

**INDIANA STATE BOARD OF NURSING  
MEETING MINUTES  
Thursday, August 19, 2010  
Indiana Government Center-South  
302 West Washington Street  
Indianapolis, Indiana 46204**

**I. CALL TO ORDER AND ESTABLISHMENT OF QUORUM**

Mr. Burghduff called the meeting to order at 8:30 a.m. in the Auditorium of the Indiana Government Center South Building, 302 West Washington Street, Indianapolis, Indiana 46204 and declared a quorum, in accordance with IC § 25-23-1-5(b).

**Board Members Present:**

Jerry Burghduff, L.P.N., President  
Lynda Narwold, R.N., Vice-President  
Connie McIntosh, R.N., Secretary  
Anne Ogle, Consumer Member  
Regina Haight, R.N., C.N.S., Member  
Stacy Henderson, LPN, Member  
Laurel Valentino, R.N., Member

**Board Members Absent**

Scott Johns, R.N., C.R.N.A., Member  
Marcia Laux, R.N., Member

**State Officials Present:**

Sean Gorman, Board Director, Indiana Professional Licensing Agency  
Lori Grice, Assistant Board Director, Indiana Professional Licensing Agency  
Gordon White, Nursing Board Advisory Counsel, Office of the Attorney General

**II. ADOPTION OF THE AGENDA**

A motion was made and seconded to adopt the agenda, as amended.

VALENTINO/NARWOLD  
Motion carried 7-0-0.

**III. ADOPTION OF THE MINUTES FROM THE JULY 15, 2010 MEETING OF THE BOARD**

A motion was made and seconded to adopt the June 17, 2010 Nursing Board Meeting Minutes.

NARWOLD/HAIGHT  
Motion carried 6-0-1.

**IV. INDIANA ATTORNEY GENERAL PRESENTATION - Attorney General Greg Zoeller and Deputy Attorney General Steve Hunt**

The Indiana Attorney General Greg Zoeller spoke to the Board and those in attendance about their office's Medicaid Fraud Control Program and successes they have had with their whistleblower campaign, where monetary rewards are offered in exchange for information leading to the discovery and prosecution of individuals involved in defrauding Medicaid. Attorney General Zoeller and Deputy Attorney General Steve Hunt also spoke about the licensed individual's role in reporting any fraud or abuse in the health care setting and the function of the AG's Consumer Protection Division.

**V. INDIANA STATE NURSES ASSISTANCE PROGRAM**

Chuck Lindquist, ISNAP Program Director, presented the monthly report to the Board. Mr. Lindquist informed the Board that ISNAP has, as of August 1, 2010, 590 active clients, 28 new intakes, 78 intakes in process, 30 closures in monitoring and 30 new Recovery Monitoring Agreements returned. Mr. Lindquist presented ISNAP's annual report to the Board, detailing information about the program's operations between August 1, 2009 and July 31, 2010.

Mr. Lindquist addressed the attendees at the Board Meeting at the request of the Board President and described the nature of the ISNAP program, which provides monitoring and assessment / treatment referral services to nurses licensed in Indiana who meet the program's monitoring criteria.

**VI. EDUCATION**

**A. Ivy Tech Community College – Columbus – Report of Survey Visit and Board Recommendations**

Representatives from Ivy Tech appeared before the Board regarding the Board's survey visit and recommendations to the full Board for accreditation status. They answered questions from Board members regarding the program's substandard pass rates and measures they have taken to address the program's performance. A motion was made and seconded to approve the recommendations and to place the program on a conditional accreditation status.

MCINTOSH/NARWOLD

Motion failed, 3-3-1, VALENTINO abstained, OGLE, HAIGHT, and HENDERSON opposed.

Further Board discussion ensued regarding the impact of a conditional accreditation status on the program's statewide accreditation with NLNAC. The statewide nursing program will be subject to an October NLNAC survey visit to determine national accreditation status. A motion was made and seconded to table consideration of the program's Board accreditation status until the November Board meeting to review the results of the NLNAC survey.

HAIGHT/HENDERSON

Motion carried 6-1-0, MCINTOSH opposed.

**B. ITT Technical Institute – Newburgh – Report of Survey Visit and Board Recommendations**

Representatives of the program appeared to answer Board questions as the Board considered the Board's survey visit report and recommendations. The Board expressed concerns about work space issues for faculty that the program's representatives will continue to address. A motion was made and seconded to accept the Survey Recommendations and to continue the program's accreditation status.

NARWOLD/BURGHDUFF

Motion carried 6-0-0.

**C. Brown Mackie - Merrillville – Report of Survey Visit and Board Recommendations**

Program representatives appeared to before the Board to answer Board question regarding the Board's survey visit and recommendations for the program's accreditation status. The program has demonstrated substandard pass rates and faculty concerns. A motion was made and seconded to place the program on a conditional accreditation status for one year with a new survey visit at that time.

VALENTINO/HAIGHT

Motion carried 4-0-2.

**D. FYI: Ivy Tech Community College – Greencastle – Temporary program changes for the ASN program**

**E. Ivy Tech Community College – Valparaiso – Proposed program changes for the ASN program / corrective action plan**

The program's representatives appeared before the Board to answer questions and to present proposed program changes and its plan of action to address substandard pass rates. A motion was made and seconded to approve the program's corrective action plan.

NARWOLD/BURGHDUFF

Motion Carried 7-0-0.

**F. FYI: Med Tech College - Greenwood – Announces new program director: Denise Ward, BSN, MSN, RN**

**G. FYI: ITT Technical Institute – Fort Wayne – Announces new program director: Jane Cunningham, RN, MSN, CNS**

**H. FYI: Brown Mackie – Fort Wayne – Melissa Carmona is serving as interim program director following the resignation of Zayda Yeoh**

**VII. DISCUSSION**

**A. NCSBN Annual Meeting**

Ms. Narwold, Mr. Gorman, and Ms. Chapman attended the NCSBN's annual meeting and delegate assembly in Portland Oregon August 10-13. Mr. Gorman reported that discussion among other state Boards included litigation issues between Boards and nursing programs regarding accreditation status.

