



## OHIO BOARD OF NURSING

### MINUTES OF MEETING

#### REGULAR MEETING OF THE BOARD NOVEMBER 17-18, 2021

The regular meeting of the Ohio Board of Nursing (Board) was held on November 17-18, 2021 at the Board office located at 17 South High Street, Suite 660, Columbus, Ohio 43215. The November meeting was also live streamed on YouTube and the link was posted on the Board website prior to the meeting.

On Wednesday, November 17, 2021, at 8:30 a.m., Vice President Joanna Ridgeway called the Board meeting to order, welcomed guests who joined the meeting live on YouTube. Vice President Ridgeway announced that due to the absence of the President, and in accordance with Board Policy, she would serve as President.

On Thursday, November 18, 2021, at 9:00 a.m. Vice President Ridgeway called the Board meeting to order. The mission of the Board was read each day.

#### **BOARD MEMBERS**

Joanna Ridgeway, LPN, Vice President

Patricia Sharpnack, RN, Supervising Member for Disciplinary Matters

Sandra Beidelschies, RN

Matthew Carle, Consumer Member

Donna Hanly, RN

Erin Keels, RN, APRN-CNP

Deborah Knueve, LPN

Daniel Lehmann, RN, LPN

Nancymarie Phillips, RN

Sandra Ranck, RN (Absent Wednesday and Thursday)

Unless noted in these minutes as exhibits, all written reports submitted to the Board are maintained in the Board office according to the Board record retention schedule.

#### **ADMINISTRATIVE MATTERS**

##### **Board Meeting Overview**

On Wednesday, the following addressed the Board: Attorney Heidi Dorn and McKenzie Johnson, R.N., and AAG Tracy Nave; Attorney Heidi Dorn and Raina Vretenar, R.N., APRN-CNP and AAG Tracy Nave. The Board received a request from Attorney James McGovern to rescind the request of Jennifer Hough, RN, to address the Board at this meeting. The Board Committee on Advisory Group Appointments met at 12:00 p.m. The Public Rules Hearing was held at 1:00 p.m.

On Wednesday, at 10:25 a.m., the Board held Executive Session. A second Executive Session held at 1:27 p.m. The Board began Quasi-Judicial Case Discussion at 2:10

p.m. On Thursday, Open Forum was held at 10:30 a.m.

### **Approval of Minutes of the September 2021 Meeting**

**Action:** It was moved by Joanna Ridgeway, seconded by Donna Hanly, that the Board approve the minutes of the September 2021 meeting, as submitted. Motion adopted by a majority vote of the Board members present with Erin Keels, Daniel Lehmann and Patricia Sharpnack abstaining.

### **Executive Director Report**

Charity Robl, Interim Executive Director, presented the Executive Director's Report and summarized technology improvements, personnel changes, and customer services and licensing improvements.

### **Fiscal Report**

Shannon Stallings, Financial Program Manager, presented the Fiscal Report for the first quarter of Fiscal Year 2022.

### **Legislative Report**

Tom Dilling presented the legislative report and summarized the status of the legislation highlighted in the written report.

## **NEW BUSINESS**

### **Administrative Rule Review**

On Wednesday, November 17, 2021, the Board conducted a Public Rules Hearing at 1:00 p.m. The Public Rules Hearing concluded at 1:13 p.m.

After conclusion of the rules hearing, Holly Fischer reviewed a proposed rule revision recommended by the Advisory Group on Nursing Education to Rule 4723-5-23, OAC, which, if revised, will also require similar revision to Rule 4723-5-04, OAC. The recommended revision would permit the Board discretion pertaining to its approval based on program NCLEX pass rates.

The recommended revision is to add a paragraph 5 to Rule 4723-5-23(B), to read:

*(5) During an emergency declared by the state or federal government, or state or local disaster, the board may abstain from changing a program's approval status."*

H. Fischer shared that she has debriefed her successor, Lisa Eschbacher, on the instructions in doing a first quarter 2022 rule filing. The Board agreed by general consensus to move forward with the recommended revision to Rules 4723-5-23(B) and 4723-5-04(E), OAC.

H. Fischer provided information regarding The Ohio State University College of Nursing's request to revise Rules 4723-5-01 and 4723-5-13 to change the accelerated program definition's minimum time span for clinical course work from 52 weeks to "twelve months". The Advisory Group on Nursing Education reviewed

the request submitted by Wendy Bowles, Assistant Dean, at its October 7, 2021 meeting. The Advisory Group requested additional information/research from Assistant Dean Bowles to assist the Advisory Group in its review of the request. Assistant Dean Bowles agreed to provide the additional information. The Advisory Group will add this discussion/review to its agenda for the first 2022 meeting.

The JCARR hearing will be held on December 6, 2021. The final rules will go into effect February 1, 2022. Patricia Sharpnack inquired as to how the changes will be communicated to the nursing programs. Lisa Emrich stated that staff would prepare a rule summary of the changes and will share with program administrators, as well as a summary in the Board's quarterly publication, *Momentum*.

### **EXECUTIVE SESSION**

On Wednesday, November 17, 2021:

**Action:** It was moved by Donna Hanly, seconded by Joanna Ridgeway, that the Board go into executive session to discuss pending or imminent court action with legal counsel. A roll call vote was taken, and the Board unanimously voted to go into Executive Session with the following members present and voting: J. Ridgeway, P. Sharpnack, S. Beidelschies, D. Hanly, N. Phillips, D. Lehmann, E. Keels, D. Knueve, M. Carle. The Board entered Executive Session 10:25 a.m., and reported out at 10:35 a.m.

On Wednesday, November 17, 2021:

**Action:** It was moved by Patricia Sharpnack, seconded by Joanna Ridgeway, that the Board go into a second executive session to discuss with legal counsel in consideration of the appointment or compensation of a public employee. A roll call vote was taken, and the Board unanimously voted to go into Executive Session with the following members present and voting: J. Ridgeway, P. Sharpnack, D. Hanly, E. Keels, Nancymarie Phillips, S. Beidelschies, D. Lehmann, D. Knueve, M. Carle. The Board entered Executive Session 1:27 p.m., and reported out at 2:00 p.m.

### **APPROVALS**

#### **New Nursing Education Programs**

##### Academia Medical Institute, Registered Nursing Program

**Action:** It was moved by Donna Hanly, seconded by Erin Keels, that the Board grant Conditional approval, in accordance with Rule 4723-5-8, OAC, to Academia Medical Institute, Registered Nursing Program. Motion adopted by a majority vote of the Board members present with Patricia Sharpnack abstaining.

##### Ohio Business College Practical Nursing

**Action:** It was moved by Erin Keels, seconded by Daniel Lehmann, that the Board grant Conditional approval, in accordance with Rule 4723-5-8, OAC, to Ohio Business College Practical Nursing. Motion adopted by a majority vote of the Board members present with Patricia Sharpnack abstaining.

### **Nursing Education Programs – Approval Status**

#### Associate Degree in Nursing – Fortis College, Cincinnati, OH

**Action:** It was moved by Sandra Beidelschies, seconded by Matthew Carle, that the Board grant Full approval, in accordance with Rule 4723-5-04, OAC, to Associate Degree in Nursing - Fortis College, Cincinnati, OH for a period of five years. Daniel Lehmann voted no. Motion adopted by a majority vote of the Board members present with Patricia Sharpnack abstaining.

#### Central Ohio Technical College Associate Degree, Registered Nurse Technology Program

**Action:** It was moved by Joanna Ridgeway, seconded by Matthew Carle, that the Board grant Full approval, in accordance with Rule 4723-5-04, OAC, to Central Ohio Technical College Associate Degree, Registered Nurse Technology Program for a period of five years. Motion adopted by a majority vote of the Board members present with Patricia Sharpnack abstaining.

#### Fortis College School of Nursing Practical Nursing Program, Cuyahoga Falls, Ohio

**Action:** It was moved by Deborah Knueve, seconded by Joanna Ridgeway, that the Board grant Full approval, in accordance with Rule 4723-5-04, OAC, to Fortis College School of Nursing Practical Nursing Program, Cuyahoga Falls, Ohio for a period of five years. Daniel Lehmann voted no. Motion adopted by a majority vote of the Board members present with Patricia Sharpnack abstaining.

