errors. After discussion, the Board voted to approve his application for licensure by endorsement.

King/Thomas, 7/0/0

## ADMINISTRIVE HEARINGS

The following hearings were continued.

**Margaret Ann Gramza, LPN, License No. 27018532, Cause No. 2002 NB 006**  
**Lisa Suzanne Ferree, RN, LPN, License No. 28149121 & 27036506, Cause No. 2002 NB 011**

**Nancy Lynn Garlit, LPN, License No. 27036831, Cause No. 2002 NB 014**

Respondent did not appear in person and was not represented by counsel regarding an Administrative Hearing scheduled before the Board. The State of Indiana was represented by Eleanor Finnell, 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 voted to issue a NOTICE OF PROPOSED DEFAULT.

King/Jones, 7/0/0

At the request of the Ms. Finell, the Board agreed to hear the State's witness. Sworn in to testify for the State was Mr. Steve Wagner. Mr. Wagner testified that during his investigation, he found that controlled substances had been tampered with and some were missing at facilities in which Ms. Garlit had previously worked. Mr. Wagner spoke to Ms. Garlit concerning the missing drugs and she denied taking the drugs. During a different conversation with Ms. Garlit, she finally admitted that she did indeed tamper with and take the controlled substances for personal use. She indicated to him that she did not want to be a nurse any longer and that she was afraid of what her husband might do if he found out about this situation. Mr. Wagner informed her that he was going to write a letter to the Board and report these incidents. The Board thanked him for his testimony.

**Jerry Dewayne Hunter, LPN, License No. 27035646, Cause No. 2001 NB 088**

Respondent did not appear in person and was not represented by counsel regarding a Preliminary and Administrative Hearing scheduled before the Board. The State of Indiana was represented by Georgeanna Orlich, Deputy Attorney General and the court reporter sworn in for this matter was Linda Merkl. The respondent is currently incarcerated for pending charges of ten (10) counts of obtaining controlled substances by fraud. Ms. Orlich requested that the Board extend the Summary Suspension and issue a Notice of Proposed Default. After having considered the evidence presented and taking official notice of its file in this matter the Board voted to EXTEND the SUMMARY SUSPENSION for an additional ninety (90) days and also ISSUE a NOTICE OF PROPOSED DEFAULT.

King/Jones, 7/0/0

**Julie Anne Dudley Reed, LPN, License No. 27043869, Cause No. 2001 NB 099**

Respondent did not appear in person and was not represented by counsel regarding a Preliminary and Administrative Hearing scheduled before the Board. The State of Indiana was represented by Eleanor Finnell, 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 voted to issue a NOTICE OF PROPOSED DEFAULT.

King/Jones, 7/0/0

The Board further voted to EXTEND the SUMMARY SUSPENSION for an additional ninety (90) days.

King/Thomas, 7/0/0

At the request of Ms. Finnell, The Board agreed to hear testimony from the State's witnesses. Sworn in to testify for the State were Tom Bissonette, Connie Dean and Lisa Brown. Ms. Dean testified that some patients told her that the Respondent had been giving them the wrong medications, and in one instance the Respondent fell in a patients room. She also indicated the patients complained that the Respondent had slurred speech. Ms. Brown testified that she spoke to the facility about how the Respondent was acting. Ms. Brown attempted to contact the Respondent to discuss the concerns and to request a drug screen. The Respondent kept coming up with excuses as to why she could not make the meeting or take the drug screen. Mr. Bissonette testified that the Respondents contract with ISNAP was terminated due to non-compliance. The Board thanked the witnesses for their testimony.

**Pam Stokes, RN, LPN, License No. 28117660 & 27036506, Cause No. 98 NB 064**

Respondent did appear before the Board and was not represented by counsel regarding a Petition for Reinstatement. The State of Indiana was represented by Kimberly Brown, Deputy Attorney General and the court reporter sworn in for this matter was Linda Merkl. In November 2001, the Board voted to issue a Default and placed the Respondent's license on Indefinite Suspension for a period of three (3) years. Ms. Stokes indicated to the Board that she received notice of that hearing one (1) day before the actual hearing and never received the notice of proposed default. She also indicated to the Board that she has not practiced nursing since before her original suspension in 1996. After having considered the evidence presented and taking official notice of its file in this matter the Board voted to DENY the Respondent's request to REINSTATE.