**B. Media Coverage Regarding Criminal Background Checks in Indiana**

Mr. Gorman gave a summary to the Board regarding the recent local and national news coverage of Indiana's lack of criminal background checks as part of the licensing process. As a result of the coverage, the state's General Assembly will be considering legislation on implementation of criminal background checks, but details have not yet been discussed.

**VIII. BOARD DIRECTOR REPORT**

Mr. Gorman reported to the Board that LPN renewals have kicked off and will keep the Board staff busy through the beginning of November. Personal appearances for renewal applicants will be set at both ALJ meetings and the Full Board Meetings for September, October, and November.

**IX. PERSONAL APPEARANCES**

Personal Appearances conducted concurrently by Ms. McIntosh were presented as recommendations to the Board. A motion was made and seconded to approve all recommendations to the Board as the Board's decision on licensure application / renewal.

Burghduff/Narwold  
Motion Carried 7-0-0.

Personal Appearances conducted by the full Board and voted on separately are identified below:

**A. Appearances by Applicants for Licensure**

1. Michelle Richardson – Examination  
Ms. Richardson appeared before the Board regarding her application for licensure by examination. She reported 2004 and 2006 convictions for OWI. Ms. McIntosh recommended that she be evaluated by ISNAP and sign and RMA if eligible. She will be made eligible to test and will be issued free and clear upon passing.
2. Gregory Dickman – Examination  
Mr. Dickman appeared before the Board regarding a criminal background with OWIs in 1998 and 1989, a 2001 misdemeanor battery and a 2009 misdemeanor for invasion of privacy. Ms. McIntosh recommended that he be made eligible and that he be issued a probationary license upon passing for at least 6 months with at least 2 quarterly reports.
3. Peaches Hinton – Examination  
Ms. Hinton appeared before the Board regarding her criminal background involving OWIs in 2005, 2006, and 2007. She did not report these in her renewal applications in 2006 and 2008. Ms. McIntosh recommended that she be made eligible to test and that upon passing that she be issued a probationary license for at least one year or the duration of her ISNAP RMA, whichever is longer.
4. Ellen Kamieniecki – Examination  
Ms. Kamieniecki appeared before the Board regarding her criminal background that included three 2006 arrests for a bounced check, a public intoxication, and an OWI. Ms. McIntosh recommended that she be made eligible to test and that upon passing she be issued a probationary license for at least one year or the duration of her ISNAP RMA, whichever is longer.
5. Julie Bell – Examination  
Ms. Bell appeared before the Board regarding her criminal background regarding her 2006 OWI. She did not disclose the conviction on a previous LPN renewal application. Ms. McIntosh recommended that she be issued a license free and clear.
6. Jessica Branik – Examination  
Ms. Branik appeared before the Board regarding a criminal background with 1997 arrests for minor consumption and 1998 conviction for battery. Ms. McIntosh recommended that she be made eligible to test and that she be issued free and clear upon passing.
7. Christopher Roberts – Examination  
Mr. Roberts appeared before the Board regarding a criminal background involving OWI convictions in 2001 and 2003. Ms. McIntosh recommended that he be issued free and clear upon passing.
8. Kimberly Martin – Examination ( incident re: LPN 27059557A)  
Ms. Martin appeared before the Board regarding an incident resulting in her termination from employment as an LPN. The matter has been disposed of via an informal ALJ. Ms. McIntosh recommended that he be issued free and clear upon passing.
9. Timothy Weiler – Endorsement  
Ms. Weiler did not appear before the Board regarding his application for licensure. He will be rescheduled for next month.
10. Robert Weaver – RN examination, LPN No. 27055466A  
Mr. Weaver did not appear before the Board regarding his application for licensure by examination. He disclosed a previously disclosed 1991 criminal conviction for a domestic incident. He did appear at the IPLA office on August 18, 2010. He reports maintained sobriety since 1997 and has already passed his RN NCLEX. He is to be issued free and clear.
11. Elizabeth Jervis – Examination  
Ms. Jervis appeared before the Board regarding her application for licensure by examination. She reported 2 DUIs and a 1999 misdemeanor possession. Ms. McIntosh recommended that she be made eligible to test and that she be licensed free and clear upon passing.
12. Lucretia Harrington – Endorsement, LPN No. 27055485A

Ms. Harrington did not appear before the Board regarding her license application. She will be rescheduled for September.

13. Jennifer Scarafia – APN with prescriptive authority 28175702A  
Ms. Scarafia appeared before the Board regarding her application for prescriptive authority. She reports a 2010 OWI arrest. Ms. McIntosh recommended that she contact ISNAP and participate in an RMA if eligible. She will be issued prescriptive authority free and clear.
14. Ivy Whithers – RN Endorsement  
Ms. Whithers appeared before the Board regarding her application for licensure by endorsement. She was practicing as an RN clinical faculty member without a license. Ms. McIntosh recommended that her application be denied.
15. Betty Chatham – RN Examination  
Ms. Chatham appeared before the Board regarding her application for licensure by examination. She reported a 1996 finding of abuse reported by the Illinois Health Registry in her position as a CNA. Ms. McIntosh recommended that she be made eligible and that she be issued free and clear upon passing.
16. Denise Smith – Examination  
Ms. Smith appeared before the board regarding her licensure for registered nurse by examination. She disclosed DUIs in 2001 and 2004. Board recommended she be allowed to test and contact ISNAP for an assessment and that she sign an RMA if warranted. License to be issued on probation as stated in forthcoming board order. Narwold/Henderson 5-0-0.
17. Vanessa Zolmer – Examination  
Ms. Zolmer did not appear before the Board regarding her application for licensure by renewal. She reported that KY has suspended her license. She will be rescheduled for the September Board meeting.