#### James A. Rhodes State College Practical Nursing Program

**Action:** It was moved by Joanna Ridgeway, seconded by Nancymarie Phillips, that the Board grant Full approval, in accordance with Rule 4723-5-04, OAC, to James A. Rhodes State College Practical Nursing Program for a period of five years. Motion adopted by a majority vote of the Board members present with Patricia Sharpnack abstaining.

#### James A. Rhodes State College, Associate Degree Nursing Program

**Action:** It was moved by Nancymarie Phillips, seconded by Joanna Ridgeway, that the Board grant Full approval, in accordance with Rule 4723-5-04, OAC, to James A. Rhodes State College, Associate Degree Nursing Program for a period of five years. Motion adopted by a majority vote of the Board members present with Patricia Sharpnack abstaining.

#### Lorain County Community College Practical Nursing Program

**Action:** It was moved by Joanna Ridgeway, seconded by Sandra Beidelschies, that the Board grant Full approval, in accordance with Rule 4723-5-04, OAC, to Lorain County Community College Practical Nursing Program for a period of three years. Motion adopted by a majority vote of the Board members present with Patricia Sharpnack abstaining.

### **Nursing Education Program Request**

#### **ABBE Education Center School of Practical Nursing**

**Action:** It was moved by Matthew Carle, seconded by Nancymarie Phillips, that the Board approve, in accordance with Rule 4723-5-08, OAC, the change in implementation date of ABBE Education Center School of Practical Nursing to August 2022. Motion adopted by a majority vote of the Board members present with Patricia Sharpnack abstaining.

#### **Alia School of Nursing**

**Action:** It was moved by Deborah Knueve, seconded by Erin Keels, that the Board approve, in accordance with Rule 4723-5-08, OAC, the change in implementation date of Alia School of Nursing to March 2022. Motion adopted by a majority vote of the Board members present with Patricia Sharpnack abstaining.

### **Training Programs**

#### **Bayley Medication Aide Training Program**

**Action:** It was moved by Joanna Ridgeway, seconded by Matthew Carle, that the Board re-approve, in accordance with Rule 4723-27-07, OAC, Bayley Medication Aide Training Program for a period of two years. Motion adopted by unanimous vote of the Board members present.

#### **ETI Technical College Medication Aide Training Program**

**Action:** It was moved by Joanna Ridgeway, seconded by Sandra Beidelschies, that the Board approve, in accordance with Rule 4723-27-07, OAC, ETI Technical College Medication Aide Training Program for a period of two years. Motion adopted by unanimous vote of the Board members present.

#### **O'Neill Health Campus, North Ridgeville**

**Action:** It was moved by Patricia Sharpnack, seconded by Donna Hanly, that the Board re-approve, in accordance with Rule 4723-27-07, OAC, O'Neill Health Campus, North Ridgeville for a period of two years. Motion adopted by unanimous vote of the Board members present.

#### **The Ohio State University College of Nursing Community Health Worker Program**

**Action:** It was moved by Donna Hanly, seconded by Daniel Lehmann, that the Board re-approve, in accordance with Rule 4723-26-14, OAC, The Ohio State University College of Nursing Community Health Worker Program for a period of two years. Motion adopted by a majority vote of the Board members present with Joanna Ridgeway abstaining.

#### **Alia Healthcare Medication Aide Training Program**

**Action:** It was moved by Daniel Lehmann, seconded by Nancymarie Phillips, that the Board approve, in accordance with Rule 4723-27-07, OAC, Alia Healthcare Medication Aide Training Program for a period of two years. Motion adopted by unanimous vote of the Board members present.

### **National Certifying Organizations for Advanced Practice Registered Nurses**

**Action:** It was moved by Nancymarie Phillips, seconded by Deborah Knueve, that the Board approve for 2022, the following national certifying organizations for advanced practice registered nurses in accordance with Section 4723.46(A), ORC: American Academy of Nurse Practitioners Certification Board; American Association of Critical-Care Nurses Certification Corporation; American Midwifery Certification Board; American Nurses Credentialing Center; Hospice and Palliative Credentialing Center; National Board of Certification and Recertification for Nurse Anesthetists; National Certification Corporation; Oncology Nursing Certification Corporation; and Pediatric Nursing Certification Board. Motion adopted by unanimous vote of the Board members present.

### **National Testing Organizations for Dialysis Technicians**

**Action:** It was moved by Patricia Sharpnack, seconded by Deborah Knueve, that the Board approve for 2022, the following national dialysis technician testing organizations, in accordance with Section 4723.751, ORC, and Rule 4723-23-10(A), OAC: Board of Nephrology Examiners Nursing and Technology; and Nephrology Nursing Certification Commission. Motion adopted by unanimous vote of the Board members present.

### **Retroactive Approvals for Licensees and Certificate Holders**

**Action:** It was moved by Deborah Knueve, seconded by Patricia Sharpnack, that the Board retroactively ratify, as submitted, the licenses and certificates, including temporary permits, initially issued by the Board September 1, 2021 through October 31, 2021 to the following: registered nurses; licensed practical nurses; APRN-CRNAs; APRN-CNPs; APRN-CNSs; APRN-CNMs; Ohio certified dialysis technicians; dialysis technician interns; community health workers, and medication aides, taking into account those licenses and certificates subject to discipline, surrender or non-renewal. Motion adopted by unanimous vote of the Board members present.

### **ADJUDICATION AND COMPLIANCE**

On Thursday, November 18, 2021, Joanna Ridgeway requested that each voting Board member verify that they reviewed in depth all materials pertaining to these matters by saying “yes” or “no” and that any Board member who did not review the materials abstain from voting on the matters.

### **Board Actions**

### **NOTICES OF OPPORTUNITY FOR HEARING**

**Action:** It was moved by Daniel Lehmann, seconded by Donna Hanly, that the Board issue a Notice of Opportunity for Hearing for violations of Chapter 4723, ORC for the following case(s):

Perez, Rodolfo, R.N. 468513 (CASE #21-5238); Priest, Dawn, R.N. 467360 (CASE #21-4238); Pokuaa, Vera, R.N. 422525, P.N. 146704 (CASE #21-2553); Dukes, Jamie, P.N. 135957 (CASE #21-2543); Copas, Eric, P.N. 107037 (CASE #21-0963); Wooten, Krista, R.N. 302157 (CASE #21-1569); Taylor, Yvonna, P.N. 110478 (CASE #20-3381); Kawa,

Abdul, R.N. NCLEX, P.N. 121382 (CASE #21-4291, #20-2821); DeHoff, Patrick, R.N. 359088 (CASE #21-1149); Thauvette, Alicia, P.N. 127997 (CASE #20-3393, #19-3103); Kelley, Jeremy, R.N. 279082 (CASE #21-3288, #21-3286); Simpson, Crystal, P.N. 096543 (CASE #20-3102); Shakhan, Lucretia, P.N. 165235 (CASE #19-2831); Colley, Susan, R.N. 377053 (CASE #21-2205); Carter Lake, Cassandra, P.N. 164581 (CASE #21-5334); Albrecht, Jessica, R.N. 477680 (CASE #21-3343); Ruppert, Jennifer, P.N. 122694 (CASE #20-5928); Peasak, II, David, R.N. 354715, APRN-CNP 11096 (CASE #21-3999); Cooper, Kristin, R.N. 369808 (CASE #21-3996); Hensley, Christina, P.N. 141742 (CASE #21-3368); Dunn, Lisa, R.N. 321439 (CASE #19-0704, #18-6480); Phillips, Denise, R.N. 154413 (CASE #21-2401); Wilson, Aria, CHW applicant (CASE #21-3092); Leckey, Amanda, P.N. 141505 (CASE #21-2478, #20-4452); Metz, Jessica, R.N. 295722 (CASE #21-5571, #21-3345); Clements, Margueree, P.N. 170469 (CASE #20-2150); Northup, Laura, R.N. 233219 (CASE #21-4644); Roaden, Sandra, P.N. 153897 (CASE #21-3956); Thorpe, Jodi, R.N. 233583 (CASE #21-0279); Thomas, Katasha, P.N. 106174 (CASE #19-6172); Worley, Evan, R.N. 465344 (CASE #21-5339); Zimmer, Jeremy, R.N. 342213 (CASE #20-2462); Bowlin, Kimberley, R.N. 428752 (CASE #21-0183); Spradlin, Wendy, R.N. 329100 (CASE #21-1980); Reddick, Matia, R.N. 423032, P.N. 139151 (CASE #19-6179); Bowling, Penelope, R.N. 345408 (CASE #21-4599); Howell, Judith, R.N. 456004 (CASE #21-5192); Earnest, Wendy, R.N. 422200 (CASE #21-5038); Watson, Amber, P.N. 114406 (CASE #21-0904); Dyce, Trevor, R.N. 290359, P.N. 091311 (CASE #21-5314); Evans, Bridget, P.N. 116665 (CASE #21-3832); Murphy, Lori, R.N. 348377 (CASE #21-5774, #21-5633); Boone, Christa, R.N. 275915 (CASE #21-0014, #21-0003).