Jones/Thomas, 7/0/0

**Janet Sizemore Schilling, RN, License No. 28108442, Cause No. 96 NB 041**

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 Kimberly Brown, Deputy Attorney General and the court reporter sworn in for this



matter was Linda Merkl. The Respondent was placed on probation November 2001. She is non-compliant with the terms of her probation order. She was working more hours and a different shift than the order allows. She also tested positive for Darvocet. After having considered the evidence presented and taking official notice of its file in this matter the Board voted to issue a NOTICE OF PROPOSED DEFAULT and to issue a SUMMARY SUSPENSION for a period of ninety (90) days.

King/Jones, 7/0/0

Let the record reflect that Marsha King left the meeting.

**Victoria Dawn Hull, RN, License No. 28063272, Cause No. 2002 NB 023**

Respondent did appear in person and was not represented by counsel regarding an Administrative Hearing scheduled before the Board. The State of Indiana was represented by Eleanor Finnell, Deputy Attorney General and the court reporter sworn in for this matter was Linda Merkl. Paula Baker and Tom Bissonnette were sworn in as witnesses to testify for the State. The Respondent was caught on camera taking controlled substances. She admitted to diverting Dipervan for approximately four (4) months. She was convicted of a Class D felony and received one (1) year probation. Her criminal probation will end June 2002. She entered Community Hospital's treatment program February 2001. She was in an IOP five (5) days a week until March 2002 when she went to half-days and will continue this until the end of April 2002. Her sobriety date is July 1, 2001. She has signed a five (5) year contract with ISNAP. After having considered the evidence presented, the testimony of the witnesses and taking official notice of its file in this matter, the Board voted to place the Respondent's license on INDEFINITE PROBATION until she successfully completes her ISNAP contact. The Board also requested that the Respondent's ISNAP contract be modified to indicate no access to controlled substances. They also requested that a copy of her contract be placed in her probation file.

Peters/Thomas, 6/0/0

**Nadine Sue Pearish, LPN, License No. 28147530, Cause No. 2000 NB 023**

Respondent did appear in person and was represented by Cynthia Marcus regarding a Preliminary & Administrative Hearing scheduled before the Board. The State of Indiana was represented by Shelette Alexander Veal, Deputy Attorney General and the court reporter sworn in for this matter was Linda Merkl. The witnesses sworn in to testify for the State were Vanessa Sierra, R.N., Kathy Schott, R.N., Michelle Meyer, R.Ph., and Colonel Carol Scher. Ms. Sierra testified that she witnessed the Respondent falling asleep on the job on occasion and that she withdrew Demerol from the sure med under a different nurse's name for a patient that was not hers. Ms. Sierra checked the patients chart after the Demerol was withdrawn and it was not documented as being given to that patient. Ms. Schoott also testified that the Respondent was falling asleep on the job and that she too had seen the Respondent withdraw the Demerol from the sure med. Ms. Meyer testified that she ran reports that indicated there were drugs missing during the

times the Respondent worked. Colonel Scher testified that they were not aware that the Respondent's license was on probation nor that she was on criminal probation. Ms. Pearish asserted her Fifth Amendment rights to the questions posed by the Board. Ms. Pearish violated her terms of probation by not informing Grissom Air Force Base that she was on probation. After having considered the evidence presented, the testimony of the witnesses and taking official notice of its file in this matter the Board voted to place the Respondent's license on INDEFINITE SUSPENSION for a period of twenty (20) years. This motion was made by Laurie Peters, RN, but was not seconded. Ms. Thomas made a motion of INDFEINITE SUSPENSION for a period of ten (10) years but this did not pass with a vote of:

Thomas/Peters, 2/3/1, with Ms Shook, Ms. Jones & Ms. Little Opposing  
and Mr. Helmuth Abstaining

After further discussion the Board voted to place the Respondent's license on INDEFINITE SUSPENSION for a period of five (5) years. After five (5) years the Respondent may seek reinstatement of her license.