**B. Appearances by Applicants for Renewal**

1. Melissa O'Haver License No. 28177608A  
Ms. O'Haver appeared before the Board and by counsel regarding the previous license renewal that was denied based on her failure to appear to the previous personal appearance scheduled in January 2010. She admits that she practiced on her denied / expired license until March of 2010.
2. Joel Ganz License No. 28135425A  
Mr. Ganz appeared before the Board regarding a disciplinary action for diversion and impairment issues by the Illinois Board. Ms. McIntosh recommended that he be renewed on a probationary status for at least the duration and with the same terms and conditions of his Illinois probation, and that he contact ISNAP and remain in compliance with an RMA if eligible.
3. Sheryl Vaughn License No. 28158204A  
Ms. Vaughn appeared before the Board regarding her past termination for suspected impairment. She was participating in ISNAP at the time and an observed drug screen coordinated by ISNAP was negative and she has successfully completed ISNAP. Ms. McIntosh recommended that her license renewal be renewed.
4. Laurie Roberts License No. 27051962A  
Renewed.
5. Shari Brindley License No. 28094311A  
Ms. Brindley appeared before the Board regarding her application for license renewal. She has a suspended license in Kentucky for failure to meet the requirements of the KARE program. Ms. McIntosh recommended that her license application be denied.

**C. Appearances by Applicants for Renewal - More Than Three Years**

1. Toyra Pettaway License No. 27057199A, expired 2006  
Ms. Pettaway did not appear before the Board regarding her license renewal application. She will be rescheduled for September.
2. Anita Karst License No. 28087527A, expired 2003  
Ms. Karst did not appear before the Board regarding her license renewal application. She will be rescheduled for September.
3. Cynthia Lane License No. 27034871A, expired 2006  
Ms. Lane appeared before the Board regarding her application for license renewal. She reports not having worked as a nurse for the past several years but has remained competent by practicing home

health care. Ms. McIntosh recommended that the matter be referred to the Attorney General's Office for investigation.

**X. ADMINISTRATIVE HEARINGS**

**A. In the Matter of the License of: Yolanda Puente, L.P.N., License No. 27042856A**

Administrative Cause No. 2010 NB 054

Re: Disciplinary Hearing

**Parties and Counsel Present:**

Respondent was not present.

Darren Covington, Deputy Attorney General on behalf of the State of Indiana.

**Participating Board Members:**

Mr. Burghduff (Hearing Officer)

Ms. Narwold

Ms. Henderson

Ms. Haight

Ms. Ogle

**Case Summary and Board Action:** The State of Indiana filed a Complaint with the Board on June 21, 2010. A motion was made and seconded to issue a Notice of Proposed Default to Respondent for her failure to appear.

BURGHDUFF/NARWOLD

Motion Carried 5-0-0

**B. In the Matter of the License of: Joy Renee Gabbard, L.P.N., License No. 27055718A**

Administrative Cause No. 2010 NB 091

Re: Settlement Conference

**Parties and Counsel Present:**

Respondent was not present.

Thomas McGee, Deputy Attorney General on behalf of the State of Indiana.

**Participating Board Members:**

Mr. Burghduff (Hearing Officer)

Ms. Narwold

Ms. Henderson

Ms. Haight

Ms. Ogle

**Case Summary and Board Action:** motion was made and seconded to reschedule the matter for a future Board Meeting.

BURGHDUFF/NARWOLD

Motion Carried 5-0-0

**C. In the Matter of the License of: Irene Marie Peck, L.P.N., License No. 27050413A**

Administrative Cause No. 2010 NB 120

Re: Settlement Conference

**D. In the Matter of the License of: Johnny Burton, R.N., License No. 28146190A**

Administrative Cause No. 2010 NB 128

Re: Settlement Conference

**E. In the Matter of the License of: Cheryl Henderson, R.N., License No. 28141831A**

Administrative Cause No. 2010 NB 124

Re: Proposed Settlement Agreement

**Parties and Counsel Present:**

Respondent was not present.

Darren Covington, Deputy Attorney General on behalf of the State of Indiana.

**Participating Board Members:**

Mr. Burghduff (Hearing Officer)

Ms. Narwold

Ms. Henderson

Ms. Haight

Ms. Ogle

**Case Summary and Board Action:** The State of Indiana filed a Complaint with the Board on June 14, 2010. The parties submitted a proposed Settlement Agreement that would place the Respondent's license on Indefinite Suspension for at least one year of compliance with an ISNAP RMA and an assessment from a physician regarding her ability to practice prior to eligibility for reinstatement. A motion was made and seconded to accept the settlement agreement as final disposition of the matter.

BURGHDUFF/NARWOLD  
Motion Carried 5-0-0

**F. In the Matter of the License of Amanda Fletcher, L.P.N., License No. 27023442A**

Administrative Cause No. 2010 NB 131  
Re: Disciplinary Hearing

**Parties and Counsel Present:**

Respondent was not present.  
Darren Covington, Deputy Attorney General on behalf of the State of Indiana.

**Participating Board Members:**

Mr. Burghduff (Hearing Officer)  
Ms. Narwold  
Ms. Henderson  
Ms. Haight  
Ms. Ogle

**Case Summary and Board Action:** The State of Indiana filed a Complaint with the Board on June 14, 2010. A motion was made and seconded to issue a Notice of Proposed Default to Respondent for her failure to appear.

BURGHDUFF/NARWOLD  
Motion Carried 5-0-0

**G. In the Matter of the License of: Christina Pedigo, L.P.N., License No. 27054745A**

**CONTINUED**

Administrative Cause No. 2010 NB 130  
Re: Disciplinary Hearing

**H. In the Matter of the License of: Karon Southerland, R.N., License No. 28150022A**

Administrative Cause No. 2010 NB 119  
Re: Disciplinary Hearing

**Parties and Counsel Present:**

Respondent was not present.  
Darren Covington, Deputy Attorney General on behalf of the State of Indiana.