Motion adopted by a majority vote of the Board members present with Patricia Sharpnack abstaining.

#### **IMMEDIATE SUSPENSIONS AND NOTICES OF OPPORTUNITY FOR HEARING**

**Action:** It was moved by Daniel Lehmann, seconded by Donna Hanly, that the Board issue a Notice of Immediate Suspension and Opportunity for Hearing for violations of Chapter 4723, ORC for the following case(s):

Ward, Keith, P.N. 147605 (CASE #20-5162); Miller, Lesley, R.N. 301766 (CASE #21-5568, #21-3212, #20-5653); Price, Robyn, R.N. 354449 (CASE #21-1249, #21-1248); Corbett, Amanda, R.N. 367550 (CASE #21-5462); Kaminski, Andrea, P.N. 140244 (CASE #20-5264); Prather, Jade, R.N. NCLEX, P.N. 148771 (CASE #21-1838); Gertz, Adrien, R.N. 305131 (CASE #20-6038).

Motion adopted by a majority vote of the Board members present with Patricia Sharpnack abstaining.

#### **AUTOMATIC SUSPENSIONS AND NOTICES OF OPPORTUNITY FOR HEARING**

**Action:** It was moved by Donna Hanly, seconded by Daniel Lehmann, that the Board issue a Notice of Automatic Suspension and Opportunity for Hearing for violations of Chapter 4723, ORC for the following case(s):

Fleming, Tiffany, R.N. 365679 (CASE #21-3486); Machado, Caroline, R.N. 340681 (CASE #21-1863); Ball, Shelly, R.N. 470652, P.N. 140865 (CASE #21-5104, #21-4509); Bosner, Kelsie, P.N. 159951 (CASE #21-5146); Morgan, Zachary, R.N. 324742 (CASE #21-4061); Seay, Juwan, DTI 006526 (CASE #21-5083).

Motion adopted by a majority vote of the Board members present with Patricia Sharpnack abstaining.

## **POST IMMEDIATE SUSPENSIONS AND NOTICES OF OPPORTUNITY FOR HEARING**

**Action:** It was moved by Donna Hanly, seconded by Daniel Lehmann, that the Board issue a Post Immediate Suspension and Notice of Opportunity for Hearing for violations of Chapter 4723, ORC for the following case(s):

Ervin, Katelyn, P.N. 161725 (CASE #21-4775); Moore, Tiffany, P.N. 173536 (CASE #21-1291); Sechrest, Paige, P.N. 160652 (CASE #19-6871); Hernandez, Alisha, R.N. 457362, P.N. 134598 (CASE #20-4680); Hughes, Kelli, R.N. 363570 (CASE #19-7402).

Motion adopted by a majority vote of the Board members present with Patricia Sharpnack abstaining.

The Immediate Suspension Notices for these cases had already been issued by the time the Notice of Opportunity for Hearing was approved during the meeting.

## **SURRENDERS/WITHDRAWALS**

### **Permanent Voluntary Surrender**

**Action:** It was moved by Donna Hanly, seconded by Daniel Lehmann, that the Board accept the Permanent Voluntary Surrender of License for the following case(s):

Barnes, Lisa, R.N. 267956 (CASE #19-5626); Smith, Cassondra, P.N. 157609 (CASE #21-5094); Patterson, Connie, P.N. 111299 (CASE #20-0554); Smith, David, R.N. 387730 (CASE #19-2882); Tornero, Chastity, P.N. 115985 (CASE #21-1019, #20-0772); Ward, Adam, R.N. 425312 (CASE #21-5602); Day, Jacob, R.N. 452388 (CASE #21-4341, #21-4313).

Motion adopted by a majority vote of the Board members present with Patricia Sharpnack abstaining.

## **CONSENT AGREEMENTS**

**Action:** It was moved by Matthew Carle, seconded by Deborah Knueve, that the Board approve the Consent Agreements for violations of Chapter 4723, ORC entered into by and between the Board in the following case(s):

Philabaum, Carrie, R.N. 315136, P.N. 114250 (CASE #21-0984); Dean, Jennifer, P.N. 118909 (CASE #20-4095, #20-4043); Durr, Saprina, R.N. 404719, P.N. 147311 (CASE #20-3197); Kindell, La-Tonya, R.N. 304706 (CASE #21-4801, #21-4668); Offei,