Jones/Helmuth, 4/2/0, with Ms. Thomas & Ms. Peters Opposing

**Michael Lynn Jones, LPN, RN, License No. 27034855 & 28144868, Cause No. 2002 NB 078**

Respondent did not appear in person and was not represented by counsel regarding an Administrative Hearing scheduled before the Board. The State of Indiana was represented by Eleanor Finnell, 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 voted to issue a NOTICE OF PROPOSED DEFAULT.

Peters/Jones, 6/0/0

Ms. Finnell further requested the Board to issue a Summary Suspension. After discussion the Board voted to issue a SUMMARY SUSPENSION for a period of ninety (90) days.

Jones/Peters, 6/0/0

The Board further voted to ORDER an ADDICTIONOLOGY EXAMINATION of Respondent.

Peters/Shook, 6/0/0

At the request of Ms. Finnell, the Board agreed to hear testimony of the witnesses that were present. Sworn in to testify for the State were Gloria Davis, Ann Stines, Debra LeRoy and Judy Swigart. Testimony was given that the Respondent had several charting errors and medication were missing during his shifts. The Respondent was offered a

treatment program, but he did not follow through with the program. The Board thanked the witnesses for their testimony.

**Robin Lynn Mast, LPN, License No. 27034526, Cause No. 2001 NB 078**

Respondent did appear in person and was not represented by counsel regarding an Administrative Hearing scheduled before the Board. The State of Indiana was represented by Georgeanna Orlich, Deputy Attorney General and the court reporter sworn in for this matter was Linda Merkl. The Respondent pled guilty to one (1) count of theft, a class D felony in Nobles Superior Court. She admitted to stealing a wallet which belonged to a co-worker. She received thirty (30) days of incarceration and one and one-half (1 ½) years of probation. Her probation will be up in six (6) months. She also made restitution. She was also had a DUI two (2) years ago, but was just recently convicted of the DUI. After having considered the evidence presented and taking official notice of its file in this matter the Board voted to place the Respondent's license on INDEFINITE SUSPENSION for a period of six (6) months. After six (6) months the Respondent may seek reinstatement of her license.

Jones/Thomas, 6/0/0

**Cynthia Howard, RN, License No. 28122048, Cause No. 2002 NB 026**

Respondent did appear in person and was not represented by counsel regarding a Petition for Review of the Board's Denial of Petitioner's Application for Renewal as a Registered Nurse scheduled before the Board. The State of Indiana was not represented and the court reporter sworn in for this matter was Linda Merkl. She answered positive on her renewal due to having perjured herself during a detention hearing in 1998 when she testified that she was not allowing her boyfriend around her children. Those statements were shown to be false and she pled guilty to perjury in 1999. She was placed on criminal probation. She violated the terms of probation by using cocaine but she was treated for drug abuse and the probation terminated on August 14, 2001. After having considered the evidence presented and taking official notice of its file in this matter the Board voted RENEW the Respondent's license application.

**Warren Scott Frazier, RN, License No. 28074931, Cause No. 2001 NB 098**

Respondent did appear in person and was represented by Scott Webb regarding and Administrative Hearing and Renewal Application scheduled before the Board. The State of Indiana was represented by Georgeanna Orlich, Deputy Attorney General and the court reporter sworn in for this matter was Lori Keen. The Respondent surrendered his license in the state of Texas. He indicated to the Board that he surrendered his license not because he was guilty, but because he could not afford to go back to Texas for the hearing. While employed as a school nurse, he admitted that he performed some breast exams on two (2) different female students without another adult present. He indicated that the student did not want another adult in the room, she wanted her friend with her, another student. The school did not renew his contract. He also had charges that he physically abused a neighbor child. The Respondent told the Board that he did not hurt the child; he only pulled the child off of his daughter and shoved him toward his house. The child had attacked his daughter and was beating her up. He is currently on criminal

probation for this incident. He has been employed with Telastaff for approximately three (3) years without any incidents. After having considered the evidence presented and taking official notice of its file in this matter the Board voted to RENEW the Respondent's license on PROBATION for a period of six (6) months with terms and conditions. The Board requested the Respondent receive a psychiatric examination, reports from his supervisor indicating any problems with anger management and/or inappropriate touching. He must also submit documentation of attending an anger management class and proof of completion of his criminal probation.