**Participating Board Members:**

Mr. Burghduff (Hearing Officer)  
Ms. Narwold  
Ms. Henderson  
Ms. Haight  
Ms. Ogle

**Case Summary and Board Action:** The parties filed a proposed Settlement Agreement that would place the Respondent's license on indefinite suspension for at least one year of compliance with an ISNAP RMA and payment of a \$250 fine prior to eligibility for reinstatement. A motion was made and seconded to adopt the settlement agreement as final disposition of the matter.

BURGHDUFF/HENDERSON  
Motion Carried 5-0-0

**I. In the Matter of the License of: Kristin G. Ball, L.P.N., License No. 27057650A**

Administrative Cause No. 2010 NB 122  
Re: Disciplinary Hearing

**Parties and Counsel Present:**

Respondent was not present.  
Darren Covington, Deputy Attorney General on behalf of the State of Indiana.

**Participating Board Members:**

Mr. Burghduff (Hearing Officer)  
Ms. Narwold  
Ms. Henderson

Ms. Haight  
Ms. Ogle

**Case Summary and Board Action:** The parties filed a proposed Settlement Agreement that would place the Respondent's license on indefinite suspension for at least one year of compliance with an ISNAP RMA prior to eligibility for reinstatement. A motion was made and seconded to adopt the settlement agreement as final disposition of the matter.

BURGHDUFF/NARWOLD  
Motion Carried 5-0-0

- J. In the Matter of the License of: Laurel C. Lightfoot, R.N., License No. 28167843A**  
Administrative Cause No. 2010 NB 121  
Re: Disciplinary Hearing

**Parties and Counsel Present:**

Respondent was not present.  
Darren Covington, Deputy Attorney General on behalf of the State of Indiana.

**Participating Board Members:**

Mr. Burghduff (Hearing Officer)  
Ms. Narwold  
Ms. Henderson  
Ms. Haight  
Ms. Ogle

**Case Summary and Board Action:** The State of Indiana filed a complaint on June 14, 2010. A motion was made and seconded to issue a Notice of Proposed Default to the Respondent for her failure to appear.

BURGHDUFF/HENDERSON  
Motion Carried 5-0-0

- K. In the Matter of the License of: Erin Bright, L.P.N., License No. 27054534A**  
Administrative Cause No. 2010 NB 177  
Re: Settlement/Pre-Hearing Conference

- L. In the Matter of the License of: Katigan Whitlock, R.N., License No. 28128387A**  
Administrative Cause No. 2009 NB 185  
Re: Disciplinary Hearing

**CONTINUED**

- M. In the Matter of the License of: Patricia Ortman, L.P.N., License No. 27031185A**  
Administrative Cause No. 2009 NB 224  
Re: Proposed Settlement Agreement

**Parties and Counsel Present:**

Respondent was not present.  
Thomas McGee, Deputy Attorney General on behalf of the State of Indiana.

**Participating Board Members:**

Mr. Burghduff (Hearing Officer)  
Ms. Narwold  
Ms. Henderson  
Ms. Haight  
Ms. Ogle

**Case Summary and Board Action:** The parties filed a proposed Settlement Agreement that would place the Respondent's license on indefinite suspension for at least six months of compliance with an ISNAP RMA, an MMPI-2 assessment, completion of at least 12 contact hours of continuing education for nurses, and payment of a \$250 fine prior to eligibility for reinstatement. A motion was made and seconded to adopt the settlement agreement as final disposition of the matter.

BURGHDUFF/NARWOLD  
Motion Carried 5-0-0

- N. In the Matter of the License Application of: Stacey Bachmann**  
**Administrative Cause No. 2010 NB 178**  
**Re: Petition for Review of Decision to Deny License Application**

**Parties and Counsel Present:**

Petitioner was present.  
Petitioner's counsel, Mary Feldhake.

**Participating Board Members:**

Mr. Burghduff (Hearing Officer)  
Ms. Narwold  
Ms. Henderson  
Ms. Haight  
Ms. Ogle  
Ms. Valentino

**Case Summary and Board Action:** The Board previously denied Ms. Bachmann's application for licensure in its notification sent July 23, 2010. A motion was made and seconded to permit Petitioner to examine and to be issued upon passing.

BURGHDUFF/HENDERSON  
Motion Carried 5-1-0

**O. In the Matter of the License of: Heather Taylor, L.P.N., License No. 27048747A**

Administrative Cause No. 2010 NB 114  
Re: Proposed settlement Agreement

**Parties and Counsel Present:**

Respondent was not present.  
Darren Covington, Deputy Attorney General on behalf of the State of Indiana.

**Participating Board Members:**

Mr. Burghduff (Hearing Officer)  
Ms. Narwold  
Ms. Henderson  
Ms. Haight  
Ms. Ogle  
Ms. McIntosh

**Case Summary and Board Action:** The parties filed a proposed Settlement Agreement that would place the Respondent's license on indefinite suspension for at least one year of compliance with an ISNAP RMA, completion of at least 24 contact hours of CE for nurses, and payment of a \$250 fine prior to eligibility for reinstatement. A motion was made and seconded to adopt the settlement agreement as final disposition of the matter.

OGLE/BURGHDUFF  
Motion Carried 7-0-0

**P. In the Matter of the License of: David Pittenger, R.N., License No. 28161355A**

Administrative Cause No. 2010 NB 111  
Re: Disciplinary Hearing

**Parties and Counsel Present:**

Respondent was not present.  
Darren Covington, Deputy Attorney General on behalf of the State of Indiana.

**Participating Board Members:**

Mr. Burghduff (Hearing Officer)  
Ms. Narwold  
Ms. Henderson  
Ms. Haight  
Ms. Ogle  
Ms. Valentino  
Ms. McIntosh

**Case Summary and Board Action:** The State of Indiana filed a complaint on June 8, 2010. A motion was made and seconded to issue a Notice of Proposed Default to the Respondent for his failure to appear.

BURGHDUFF/OGLE  
Motion Carried 7-0-0

**Q. In the Matter of the License of: Kimberly Henley, R.N., License No. 28178190A**

Administrative Cause No. 2010 NB 068  
Re: Disciplinary Hearing



**Parties and Counsel Present:**

Respondent was not present.  
Darren Covington, Deputy Attorney General on behalf of the State of Indiana.