Perpetual, R.N. 440254 (CASE #21-0761); Gross, Susan, R.N. 247410 (CASE #19-6321); Hull, Sharon, R.N. 237120 (CASE #21-4074, #17-5521); Osting, Mackenzie, R.N. 383752 (CASE #19-7786); Aleman, Jennifer, R.N. 366417 (CASE #21-0907, #20-5799; #20-5880); Cardona, Isabel, P.N. 164798 (CASE #21-3099); Brunson, Darick, R.N. 276822 (CASE #20-5364); Huart, Anita, R.N. 459090 (CASE #20-4135); Stafford, Christine, P.N. 154007 (CASE #20-5370); Woods, Howard, R.N. 470754, P.N. 118948 (CASE #20-4929, #19-7879); Skidmore, Andrea, P.N. 154288 (CASE #20-4730); Howard, Marcia, R.N. 328635 (CASE #20-3316); Honess, Sarina, P.N. 115549 (CASE #20-0302); Fisher, Cassandra, R.N. NCLEX (CASE #21-3328); Molnar, Diane, R.N. 207702 (CASE #21-2749); Carter, Mary, P.N. 157988 (CASE #21-0015, #20-1017); Mangus, Carli, R.N. 423298 (CASE #21-2006); Hamilton, Lauren, R.N. 399592 (CASE #21-0784); Heiney, Tina, R.N. 396217 (CASE #21-1170); Hughes, Dawn, P.N. 164853 (CASE #21-4050, #18-4640); Ross, Crystal, P.N. 156803 (CASE #19-6745); Howard, Toni, R.N. 418245 (CASE #21-4242); Bates, Veonka, R.N. 455256, P.N. 155214 (CASE #21-1769); Alexander, Starla, P.N. 128029 (CASE #20-2888); Koss, Christine, R.N. 430232 (CASE #21-0270, #21-1018); Benefield, Jonquavis, P.N. 161084 (CASE #20-5458); Edens, Heather, R.N. 425430, P.N. 142903 (CASE #20-0991); Tackett, Carol, R.N. 192081 (CASE #21-3079); Walker, Patricia, R.N. 175064 (CASE #20-0144); Grooms, Amanda, P.N. 126849 (CASE #20-1000); Davis, Sarah, D.T. 005862 (CASE #21-2765, #21-3488); Farmer, Janis, R.N. 387875, P.N. 122013 (CASE #21-2554); Fofana, Aminata, P.N. 174999 (CASE #21-2317); Harley, Cilena, R.N. NCLEX, P.N. 159197 (CASE #21-2744); Overturf, Andrea, P.N. 106600 (CASE #20-1201); Vavrus, Becky, R.N. NCLEX (CASE #21-2774); Wallace, Elizabeth, R.N. 326726 (CASE #21-0080); Wilbon, Tiahna, P.N. 159687 (CASE #21-2376, #21-1695, #21-2041, #21-2304); Yoakum, Charlene, R.N. 250357 (CASE #21-3550); Cox, Ashley, P.N. 139166 (CASE #20-1606); Browning, Zachary, R.N. 444496 (CASE #19-8213); Baker, Jaime, P.N. 128729 (CASE #21-2565); Doles, April, P.N. 103866 (CASE #20-3318); Hromi, Miranda, R.N. NCLEX (CASE #21-5036); Murphy, Shawn, R.N. NCLEX (CASE #21-5135); Steiner, Jessica, R.N. 331796 (CASE #19-8064); White, Skyler, R.N. NCLEX (CASE #21-4923); Young, Adam, R.N. 432754 (CASE #21-1860, #20-4213; #20-4296; #20-5331; #20-5332); Clark, Candice, P.N. 151362 (CASE #21-1329); Coppess, Jennifer, R.N. 410319 (CASE #21-4494); Hess, Christopher, R.N. 491009 (CASE #21-4930); Jones, Michael, R.N. 272088, APRN-CNP 09471 (CASE #21-0610, #18-3605); Kamara, Joseph, P.N. 162388 (CASE #21-4452, #20-0388); Rosenstengel, Caprice, R.N. 375193 (CASE #21-1491); Thorpe, Velvet, P.N. NCLEX (CASE #21-0405, #20-6105); Watts, Carla, P.N. 170829 (CASE #21-2835); Staton, Amanda, R.N. 334135 (CASE #21-4581); Kotora, Theodore, R.N. 253953 (CASE #19-6743); Mooney, James, R.N. 367970, APRN-CNP applicant (CASE #21-5187); Bartley, Courtney, R.N. 328430, APRN-CNP applicant (CASE #21-4505); Swartz, Molly, R.N. 452084, P.N. 115002 (CASE #19-2804); Askins, Tonya, R.N. 345224 (CASE #20-3850, #20-3350); List, Stephanie, R.N. 290896, APRN-CRNA applicant (CASE #21-5465); Gillespie, Jamal, R.N. NCLEX (CASE #21-3519); White, Roberta, P.N. 126257 (CASE #21-2288); Valentine, Donna, R.N. 255042 (CASE #21-0207); Strong, Rayven, P.N. NCLEX (CASE #21-2666); Middleton, Kerri, R.N. 281266, P.N. 095852 (CASE #21-2972); Funk, Angela, R.N. endorse (CASE #21-2149); Beverly, Stefanie, P.N. 119494 (CASE #20-5107); Ferguson, Kiame'Shia, P.N. 170845 (CASE #21-0230); Glenn, Kimberly, R.N. 275905, APRN-CNP 18224 (CASE #21-4940); Fekety, Kimberly, R.N. 343598, APRN-

CNP 021063 (CASE #20-4964); Morgan, Korhica, P.N. NCLEX (CASE #21-4723); Ries, Morgan, R.N. 426137 (CASE #21-1644, #21-1499); Wallace, Lori, P.N. 113993 (CASE #21-0123); Bunch, Corey, P.N. NCLEX (CASE #21-3348); Greer, Chad, R.N. 317507 (CASE #21-1856); Murrell, Melissa, P.N. 130061 (CASE #21-5111); Sorg, Bambi, R.N. 280517 (CASE #21-5063); Henderson, Dreama, R.N. 405233, P.N. 146234 (CASE #20-4940); Davis, Dawn, P.N. 131638 (CASE #20-5254, #21-0143); Sexton, Haley, P.N. NCLEX (CASE #21-4321); Palmer, Elaine, R.N. endorse (CASE #21-4651, #21-4637); Wilson, Lakeshea, R.N. NCLEX (CASE #21-5635); Nastic, Shanna, R.N. endorse (CASE #21-5838); Almeida, David, R.N. NCLEX (CASE #21-5157); Mallory, Ci'erra, P.N. NCLEX (CASE #21-5857).

Erin Keels voted no on Wilbon, Tiahna, P.N. 159687 (CASE #21-2376, #21-1695, #21-2041, #21-2304); Joanna Ridgeway abstained on Overturf, Andrea, P.N. 106600 (CASE #20-1201).

Motion adopted by a majority vote of the Board members present with Patricia Sharpnack abstaining.

### **HEARING EXAMINER'S REPORT AND RECOMMENDATION**

Truss, Lakrisha M., R.N. 310625 (CASE #19-4523)

**Action:** It was moved by Matthew Carle, seconded by Deborah Knueve, that the Board accept all of the Findings of Fact and Conclusions of Law, and modify the Recommendation in the Hearing Examiner's Report and Recommendation, and that **MS. TRUSS's** license to practice nursing as a registered nurse in the State of Ohio be suspended for an indefinite period of time with the conditions for reinstatement set forth below, and following reinstatement, **MS. TRUSS's** license to practice nursing as a registered nurse shall be subject to a stayed suspension under the probationary terms and restrictions set forth below for a minimum period of three (3) years including the **Permanent Narcotic Restrictions**, set forth below.

The rationale for the modification is the following: The Board in its expertise has determined that a permanent practice restriction on administering all drugs is not necessary to protect the public.

### **SUSPENSION OF LICENSE**

**MS. TRUSS's** license is suspended for an indefinite period of time.

The Board may reinstate **MS. TRUSS's** license if **MS. TRUSS** submits a written request for reinstatement and is determined by the Board or its designee to have complied with the Conditions for Reinstatement.

### **CONDITIONS FOR REINSTATEMENT**

**MS. TRUSS shall:**

1. Be determined, by the Board or its designee, to be able to practice as a nurse

according to acceptable and prevailing standards of safe nursing care based upon an interview and review of the documentation specified in this Order.

2. Obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
3. Appear in person for interviews with the Board's designated representative, as requested by the Board or its designee.
4. **Within ninety (90) days immediately prior to requesting reinstatement**, submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of **MS. TRUSS**, including a check of Federal Bureau of Investigation (FBI) records, and shall request that BCII submit **MS. TRUSS's** criminal records check to the Board. The Board will not consider a request for reinstatement until **MS. TRUSS's** completed criminal records check, including the FBI check, is received by the Board.
5. Submit documentation of her full compliance with the requirements imposed by the Lucas County Court of Common Pleas in Case Number G-4801-CR-0201902264-000.

### ***Educational Requirements***

6. **Within six (6) months immediately prior to requesting reinstatement**, successfully complete and submit satisfactory documentation of successful completion of the following continuing education, or other comparable course(s) approved in advance by the Board or its designee: Scope of Practice; Ethics; Professional Accountability and Legal Liability; and two (2) hours Ohio Nursing Law and Rules. Continuing education required by this Order **does not meet the continuing education requirements for license renewal**.

### ***Evaluations***

7. **Within ninety (90) days immediately prior to requesting reinstatement**, at **MS. TRUSS's** expense, obtain a substance use disorder evaluation by a substance use disorder professional approved by the Board or its designee and, prior to the evaluation, provide the substance use disorder professional with a copy of this Order. **MS. TRUSS** shall execute releases to permit the substance use disorder professional to obtain any information deemed appropriate and necessary for the evaluation. The substance use disorder professional shall submit a written opinion to the Board that includes diagnoses, recommendations for treatment and monitoring, any additional restrictions that should be placed on **MS. TRUSS's** license, and a statement as to whether **MS. TRUSS** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.
8. Provide the Board with satisfactory documentation of compliance with all

aspects of the treatment plan developed by the substance use disorder professional described above until released. Further, the Board may utilize the professional's recommendations and conclusions from the evaluation as a basis for additional terms and restrictions on **MS. TRUSS's** license.