Helmuth/Thomas, 6/0/0

**Bridgett Chambers, LPN, License No. 27043372, Cause No. 2002 NB 004**

Respondent did appear in person and was not represented by counsel regarding a Preliminary & Administrative Hearing scheduled before the Board. The State of Indiana was represented by Shelette Alexander Veal, Deputy Attorney General and the court reporter sworn in for this matter was Lori Keen. The Respondent has been convicted of two (2) counts of diversion and has pled guilty to a third count. She was incarcerated for six (6) months in the Owen County Jail. Her drug of choice was Codeine and Xanax. She was addicted for one (1) year prior to being arrested. She is currently in an IOP and receives random drugs screens through this program as well as through her criminal probation. The Respondent indicated to the Board that she did not feel she was ready to go back to practicing nursing and she felt she needed to continue with a treatment program. After having considered the evidence presented and taking official notice of its file in this matter the Board voted to place the Respondent's license on INDEFINITE PROBATION for a period of one (1) year. After one (1) year the Respondent may seek reinstatement of her license. The Board also suggested to the Respondent that she contact ISNAP to see if she would be a possible candidate.

Helmuth/Peters, 6/0/0

**John Bennett Evans, RN, License No. 28136553, Cause No. 2001 NB 085**

Respondent did appear in person and was not represented by counsel regarding a Preliminary & Administrative Hearing scheduled before the Board. The State of Indiana was represented by Georgeanna Orlich, Deputy Attorney General and the court reporter sworn in for this matter was Lori Keen. The Respondent indicated to the Board that he was not able to start his outpatient program because he lost his job and therefore had no insurance. He signed up with a program March 7, 2002 and must pay them the full \$600 before he can be evaluated. He hopes to have it all paid by the end of April. He is licensed in Illinois and is currently working as a nurse in that state. His sobriety date is September 7, 2001. The facility he works for in Illinois is calling him for regular drug screens. After having considered the evidence presented and taking official notice of its file in this matter the Board voted to place the Respondent's license on INDEFINITE SUSPENSION for a period of six (6) months. After six (6) months the Respondent may seek reinstatement of his license.

Helmuth/Thomas, 5/1/0 with Ms. Shook opposing

**Julie Ann Deinnocentes, RN, License No. 28101771, Cause No. 2002 NB 033**

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 Georgeanna Orlich, Deputy Attorney General and the court reporter sworn in for this matter was Lori Keen. The Respondent agreed to a Summary Suspension of her license, in a sworn affidavit. Respondent and her husband, who was a pharmacist, were diverting hydrocodone from the pharmacy where he works. They were selling it on the street and using the money to support their marijuana addiction. After having considered the evidence presented and taking official notice of its file in this matter the Board voted to ACCEPT the state's recommendation of a SUMMARY SUSPENSION for ninety (90) days.

Helmuth/Jones, 6/0/0

**Amy Michelle Bateman, LPN, License No. 27047619, Cause No. 2002 NB 003**

Respondent did not appear in person and was not represented by counsel regarding a Preliminary and Administrative Hearing scheduled before the Board. The State of Indiana was represented by Georgeanna Orlich, Deputy Attorney General and the court reporter sworn in for this matter was Lori Keen. After having considered the evidence presented and taking official notice of its file in this matter the Board voted to issue a NOTICE OF PROPOSED DEFAULT.

Jones/Peters, 6/0/0

The Board further voted to extend the Summary Suspension of the Practitioner's license for an additional ninety (90) days.