**Participating Board Members:**

Mr. Burghduff (Hearing Officer)  
Ms. Narwold  
Ms. Henderson  
Ms. Haight  
Ms. Ogle  
Ms. Valentino  
Ms. McIntosh

**Case Summary and Board Action:** The parties filed a proposed Settlement Agreement that would place the Respondent's license on indefinite suspension for at least one year of compliance with an ISNAP RMA and payment of a \$250 fine prior to eligibility for reinstatement. A motion was made and seconded to adopt the settlement agreement as final disposition of the matter.

BURGHDUFF/MCINTOSH  
Motion Carried 7-0-0

**R. In the Matter of the License of: Scott A. Conley, R.N., License No. 28177250A**

Administrative Cause No. 2010 NB 097  
Re: Disciplinary Hearing

**Parties and Counsel Present:**

Respondent was present.  
Laura Wilford, Deputy Attorney General on behalf of the State of Indiana.  
Maggie Hayne, Witness for the State.  
Joanne Davison, Witness for the State.  
Chuck Lindquist, Witness for the State.

**Participating Board Members:**

Mr. Burghduff (Hearing Officer)  
Ms. Narwold  
Ms. Henderson  
Ms. Haight  
Ms. Ogle  
Ms. Valentino  
Ms. McIntosh

**Case Summary and Board Action:** The State of Indiana filed a complaint on July 20, 2010. A motion was made and seconded to place Respondent's license on Indefinite Suspension for at least 3 years, with one year of compliance with an ISNAP RMA and payment of \$250 fine and costs prior to eligibility for reinstatement.

OGLE/BURGHDUFF  
Motion Carried 4-1-2

**S. In the matter of the License of: Tiffany Mabie, L.P.N., License No. 27058299A**

Administrative Cause No. 2010 NB 115  
Re: Proposed Settlement Agreement

**Parties and Counsel Present:**

Respondent was not present.  
Thomas McGee, Deputy Attorney General on behalf of the State of Indiana.

**Participating Board Members:**

Mr. Burghduff (Hearing Officer)  
Ms. Narwold  
Ms. Henderson  
Ms. Haight  
Ms. Ogle  
Ms. Valentino  
Ms. McIntosh

**Case Summary and Board Action:** The parties filed a proposed Settlement Agreement that would place the Respondent's license on indefinite suspension for at least one year of compliance with an ISNAP RMA, completion

of at least 24 contact hours of CE for nurses, and payment of a \$500 fine prior to eligibility for reinstatement. A motion was made and seconded to adopt the settlement agreement as final disposition of the matter.

BURGHDIFF/NARWOLD  
Motion Carried 7-0-0

- T. State of Indiana v. Kimberly Geise, L.P.N., License No. 27027375A**  
Administrative Cause No. 1998 NB 0018  
Re: Order to Show Cause

**Parties and Counsel Present:**

Respondent was present.  
Laura Wilford, Deputy Attorney General on behalf of the State of Indiana.  
Chuck Lindquist, Witness for the State.

**Participating Board Members:**

Mr. Burghduff (Hearing Officer)  
Ms. Narwold  
Ms. Henderson  
Ms. Haight  
Ms. Ogle  
Ms. Valentino  
Ms. McIntosh

**Case Summary and Board Action:** The Board placed the Respondent's license on Indefinite Probation with terms and conditions in its order issued on May 27, 2009. The Board filed an Order to Show Cause on July 28, 2010. A motion was made and seconded to continue the Respondent's license on indefinite probation for at least one more year of compliance with an ISNAP RMA, monthly suboxone testing for the first 90 days, and 6 months of counseling prior to eligibility for withdrawal of probation.

BURGHDIFF/NARWOLD  
Motion Carried 6-1-0

- U. In the Matter of the License of: Tammy L. Anderson, L.P.N., License No. 27036376A**  
Administrative Cause No. 2009 NB 214  
Re: Order to Show Cause

**CONTINUED**

- V In the Matter of the License of: Tamara Hill, L.P.N, License No. 27058621A**  
Administrative Cause No. 2010 NB 153  
Re: Disciplinary Hearing

A motion was made and seconded to continue this matter to a future Board Meeting.

BURGHDIFF/OGLE  
Motion carried 7-0-0.

- W. In the Matter of the License of: Candace Luttrell, L.P.N., License No. 27049737A**  
Administrative Cause No. 2010 NB 152  
Re: Proposed Settlement Agreement

**Parties and Counsel Present:**

Respondent was not present.  
Laura Wilford, Deputy Attorney General on behalf of the State of Indiana.

**Participating Board Members:**

Mr. Burghduff (Hearing Officer)  
Ms. Narwold  
Ms. Henderson  
Ms. Haight  
Ms. Ogle  
Ms. Valentino  
Ms. McIntosh

**Case Summary and Board Action:** The parties filed a proposed Settlement Agreement that would place the Respondent's license on indefinite suspension for at least one year of compliance with an ISNAP RMA, completion of criminal probation, and payment of a \$750 fine prior to eligibility for reinstatement. A motion was made and seconded to adopt the settlement agreement as final disposition of the matter.

BURGHDIFF/MCINTOSH

**X. In the Matter of the License of: Joan Dyben, L.P.N., License No. 27040050A MOTION TO DISMISS**

Administrative Cause No. 2008 NB 209

Re: Request to Reinstate

**Parties and Counsel Present:**

Respondent was present.

Thomas McGee, Deputy Attorney General on behalf of the State of Indiana.

Chuck Lindquist, Witness for Respondent.

**Participating Board Members:**

Mr. Burghduff (Hearing Officer)

Ms. Narwold

Ms. Henderson

Ms. Haight

Ms. Ogle

Ms. Valentino

Ms. McIntosh

**Case Summary and Board Action:** A motion was made and seconded to reinstate Respondent's license on indefinite probation for at least the duration of her ISNAP RMA and completion of at least 24 contact hours of CE for nurses.