### **Monitoring**

9. Abstain completely from personal use or possession of drugs, except those prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. TRUSS's** history. **MS. TRUSS** shall self-administer the prescribed drugs only in the manner prescribed.
10. Abstain completely from the use of alcohol or any products containing alcohol.
11. **For a minimum, continuous period of one (1) year immediately prior to requesting reinstatement**, submit, at **MS. TRUSS's** expense and on the day selected, blood, breath, hair or urine specimens for drug and/or alcohol analysis at a collection site specified by the Board at such times as the Board may request. Upon and after **MS. TRUSS's** initiation of drug screening, refusal to submit such specimen, or failure to submit such specimen on the day she is selected, or in such a manner as the Board may request, shall constitute a violation of a restriction placed on a license for purposes of Section 4723.28(B), ORC. This screening shall require a daily call-in process. The specimens submitted by **MS. TRUSS** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has received a complete copy of this Order prior to prescribing for **MS. TRUSS**.
  - a. **Prior** to initiating drug screening:
    - i. Provide a copy of this Order to all treating practitioners;
    - ii. Provide to the Board a list of all treating practitioners, including addresses and telephone numbers; and
    - iii. Cause all treating practitioners to complete a medication prescription report for any and all substances prescribed, administered, or dispensed to **MS. TRUSS**, **and** submit the report directly to the Board.
  - b. **After** initiating drug screening, be under a **continuing duty** to:
    - i. Provide a copy of this Order, prior to initiating treatment, to additional treating practitioners;
    - ii. Update the list of treating practitioners with the Board within forty-eight (48) hours of being treated by another practitioner;

- iii. Notify the Board of any and all medication(s) or prescription(s) received within twenty-four (24) hours of release from hospitalization or medical treatment; and
- iv. Cause all treating practitioners to complete a medication prescription report for any and all substances prescribed, administered, or dispensed to **MS. TRUSS** *and* submit the report directly to the Board.

12. **For a minimum, continuous period of one (1) year immediately prior to requesting reinstatement**, attend a minimum of one (1) meeting per week of a support or peer group meeting approved in advance by the Board, or a Twelve Step program, and provide satisfactory documentation of such attendance to the Board prior to reinstatement.

### ***Reporting Requirements for Suspension Period***

- 13. Report to the Board, in writing, any violation of this Order within thirty (30) days of the occurrence of the violation.
- 14. Sign release of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.
- 15. Submit any and all information that the Board may request regarding **MS. TRUSS's** ability to practice nursing according to acceptable and prevailing standards of safe nursing care.
- 16. Not submit or cause to be submitted any false, misleading, or deceptive statements, information, or documentation to the Board.
- 17. Submit the reports and documentation required by this Order on forms specified by the Board. All reporting and communications required by this Order shall be sent by email to: [monitoring@nursing.ohio.gov](mailto:monitoring@nursing.ohio.gov) or by mail to:

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- 18. Verify that the reports and documentation required by this Order are received in the Board office.
- 19. Inform the Board **within five (5) business days**, in writing, of any change in residential or home address or telephone number.
- 20. Submit to the Board a completed application for reinstatement on the form provided by the Board.

## PROBATIONARY PERIOD

Following reinstatement, the suspension shall be stayed and **MS. TRUSS's** license shall be subject to Probationary Terms and Restrictions for a minimum period of three (3) years.

## PROBATIONARY TERMS AND RESTRICTIONS

### **MS. TRUSS shall:**

1. Obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. Appear in person for interviews with the Board's designated representative, as requested by the Board or its designee.
3. Pay a fine of five hundred dollars (\$500.00), payable online by credit or debit card.
4. Submit documentation of her full compliance with the requirements imposed by the Lucas County Court of Common Pleas in Case Number G-4801-CR-0201902264-000.

### ***Evaluations***

5. **Upon the request of the Board or its designee and within sixty (60) days of that request**, at **MS. TRUSS's** expense, obtain a substance use disorder evaluation by a substance use disorder professional approved by the Board or its designee and, prior to the evaluation, provide the substance use disorder professional with a copy of this Order. **MS. TRUSS** shall execute releases to permit the substance use disorder professional to obtain any information deemed appropriate and necessary for the evaluation. The substance use disorder professional shall submit a written opinion to the Board that includes diagnoses, recommendations for treatment and monitoring, any additional restrictions that should be placed on **MS. TRUSS's** license, and a statement as to whether **MS. TRUSS** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.
6. **If a substance use disorder evaluation is requested**, provide the Board with satisfactory documentation of compliance with all aspects of the treatment plan developed by the substance use disorder professional described above until released. Further, the Board may utilize the professional's recommendations and conclusions from the evaluation as a basis for additional terms and restrictions on **MS. TRUSS's** license.

### ***Monitoring***

7. Abstain completely from personal use or possession of drugs, except those prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. TRUSS's** history. **MS. TRUSS** shall self-administer prescribed drugs only in the manner prescribed.
8. Abstain completely from the use of alcohol or any products containing alcohol.
9. Submit, at her expense, and on the day selected, blood, breath, hair or urine specimens for drug and/or alcohol analysis at a collection site specified by the Board at such times as the Board may request. Refusal to submit such specimen, or failure to submit such specimen on the day she is selected, or in such a manner as the Board may request, shall constitute a violation of a restriction placed on a license for purposes of Section 4723.28(B), ORC. This screening shall require a daily call-in process. The specimens submitted by **MS. TRUSS** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has received a complete copy of this Order prior to prescribing for **MS. TRUSS**.

#### **MS. TRUSS** shall:

- a. Provide a copy of this Order, prior to initiating treatment, to additional treating practitioners;
  - b. Update the list of treating practitioners with the Board within forty-eight (48) hours of being treated by another practitioner;
  - c. Notify the Board of any and all medication(s) or prescription(s) received within twenty-four (24) hours of release from hospitalization or medical treatment; and
  - d. Cause all treating practitioners to complete a medication prescription report for any and all substances prescribed, administered, or dispensed to **MS. TRUSS and** submit the report directly to the Board.
10. Attend a minimum of one (1) meeting per week of a support or peer group meeting approved in advance by the Board, or a Twelve Step program, and provide satisfactory documentation of such attendance to the Board every six (6) months.

### ***Employment Conditions***

11. **Upon the request of the Board or its designee, prior to working in a position where a license to practice nursing is required,** complete and submit satisfactory documentation of completion of a nurse refresher course or an extensive orientation approved in advance by the Board or its designee.

12. **Prior to accepting employment as a nurse**, each time with every employer, notify the Board, in writing. Any period during which **MS. TRUSS** does not work in a position within the State of Ohio for which a license to practice nursing is required **shall not count** toward fulfilling the probationary period imposed by this Order.
13. Be under a continuing duty to provide a copy of this Order to any new employer **prior to accepting employment as a nurse**.
14. Have current employer(s), if working in a position where a license to practice nursing is required, submit written reports regarding job performance **on a quarterly basis beginning within thirty (30) days of the effective date of this Order or beginning within thirty (30) days of working in a position as a nurse, whichever is later**.
15. Have current employer(s) send documentation to the Board, along with the first employer report, of receipt of a copy of this Order, including the date this Order was received.

#### ***Reporting Requirements for Probationary Period***

16. Report to the Board, in writing, any violation of this Order within thirty (30) days of the occurrence of the violation.
17. Sign release of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.
18. Submit any and all information that the Board may request regarding **MS. TRUSS's** ability to practice nursing according to acceptable and prevailing standards of safe nursing care.
19. Not submit or cause to be submitted any false, misleading, or deceptive statements, information, or documentation to the Board or to employers or potential employers.
20. Submit the reports and documentation required by this Order on forms specified by the Board. All reporting and communications required by this Order shall be sent by email to: [monitoring@nursing.ohio.gov](mailto:monitoring@nursing.ohio.gov) or by mail to:

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21. Verify that the reports and documentation required by this Order are received in the Board office.

22. Inform the Board **within five (5) business days**, in writing, of any change in employment status or of any change in residential or home address or telephone number.

### **LICENSE RESTRICTIONS**

**In addition to Probationary Terms and Restrictions, MS. TRUSS's license is subject to the following License Restrictions:**

#### **Permanent Narcotic Restriction**

**MS. TRUSS** shall not administer, have access to, or possess (except as prescribed for **MS. TRUSS's** use by another so authorized by law who has full knowledge of **MS. TRUSS's** history) any narcotics, other controlled substances, or mood altering drugs. In addition, **MS. TRUSS** shall not count narcotics or possess or carry any work keys for locked medication carts, cabinets, drawers, or containers. **MS. TRUSS** shall not call in or order prescriptions or prescription refills.