Jones/Peters, 6/0/0

**Wendy Jo Williams, LPN, License No. 27049034, Cause No. 2001 NB 007**

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 Shelette Alexander Veal, Deputy Attorney General and the court reporter sworn in for this matter was Lori Keen. After having considered the evidence presented and taking official notice of its file in this matter the Board voted to hold the Respondent in DEFAULT.

Peters/Jones, 6/0/0

After further discussion the Board voted to place the Respondent's license on INDEFINITE SUSPENSION for a period of three (3) years. After three (3) years the Respondent may seek reinstatement of her license.

Thomas/Jones, 6/0/0

**Marjorie Rose Anderson, RN, License No. 28027517, Cause No. 2001 NB 033**

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 Lori Keen. . The Respondent was placed on probation in Colorado for a charting error. After having considered the evidence presented and taking official notice of its file in this matter the Board voted to hold the Respondent in DEFAULT.

Peters/Jones, 6/0/0

After further discussion the Board voted to place issue A LETTER OF REPRIMAND on the Respondent's license.

Peters/Jones, 6/0/0

**Mark Stephen Phillips, RN, License No. 28137797, Cause No. 2001 NB 087**

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 Kimberly Brown, Deputy Attorney General and the court reporter sworn in for this matter was Lori Keen. The Respondent was charged with diversion of controlled substances. After having considered the evidence presented and taking official notice of its file in this matter the Board voted to hold the Respondent in DEFAULT.

Helmuth/Jones, 6/0/0

After further discussion the Board voted to place the Respondent's license on INDEFINITE SUSPENSION for a period of five (5) years. After five (5) years the Respondent may seek reinstatement of his license.

Peters/Shook, 6/0/0

**Linda Shambaugh, RN, License No. 28093726, Cause No. 88 NB 011**

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 Kimberly Brown, Deputy Attorney General and the court reporter sworn in for this matter was Lori Keen. Respondent sent in a response to the Notice of Proposed Default. After having considered the evidence presented and taking official notice of its file in this matter the Board voted to RESCHEDULE this hearing.

Jones/Thomas, 6/0/0

**Sherrie Ann Detwiler, RN, License No. 28095382, Cause No. 2001 NB 059**

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 Shelley Johnson, Deputy Attorney General and the court reporter sworn in for this matter was Lori Keen. The Respondent is in violation of her

terms of Probation. After having considered the evidence presented and taking official notice of its file in this matter the Board voted to hold the Respondent in DEFAULT.

Peters/Helmuth, 6/0/0

After further discussion the Board voted to place the Respondent's license on INDEFINITE SUSPENSION for a period of three (3) years. After three (3) years the Respondent may seek reinstatement of her license.

Peters/Jones, 6/0/0

**Linda Lee Larason, LPN, License No. 27013673, Cause No. 2001 NB 043**

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 Lori Keen. The Respondent is in violation of her terms of Probation. After having considered the evidence presented and taking official notice of its file in this matter the Board voted to hold the Respondent in DEFAULT.

Peters/Shook, 6/0/0

After further discussion the Board voted to place the Respondent's license on INDEFINITE SUSPENSION for a period of five (5) years. After five (5) years the Respondent may seek reinstatement of her license.

Peters/Shook, 6/0/0

**Mary D. Shudick, LPN, License No. 27035985, Cause No. 2001 NB 040**

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 Lori Keen. The Respondent is in violation of her terms of Probation. After having considered the evidence presented and taking official notice of its file in this matter the Board voted to hold the Respondent in DEFAULT

Peters/Helmuth, 6/0/0

After further discussion the Board voted to place the Respondent's license on INDEFINITE SUSPENSION for a period of five (5) years. After five (5) years the Respondent may seek reinstatement of her license.

Peters/Shook, 6/0/0

**ADMINISTRATIVE LAW JUDGE RECOMMENDATION**

The Board approved the ALJ recommendation submitted by Celinda Kay Leach, R.N. from the March 5, 2002 hearings for Jacqueline D. Clark, LPN.

Peters/Jones, 6/0/0

There being no further business, the meeting adjourned at 12:01 a.m.

---

Marsha M. King, R.N., President

---

Darla Jones, L.P.N., Secretary