BURGHDUFF/NARWOLD

Motion Carried 4-1-2

**Y. F. State of Indiana v. Evelyn Ruth Barr, L.P.N., License No. 27016747A MOTION TO DISMISS**

Administrative Cause No. 2003 NB 0121

Re: Request to Withdraw Probation

**Parties and Counsel Present:**

Respondent was not present.

Darren Covington, Deputy Attorney General on behalf of the State of Indiana.

**Participating Board Members:**

Mr. Burghduff (Hearing Officer)

Ms. Narwold

Ms. Henderson

Ms. Haight

Ms. Ogle

Ms. Valentino

Ms. McIntosh

**Case Summary and Board Action:** A motion was made and seconded to dismiss Respondent's request to withdraw the probation on her license and to issue an Order to Show Cause.

BURGHDUFF/NARWOLD

Motion Carried 7-0-0

**Z. In the Matter of the License of: Robert Dean Jewell, L.P.N., License No. 270273998A**

Administrative Cause No. 2007 NB 040

Re: Order to Show Cause

**Parties and Counsel Present:**

Respondent was not present.

Laura Wilford, Deputy Attorney General on behalf of the State of Indiana.

**Participating Board Members:**

Mr. Burghduff (Hearing Officer)

Ms. Narwold

Ms. Henderson

Ms. Haight

Ms. Ogle

Ms. Valentino

Ms. McIntosh

**Case Summary and Board Action:** The Board reinstated Respondent's license on indefinite probation in its order issued July 21, 2009. The Board issued an Order to Show Cause on August 2, 2010. A motion was made and seconded to issue a Notice of Proposed Default for Respondent's failure to appear.

BURGHDUFF/NARWOLD  
Motion Carried 7-0-0

A motion was made and seconded to place Respondent's license on emergency suspension for 90 days.

BURGHDUFF/NARWOLD  
Motion Carried 7-0-0

**AA. In the Matter of the License of: Scott Graber, L.P.N., License No. 27055957A**  
Administrative Cause No. 2006 NB 0149  
Re: Order to Show Cause

**Parties and Counsel Present:**

Respondent was not present.  
Mark Mader, Deputy Attorney General on behalf of the State of Indiana.

**Participating Board Members:**

Mr. Burghduff (Hearing Officer)  
Ms. Narwold  
Ms. Henderson  
Ms. Haight  
Ms. Ogle  
Ms. Valentino  
Ms. McIntosh

**Case Summary and Board Action:** The Board placed Respondent's license on indefinite probation in its Decision on License Renewal Application issued December 6, 2006. The Board filed an Order to Show Cause on August 4, 2010. A motion was made and seconded to continue the matter to the October Board Meeting.

BURGHDUFF/NARWOLD  
Motion Carried 7-0-0

**BB. In the Matter of the License Application of: Velata Artis**  
Administrative Cause No. 2010 NB 175  
Re: Petition for Review of Decision to Deny License Application

**Parties and Counsel Present:**

Petitioner was present.

**Participating Board Members:**

Mr. Burghduff (Hearing Officer)  
Ms. Narwold  
Ms. Henderson  
Ms. Haight  
Ms. Ogle  
Ms. Valentino  
Ms. McIntosh

**Case Summary and Board Action:** The Board denied Petitioner's application for licensure in its decision issued July 23, 2010. A motion was made and seconded to grant Petitioner's appeal and permit her to sit for the licensing exam and to be issued upon passing.

BURGHDUFF/NARWOLD  
Motion Carried 7-0-0

**CC. In the Matter of the License of: Obahor Ochuko, R.N., License No. 28172929A**  
Administrative Cause No. 2010 NB 116  
Re: **Proposed Settlement Agreement**

**Parties and Counsel Present:**

Respondent was not present.  
Thomas McGee, Deputy Attorney General on behalf of the State of Indiana.

**Participating Board Members:**

Mr. Burghduff (Hearing Officer)  
Ms. Narwold  
Ms. Henderson  
Ms. Haight  
Ms. Ogle  
Ms. Valentino  
Ms. McIntosh

**Case Summary and Board Action:** The parties presented a proposed Settlement Agreement that would place Respondent's license on indefinite probation with the requirement that she must comply with and complete the terms of the Texas Board of Nursing's Agreed Order prior to eligibility for withdraw of probationary status. A motion was made and seconded to adopt the Settlement Agreement as final disposition of the matter.

BURGHDUFF/VALENTINO  
Motion Carried 7-0-0

**DD. In the Matter of the License of: Elizabeth Dommer, R.N., License No. 28171141A**  
Administrative Cause No. 2010 NB 081  
Re: Settlement / Pre-hearing Conference

**EE. In the Matter of the License of: Debra Ann Bueche, R.N., License No. 28082544A**  
Administrative Cause No. 2010 NB 185  
Re: Petition for Summary Suspension

**Parties and Counsel Present:**

Respondent was not present.  
Mark Mader, Deputy Attorney General on behalf of the State of Indiana.  
Chuck Lindquist, Witness for the State.

**Participating Board Members:**

Mr. Burghduff (Hearing Officer)  
Ms. Narwold  
Ms. Henderson  
Ms. Haight  
Ms. Ogle  
Ms. McIntosh

**Case Summary and Board Action:** The State of Indiana filed a petition for summary suspension on August 17, 2010. A motion was made and seconded to place Respondent's license on emergency suspension for 90 days.

NARWOLD/BURGHDUFF  
Motion Carried 6-0-0

**XI. DEFAULT HEARINGS**

**A. In the Matter of the License of: Carrie Morr, L.P.N., License No. 27058588A**  
Administrative Cause No. 2010 NB 090  
Re: Notice of Proposed Default

**Parties and Counsel Present:**

Respondent was not present.  
Thomas McGee, Deputy Attorney General on behalf of the State of Indiana.  
Chuck Lindquist, Witness for the State.