#### **FAILURE TO COMPLY**

The stay of **MS. TRUSS's** suspension shall be lifted and **MS. TRUSS's** license to practice nursing as a registered nurse will be automatically suspended if it appears to the Board that **MS. TRUSS** has violated or breached any terms or conditions of this Order. Following the automatic suspension, the Board shall notify **MS. TRUSS** via certified mail of the specific nature of the charges and automatic suspension of **MS. TRUSS's** license. **MS. TRUSS** may request a hearing regarding the charges.

#### **DURATION**

The Board may only alter the probationary period imposed by this Order if: (1) the Board determines that **MS. TRUSS** has complied with all aspects of this Order; and (2) the Board determines that **MS. TRUSS** is able to practice nursing according to acceptable and prevailing standards of safe nursing care without Board monitoring, based upon an interview with **MS. TRUSS** and review of the reports as required herein.

As indicated above under Employment Conditions, any period during which **MS. TRUSS** does not work in a position within the State of Ohio for which a license to practice nursing is required shall not count toward fulfilling the probationary period imposed by this Order.

Motion adopted by a majority vote of the Board members present with Patricia Sharpnack abstaining.

This Order shall become effective immediately and is hereby entered upon the Journal of the Board for the 18th day of November 2021.

McClain, Eric, P.N. 148861 (CASE #20-1920)

**Action:** It was moved by Matthew Carle, seconded by Deborah Knueve, that the Board accept all of the Findings of Fact and Conclusions of Law, and modify the Recommendation in the Hearing Examiner's Report and Recommendation, and that **MR. MCCLAIN's** license to practice nursing as a licensed practical nurse in the State of Ohio be suspended for an indefinite period of time but not less than five (5) years, retroactive to May 21, 2020, with the conditions for reinstatement set forth below, and following reinstatement, **MR. MCCLAIN's** license to practice nursing as a licensed practical nurse shall be subject to a stayed suspension under the probationary terms and restrictions set forth below for a minimum period of five (5) years.

The rationale for the modification is the following: The Board modifies the recommendation that **MR. MCCLAIN** provide one year of clean urine screens after release from prison as a condition of reinstatement and instead imposed a requirement of one continuous year of clean screens immediately prior to requesting reinstatement. The rationale is that **MR. MCCLAIN's** sobriety needs to be established in the period immediately prior to reinstatement rather than at an earlier time interval.

**SUSPENSION OF LICENSE**

**MR. MCCLAIN's** license is suspended for an indefinite period of time but not less than five (5) years, retroactive to May 21, 2020.

The Board may reinstate **MR. MCCLAIN's** license if **MR. MCCLAIN** submits a written request for reinstatement and is determined by the Board or its designee to have complied with the Conditions for Reinstatement.

**CONDITIONS FOR REINSTATEMENT**

**MR. MCCLAIN shall:**

1. Be determined, by the Board or its designee, to be able to practice as a nurse according to acceptable and prevailing standards of safe nursing care based upon an interview and review of the documentation specified in this Order.
2. Obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
3. Appear in person for interviews with the Board's designated representative, as requested by the Board or its designee.
4. **Within ninety (90) days immediately prior to requesting reinstatement,** submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of **MR. MCCLAIN**, including a check of Federal Bureau of Investigation (FBI) records, and shall request that BCII submit **MR. MCCLAIN's** criminal records check to the Board. The Board will not

consider a request for reinstatement until **MR. MCCLAIN's** completed criminal records check, including the FBI check, is received by the Board.

5. Submit documentation of his full compliance with the requirements imposed by the Licking County Court of Common Pleas in Case Numbers 17 CR 01045; 18 CR 00494; and 18 CR 00566 .

### ***Evaluations***

6. **Within ninety (90) days immediately prior to requesting reinstatement**, at **MR. MCCLAIN's** expense, obtain a substance use disorder evaluation by a substance use disorder professional approved by the Board or its designee and, prior to the evaluation, provide the substance use disorder professional with a copy of this Order. **MR. MCCLAIN** shall execute releases to permit the substance use disorder professional to obtain any information deemed appropriate and necessary for the evaluation. The substance use disorder professional shall submit a written opinion to the Board that includes diagnoses, recommendations for treatment and monitoring, any additional restrictions that should be placed on **MR. MCCLAIN's** license, and a statement as to whether **MR. MCCLAIN** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.
7. Provide the Board with satisfactory documentation of compliance with all aspects of the treatment plan developed by the substance use disorder professional described above until released. Further, the Board may utilize the professional's recommendations and conclusions from the evaluation as a basis for additional terms and restrictions on **MR. MCCLAIN's** license.

### ***Monitoring***

8. Abstain completely from personal use or possession of drugs, except those prescribed, administered, or dispensed to him by another so authorized by law who has full knowledge of **MR. MCCLAIN's** history. **MR. MCCLAIN** shall self-administer the prescribed drugs only in the manner prescribed.
9. Abstain completely from the use of alcohol or any products containing alcohol.
10. **For a minimum, continuous period of one (1) year immediately prior to requesting reinstatement**, submit, at **MR. MCCLAIN's** expense and on the day selected, blood, breath, hair or urine specimens for drug and/or alcohol analysis at a collection site specified by the Board at such times as the Board may request. Upon and after **MR. MCCLAIN's** initiation of drug screening, refusal to submit such specimen, or failure to submit such specimen on the day he is selected, or in such a manner as the Board may request, shall constitute a violation of a restriction placed on a license for purposes of Section 4723.28(B), ORC. This screening shall require a daily call-in process. The specimens submitted by **MR. MCCLAIN** shall be negative, except for substances prescribed,

administered, or dispensed to him by another so authorized by law who has received a complete copy of this Order prior to prescribing for **MR. MCCLAIN**.

- a. **Prior** to initiating drug screening:
    - i. Provide a copy of this Order to all treating practitioners;
    - ii. Provide to the Board a list of all treating practitioners, including addresses and telephone numbers; and
    - iii. Cause all treating practitioners to complete a medication prescription report for any and all substances prescribed, administered, or dispensed to **MR. MCCLAIN**, **and** submit the report directly to the Board.
  - b. **After** initiating drug screening, be under a **continuing duty** to:
    - i. Provide a copy of this Order, prior to initiating treatment, to additional treating practitioners;
    - ii. Update the list of treating practitioners with the Board within forty-eight (48) hours of being treated by another practitioner;
    - iii. Notify the Board of any and all medication(s) or prescription(s) received within twenty-four (24) hours of release from hospitalization or medical treatment; and
    - iv. Cause all treating practitioners to complete a medication prescription report for any and all substances prescribed, administered, or dispensed to **MR. MCCLAIN** **and** submit the report directly to the Board.
11. **For a minimum, continuous period of one (1) year immediately prior to requesting reinstatement**, attend a minimum of one (1) meeting per week of a support or peer group meeting approved in advance by the Board, or a Twelve Step program, and provide satisfactory documentation of such attendance to the Board prior to reinstatement.

#### ***Reporting Requirements for Suspension Period***

12. Report to the Board, in writing, any violation of this Order within thirty (30) days of the occurrence of the violation.
13. Sign release of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.
14. Submit any and all information that the Board may request regarding **MR.**

**MCCLAIN's** ability to practice nursing according to acceptable and prevailing standards of safe nursing care.

15. Not submit or cause to be submitted any false, misleading, or deceptive statements, information, or documentation to the Board.
16. Submit the reports and documentation required by this Order on forms specified by the Board. All reporting and communications required by this Order shall be sent by email to: [monitoring@nursing.ohio.gov](mailto:monitoring@nursing.ohio.gov) or by mail to:

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17. Verify that the reports and documentation required by this Order are received in the Board office.
18. Inform the Board **within five (5) business days**, in writing, of any change in residential or home address or telephone number.
19. Submit to the Board a completed application for reinstatement on the form provided by the Board.

#### **PROBATIONARY PERIOD**

Following reinstatement, the suspension shall be stayed and **MR. MCCLAIN's** license shall be subject to Probationary Terms and Restrictions for a minimum period of five (5) years.

#### **PROBATIONARY TERMS AND RESTRICTIONS**

**MR. MCCLAIN shall:**

1. Obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. Appear in person for interviews with the Board's designated representative, as requested by the Board or its designee.
3. Submit documentation of his full compliance with the requirements imposed by the Licking County Court of Common Pleas in Case Number 17 CR 01045; 18 CR 00494; and 18 CR 00566.

#### ***Evaluations***

4. **Upon the request of the Board or its designee and within sixty (60) days of**

**that request, at MR. MCCLAIN's** expense, obtain a substance use disorder evaluation by a substance use disorder professional approved by the Board or its designee and, prior to the evaluation, provide the substance use disorder professional with a copy of this Order. **MR. MCCLAIN** shall execute releases to permit the substance use disorder professional to obtain any information deemed appropriate and necessary for the evaluation. The substance use disorder professional shall submit a written opinion to the Board that includes diagnoses, recommendations for treatment and monitoring, any additional restrictions that should be placed on **MR. MCCLAIN's** license, and a statement as to whether **MR. MCCLAIN** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.

5. **If a substance use disorder evaluation is requested,** provide the Board with satisfactory documentation of compliance with all aspects of the treatment plan developed by the substance use disorder professional described above until released. Further, the Board may utilize the professional's recommendations and conclusions from the evaluation as a basis for additional terms and restrictions on **MR. MCCLAIN's** license.

### ***Monitoring***

6. Abstain completely from personal use or possession of drugs, except those prescribed, administered, or dispensed to him by another so authorized by law who has full knowledge of **MR. MCCLAIN's** history. **MR. MCCLAIN** shall self-administer prescribed drugs only in the manner prescribed.
7. Abstain completely from the use of alcohol or any products containing alcohol.
8. Submit, at his expense, and on the day selected, blood, breath, hair or urine specimens for drug and/or alcohol analysis at a collection site specified by the Board at such times as the Board may request. Refusal to submit such specimen, or failure to submit such specimen on the day he is selected, or in such a manner as the Board may request, shall constitute a violation of a restriction placed on a license for purposes of Section 4723.28(B), ORC. This screening shall require a daily call-in process. The specimens submitted by **MR. MCCLAIN** shall be negative, except for substances prescribed, administered, or dispensed to him by another so authorized by law who has received a complete copy of this Order prior to prescribing for **MR. MCCLAIN**.

**MR. MCCLAIN** shall:

- a. Provide a copy of this Order, prior to initiating treatment, to additional treating practitioners;
- b. Update the list of treating practitioners with the Board within forty-eight (48) hours of being treated by another practitioner;

- c. Notify the Board of any and all medication(s) or prescription(s) received within twenty-four (24) hours of release from hospitalization or medical treatment; and
  - d. Cause all treating practitioners to complete a medication prescription report for any and all substances prescribed, administered, or dispensed to **MR. MCCLAIN and** submit the report directly to the Board.
9. Attend a minimum of one (1) meeting per week of a support or peer group meeting approved in advance by the Board, or a Twelve Step program, and provide satisfactory documentation of such attendance to the Board every six (6) months.

### ***Employment Conditions***

10. **Upon the request of the Board or its designee, prior to working in a position where a license to practice nursing is required**, complete and submit satisfactory documentation of completion of a nurse refresher course or an extensive orientation approved in advance by the Board or its designee.
11. **Prior to accepting employment as a nurse**, each time with every employer, notify the Board, in writing. Any period during which **MR. MCCLAIN** does not work in a position within the State of Ohio for which a license to practice nursing is required **shall not count** toward fulfilling the probationary period imposed by this Order.
12. Be under a continuing duty to provide a copy of this Order to any new employer **prior to accepting employment as a nurse**.
13. Have current employer(s), if working in a position where a license to practice nursing is required, submit written reports regarding job performance **on a quarterly basis beginning within thirty (30) days of the effective date of this Order or beginning within thirty (30) days of working in a position as a nurse, whichever is later**.
14. Have current employer(s) send documentation to the Board, along with the first employer report, of receipt of a copy of this Order, including the date this Order was received.

### ***Reporting Requirements for Probationary Period***

15. Report to the Board, in writing, any violation of this Order within thirty (30) days of the occurrence of the violation.
16. Sign release of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.

17. Submit any and all information that the Board may request regarding **MR. MCCLAIN's** ability to practice nursing according to acceptable and prevailing standards of safe nursing care.
18. Not submit or cause to be submitted any false, misleading, or deceptive statements, information, or documentation to the Board or to employers or potential employers.
19. Submit the reports and documentation required by this Order on forms specified by the Board. All reporting and communications required by this Order shall be sent by email to: [monitoring@nursing.ohio.gov](mailto:monitoring@nursing.ohio.gov) or by mail to:

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20. Verify that the reports and documentation required by this Order are received in the Board office.
21. Inform the Board **within five (5) business days**, in writing, of any change in employment status or of any change in residential or home address or telephone number.

### **FAILURE TO COMPLY**

The stay of **MR. MCCLAIN's** suspension shall be lifted and **MR. MCCLAIN's** license to practice nursing as a licensed practical nurse will be automatically suspended if it appears to the Board that **MR. MCCLAIN** has violated or breached any terms or conditions of this Order. Following the automatic suspension, the Board shall notify **MR. MCCLAIN** via certified mail of the specific nature of the charges and automatic suspension of **MR. MCCLAIN's** license. **MR. MCCLAIN** may request a hearing regarding the charges.

### **DURATION**

The Board may only alter the probationary period imposed by this Order if: (1) the Board determines that **MR. MCCLAIN** has complied with all aspects of this Order; and (2) the Board determines that **MR. MCCLAIN** is able to practice nursing according to acceptable and prevailing standards of safe nursing care without Board monitoring, based upon an interview with **MR. MCCLAIN** and review of the reports as required herein.

As indicated above under Employment Conditions, any period during which **MR. MCCLAIN** does not work in a position within the State of Ohio for which a license to practice nursing is required shall not count toward fulfilling the probationary period imposed by this Order.

Motion adopted by a majority vote of the Board members present with Patricia Sharpnack abstaining.

This Order shall become effective immediately and is hereby entered upon the Journal of the Board for the 18th day of November 2021.

Menzie, Anella V., R.N. 480353 (CASE #20-4222)

**Action:** It was moved by Matthew Carle, seconded by Donna Hanly, that the Board record reflect that **MS. MENZIE** was issued a RN license pursuant to HB 197 on a temporary basis, and that license expired March 1, 2021 by operation of law as she had not passed the NCLEX by that date. It was further moved that the Board accept all of the Findings of Fact, Conclusions of Law, and modify the Recommendation in the Hearing Examiner's Report and Recommendation and abstained from taking action in this matter.

The rationale for the modification is as follows: The Board cannot legally impose conditions on a future license application. By abstaining from action, this will allow **MS. MENZIE** to re-apply for a license, with the expectation that **MS. MENZIE** will provide evidence with her application demonstrating her neurological and physical fitness to provide safe nursing care.

Motion adopted by a majority vote of the Board members present with Patricia Sharpnack abstaining.

This Order shall become effective immediately and is hereby entered upon the Journal of the Board for the 18th day of November 2021.

Roch, Christopher J., P.N. 127238 (CASE #20-0146)

**Action:** It was moved by Matthew Carle, seconded by Sandra Beidelschies, that the Board accept all of the Findings of Fact and Conclusions of Law, and modify the Recommendation in the Hearing Examiner's Report and Recommendation, and that **MR. ROCH's** license to practice nursing as a licensed practical nurse in the State of Ohio be suspended for an for an indefinite period of time with the conditions for reinstatement set forth in the Board's May 17, 2013 Order (hereinafter "May 2013 Board Order"), except that he submit one (1) year of clean screens prior to reinstatement rather than six (6) months as stated in the 2013 Board Order, and following reinstatement, **MR. ROCH's** license be subject to probationary terms and restrictions set forth in the 2013 Board Order for a minimum period of two (2) years including the **previously imposed Permanent Narcotic and Permanent Practice Restrictions** set forth below.