**Participating Board Members:**

Mr. Burghduff (Hearing Officer)  
Ms. Narwold  
Ms. Henderson  
Ms. Haight  
Ms. Ogle

**Case Summary and Board Action:** Respondent did not appear at a scheduled hearing on July 15, 2010 and the Board issued a notice of proposed default on July 23, 2010. No response has been received by the Board regarding the default notice and a motion was made and seconded to hold the Respondent in default.

BURGHDUFF/NARWOLD  
Motion Carried 5-0-0

A motion was made and seconded to place Respondent's license on indefinite suspension for at least one year of full compliance with an ISNAP RMA and assesses \$250 in fines and costs prior to eligibility for reinstatement of licensure.

BURGHDUFF/NARWOLD  
Motion Carried 5-0-0.

**B. In the Matter of the License of: Delores Jean Stanley, R.N., C.N.M. License Nos. 28103839A, 72000073A**  
Administrative Cause No. 2010 NB 099  
Re: Summary Suspension Order & Notice of Proposed Default  
**CONTINUED**

**C. In the Matter of the License of Sherri Mae Stringer, R.N., License No. 28160001A**  
Administrative Cause No. 2010 NB 117  
Re: Notice of Proposed Default

**Parties and Counsel Present:**

Respondent was not present.  
Laura Wilford, Deputy Attorney General on behalf of the State of Indiana.

**Participating Board Members:**

Mr. Burghduff (Hearing Officer)  
Ms. Narwold  
Ms. Henderson  
Ms. Haight  
Ms. Ogle

**Case Summary and Board Action:** Respondent did not appear at a scheduled hearing on July 15, 2010 and the Board issued a notice of proposed default on July 27, 2010. No response has been received by the Board regarding the default notice and a motion was made and seconded to hold the Respondent in default.

BURGHDUFF/NARWOLD  
Motion Carried 5-0-0

A motion was made and seconded to place Respondent's license on indefinite suspension for at least 5 years, with one year of full compliance with an ISNAP RMA and assesses \$750 in fines and costs prior to eligibility for reinstatement of licensure.

BURGHDUFF/NARWOLD  
Motion Carried 5-0-0.

**E. In the Matter of the License of: Kyla Kesler, R.N., License No. 27062104A**  
Administrative Cause No. 2008 NB 100  
Re: Notice of Proposed Default & Summary Suspension Order

**Parties and Counsel Present:**

Respondent was not present.  
Laura Wilford, Deputy Attorney General on behalf of the State of Indiana.  
Chuck Lindquist, Witness for the State.

**Participating Board Members:**

Mr. Burghduff (Hearing Officer)  
Ms. Narwold  
Ms. Henderson  
Ms. Haight  
Ms. Ogle

**Case Summary and Board Action:** Respondent did not appear at a scheduled hearing on July 15, 2010 and the Board issued a notice of proposed default on July 27, 2010. No response has been received by the Board regarding the default notice and a motion was made and seconded to hold the Respondent in default.

BURGHDUFF/OGLE  
Motion Carried 5-0-0

A motion was made and seconded to place Respondent's license on indefinite suspension for at least one year of full compliance with an ISNAP RMA and assesses \$250 in fines and costs prior to eligibility for reinstatement of licensure.

BURGHDUFF/NARWOLD  
Motion Carried 5-0-0.

**F. In the Matter of the License of: Carolyn Jean Stephenson, L.P.N., License No. 27052819A**

**Parties and Counsel Present:**

Respondent was not present.  
Laura Wilford, Deputy Attorney General on behalf of the State of Indiana.

**Participating Board Members:**

Mr. Burghduff (Hearing Officer)  
Ms. Narwold  
Ms. Henderson  
Ms. Haight  
Ms. Ogle

**Case Summary and Board Action:** Respondent did not appear at a scheduled hearing on July 15, 2010 and the Board issued a notice of proposed default on July 27, 2010. No response has been received by the Board regarding the default notice and a motion was made and seconded to hold the Respondent in default.

BURGHDUFF/NARWOLD  
Motion Carried 5-0-0

A motion was made and seconded to place Respondent's license on indefinite suspension for at least 3 years, with one year of full compliance with an ISNAP RMA and assesses \$250 in fines and costs prior to eligibility for reinstatement of licensure.

BURGHDUFF/NARWOLD  
Motion Carried 5-0-0.

**XII. ADMINISTRATIVE LAW JUDGE RECOMMENDATIONS FROM AUGUST 5, 2010 ALJ MEETING**

The Board reviewed the recommendations by Mr. Burghduff, serving as Administrative Law Judge on the following cases; a motion was made and seconded to approve all of the below recommendations as final dispositions of the matter.

NARWOLD/LAUX  
Motion Carried 7-0-0.

**C. In the Matter of the License of: Christy Robbins, R. N., License No. 28189442A**  
Administrative Cause No. 2010 NB 051  
Re: Request to Withdraw Probation

Ms. Robbins appeared before the Administrative Law Judge regarding her request to withdraw the probationary status from her license. The Board placed her license on probation in its order issued March 8, 2010. She testified that she has met all of the requirements of the Board order and is eligible for withdraw of her probationary status. Mr. Burghduff recommended that her license be restored to active status.

**D. In the Matter of the License of: Cynthia Walker, L.P.N., License No. 27065072A**  
Administrative Cause No. 2010 NB 102  
Re: Request to Withdraw Probation

Ms. Walker appeared before the Administrative Law Judge regarding her request to withdraw the probationary status from her license. The Board place her license on probation in its order issued on May 28, 2010. She testified that she has met all of the requirements of the Board order and is eligible for withdraw of that probationary status. Mr. Burghduff recommended that her license be restored to an active status.

**E. In the Matter of the License of: Tia Reason (Yates), L.P. N., License No. 27050379A**  
Administrative Cause No. 2008 NB 188  
Re: Request to Withdraw Probation

Ms. Reason appeared before the Administrative Law Judge regarding her request to withdraw the probationary status from her license. The Board placed her license on probation in an order issued December 8, 2008. Ms. Reason testified that she has completed all of the requirements imposed by that order and that she is eligible for withdraw of probation. Mr. Burghduff recommended that her license be restored to active status.

**G. In the Matter of the License of: Tracey Henderson, R. N., License No. 28169338A**  
Administrative Cause No. 2009 NB 072  
Re: Request to Withdraw Probation

Ms. Henderson appeared before the Administrative Law Judge regarding her request to withdraw the probationary status from her license. The Board placed her license on probation in an order issued on June 12, 2009. She testified that she

has met all of the requirements imposed by that order and that she is eligible for withdraw of probation. Mr. Burghduff recommended that her license be restored to active status.

**H. State of Indiana v. Sybil M. Hall, R.N., License No. 28119203A**

Administrative Cause No. 99 NB 012

Request to Reinstate

Ms. Hall appeared before the Administrative Law Judge regarding her request to reinstate her license to practice nursing in Indiana. Ms. Hall's license was placed on suspension in a Board order issued on July 20, 2000. She testified that she has met all of the requirements of the Board's order and is eligible to have her license reinstated. Mr. Burghduff recommended that her license be restored on a probationary status for at least one year of quarterly reports with no home health care employment and requires that she completes at least 24 contact hours of continuing education for nurses, 6 each in the areas of documentation, assessment, pharmacology, and ethics.

**I. In the Matter of the License of: Bonita Harris, L.P.N., License No. 27052684A**

Administrative Cause No. 2008 NB 005

Request to Withdraw Probation

Ms. Harris appeared before the Administrative Law Judge regarding her request to withdraw the probationary status from her license. She appeared in person with counsel. Ms. Harris' license was placed on a probationary status in its order April 1, 2008. She testified that she has met all of the requirements of the Board order and that she is eligible withdraw of probation. Mr. Burghduff recommended that her license be restored to active status.

**J. In the Matter of the License of: Holly Whitaker (Oehler), R.N., License No. 28129316A**

Administrative Cause No. 2007 NB 0154

Request to Withdraw Probation

Ms. Whitaker appeared before the Administrative Law Judge regarding her request to withdraw the probationary status of her license. Her license was placed on probation in its Board order issued October 26, 2007. She testified that she has met all of the requirements imposed by the Board's order. Mr. Burghduff recommended that her license be restored to an active status.

**K. In the Matter of the License of: Keely Nichols, L.P.N., License No. 27063972A**

Administrative Cause No. 2009 NB 191

Request to Withdraw Probation

Ms. Nichols appeared before the Administrative Law Judge regarding her request to withdraw the probationary status from her license. Her license was placed on a probationary status in its order issued on September 30, 2009. She testified that she has met all of the requirements imposed by the Board's order. Mr. Burghduff recommended that her license be restored to active status.

**L. In the Matter of the License of: Amanda Marie Perez, L.P.N., License No. 27059381A**

Administrative Cause No. 2009 NB 246

Request to Reinstate

Ms. Perez appeared before the Administrative Law Judge regarding her request to reinstate her suspended nursing license. The Board placed Ms. Perez's license on suspension in its order issued March 30, 2010. Ms. Perez testified that she has met the requirements of the Board order and is eligible to have the suspension lifted. Mr. Burghduff recommended that her suspended license be reinstated on indefinite probation for at least one year of employer provided quarterly reports and completion of 6 contact hours of continuing education in documentation, 6 in pharmacology, and 6 in ethics.

**M. In the Matter of the License of: Beth Ann Tom, R.N., License No. 28138530A**

Administrative Cause No. 2008 NB 0159

Request to Withdraw Probation

Ms. Tom appeared before the Administrative Law Judge regarding her request to withdraw the probationary status from her Indiana nursing license. The Board reinstated Ms. Tom's license on indefinite probation in its order issued on May 28, 2010. Ms. Tom testified that she has met all of the requirements of the Board order. Mr. Burghduff recommended that her license be restored to an active unrestricted status.

**N. In the Matter of the License of: Patricia Lynn Haag Lehman, R.N., License No. 28130851A**

Administrative Cause No. 2008 NB 0002

Request to Withdraw Probation

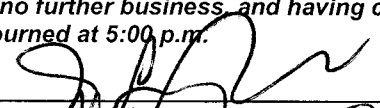
Ms. Lehman appeared before the Administrative Law Judge regarding her request to withdraw the probationary status from her license. The Board reinstated Ms. Lehman's license on indefinite probation in its order issued March 9, 2009. Ms. Lehman testified that she has met the requirements of her probationary order and has successfully completed her



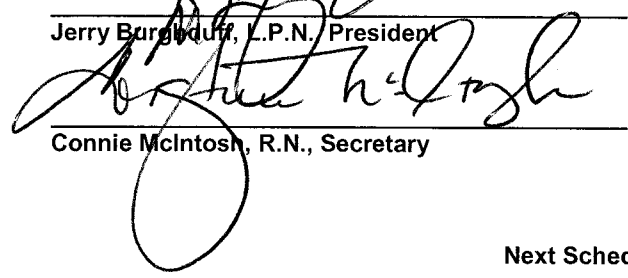
ISNAP RMA in full compliance on July 2, 2010. Mr. Burghduff recommended that her probationary license be restored to active status.

**XIII. ADJOURNMENT**

*There being no further business, and having completed its duties, the meeting of the Indiana State Board of Nursing adjourned at 5:00 p.m.*

  
\_\_\_\_\_  
Jerry Burghduff, L.P.N., President

9-16-10  
Date

  
\_\_\_\_\_  
Connie McIntosh, R.N., Secretary

9-16-10  
Date

**Next Scheduled Meetings:**

**Thursday, September 2, 2010 – Administrative Law Judge Meeting and Prehearing Settlement Conferences**  
Indiana Government Center-South  
Conference Room 2

**Thursday, September 16, 2010 - Full Board Meeting**  
Indiana Government Center-South  
Auditorium