The rationale for the modification is the following: The Board in its expertise has determined that based on **MR. ROCH's** additional violation, a longer period of screening prior to reinstatement is necessary to demonstrate that **MR. ROCH** has maintained sobriety and is safe to practice.

### **SUSPENSION OF LICENSE**

**MR. ROCH's** license is suspended for an indefinite period of time.

The Board may reinstate **MR. ROCH's** license if **MR. ROCH** submits a written request for reinstatement and is determined by the Board or its designee to have complied with the Conditions for Reinstatement set forth in this Order, and the 2013 Board Order.

### **CONDITIONS FOR REINSTATEMENT**

**MR. ROCH shall:**

1. Be determined, by the Board or its designee, to be able to practice as a nurse according to acceptable and prevailing standards of safe nursing care based upon an interview and review of the documentation specified in this Order and the 2013 Order.
2. Obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
3. Appear in person for interviews with the Board's designated representative, as requested by the Board or its designee.
4. **Within ninety (90) days immediately prior to requesting reinstatement**, submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of **MR. ROCH**, including a check of Federal Bureau of Investigation (FBI) records, and shall request that BCII submit **MR. ROCH's** criminal records check to the Board. The Board will not consider a request for reinstatement until **MR. ROCH's** completed criminal records check, including the FBI check, is received by the Board.
5. **For a minimum, continuous period of one (1) year immediately prior to requesting reinstatement**, submit to drug and alcohol testing as set forth in Item 9. of the May 2013 Board Order's Conditions for Reinstatement.

### ***Reporting Requirements for Suspension Period***

6. Report to the Board, in writing, any violation of this Order within thirty (30) days of the occurrence of the violation.
7. Sign release of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.
8. Submit any and all information that the Board may request regarding **MR. ROCH's** ability to practice nursing according to acceptable and prevailing standards of safe nursing care.

9. Not submit or cause to be submitted any false, misleading, or deceptive statements, information, or documentation to the Board.
10. Submit the reports and documentation required by this Order on forms specified by the Board. All reporting and communications required by this Order shall be sent by email to: [monitoring@nursing.ohio.gov](mailto:monitoring@nursing.ohio.gov) or by mail to:

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11. Verify that the reports and documentation required by this Order are received in the Board office.
12. Inform the Board **within five (5) business days**, in writing, of any change in residential or home address or telephone number.
13. Submit to the Board a completed application for reinstatement on the form provided by the Board.

### **PROBATIONARY PERIOD**

Following reinstatement, the suspension shall be stayed and **MR. ROCH's** license shall be subject to Probationary Terms and Restrictions for a minimum period of two (2) years.

### **PROBATIONARY TERMS AND RESTRICTIONS**

**MR. ROCH shall:**

1. Obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. Appear in person for interviews with the Board's designated representative, as requested by the Board or its designee.
3. Comply with the Probationary Terms and Restrictions as set forth in the May 2013 Board Order.

***Reporting Requirements for Probationary Period***

4. Report to the Board, in writing, any violation of this Order within thirty (30) days of the occurrence of the violation.

5. Sign release of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.
6. Submit any and all information that the Board may request regarding **MR. ROCH's** ability to practice nursing according to acceptable and prevailing standards of safe nursing care.
7. Not submit or cause to be submitted any false, misleading, or deceptive statements, information, or documentation to the Board or to employers or potential employers.
8. Submit the reports and documentation required by this Order on forms specified by the Board. All reporting and communications required by this Order shall be sent by email to: [monitoring@nursing.ohio.gov](mailto:monitoring@nursing.ohio.gov) or by mail to:

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9. Verify that the reports and documentation required by this Order are received in the Board office.
10. Inform the Board **within five (5) business days**, in writing, of any change in employment status or of any change in residential or home address or telephone number.

### **LICENSE RESTRICTIONS**

**In addition to Probationary Terms and Restrictions, MR. ROCH's license is subject to the following previously imposed License Restrictions:**

#### **Permanent Narcotic Restriction**

**MR. ROCH** shall not administer, have access to, or possess (except as prescribed for **MR. ROCH's** use by another so authorized by law who has full knowledge of **MR. ROCH's** history) any narcotics, other controlled substances, or mood altering drugs. In addition, **MR. ROCH** shall not count narcotics or possess or carry any work keys for locked medication carts, cabinets, drawers, or containers. **MR. ROCH** shall not call in or order prescriptions or prescription refills.

#### **Permanent Practice Restrictions**

**MR. ROCH** shall not practice nursing as a licensed practical nurse (1) for agencies providing home care in the patient's residence; (2) for hospice care programs providing hospice care in the patient's residence; (3) for staffing agencies or pools; (4) as an independent provider where the nurse provides nursing care and is reimbursed for

services by the State of Ohio through State agencies or agents of the State; or (5) for an individual or group of individuals who directly engage **MR. ROCH** to provide nursing services for fees, compensation, or other consideration or as a volunteer.

**MR. ROCH** shall not function in a position or employment where the job duties or requirements involve management of nursing and nursing responsibilities, or supervising and evaluating nursing practice. Such positions include, but are not limited to, the following: Director of Nursing, Assistant Director of Nursing, Nurse Manager, Vice President of Nursing.

### **FAILURE TO COMPLY**

The stay of **MR. ROCH's** suspension shall be lifted and **MR. ROCH's** license to practice nursing as a licensed practical nurse will be automatically suspended if it appears to the Board that **MR. ROCH** has violated or breached any terms or conditions of this Order, or the May 2013 Board Order. Following the automatic suspension, the Board shall notify **MR. ROCH** via certified mail of the specific nature of the charges and automatic suspension of **MR. ROCH's** license. **MR. ROCH** may request a hearing regarding the charges.

### **DURATION**

The Board may only alter the probationary period imposed by this Order if: (1) the Board determines that **MR. ROCH** has complied with all aspects of this Order; and (2) the Board determines that **MR. ROCH** is able to practice nursing according to acceptable and prevailing standards of safe nursing care without Board monitoring, based upon an interview with **MR. ROCH** and review of the reports as required herein.

As indicated above under Employment Conditions, any period during which **MR. ROCH** does not work in a position within the State of Ohio for which a license to practice nursing is required shall not count toward fulfilling the probationary period imposed by this Order.

Motion adopted by a majority vote of the Board members present with Patricia Sharpnack abstaining.

This Order shall become effective immediately and is hereby entered upon the Journal of the Board for the 18th day of November 2021.

Johnson, McKenzie (aka "McKenzie Faust"), R.N. 405851 (CASE #19-0084)

**Action:** It was moved by Donna Hanly, seconded by Nancymarie Phillips, that the Board modify Finding of Fact # 1 to reflect, in sentence one, "and 4 mg (2 – 2mg/2mL vials) of Midazolam via IV Push at 01:05", which appears to have been omitted by typographical error.

It was further moved that the Board accept all remaining Findings of Fact, Conclusions of Law, and the Recommendation in the Hearing Examiner's Report and

Recommendation and that Ms. Johnson violated Ohio law as set forth in the March 2019 Notice, Item 1.a. It was further moved that:

**MS. JOHNSON shall:**

1. **Prior to her next licensure renewal**, successfully complete and submit satisfactory documentation of successful completion of the following continuing education, or other comparable course(s) approved in advance by the Board or its designee: Medication Administration; Palliative and/or Comfort Care; Nursing Ethics; Critical Thinking; and Ohio Nursing Law and Rules. Continuing education required by this Order **does not meet the continuing education requirements for license renewal.**

Sandra Beidelschies and Erin Keels voted no. Motion adopted by a majority vote of the Board members present with Patricia Sharpnack abstaining.

This Order shall become effective immediately and is hereby entered upon the Journal of the Board for the 18th day of November 2021.

Vretenar, Raina Ann (aka "Raina Hone"), R.N. 351152, APRN-CNP 023199 (CASE #19-0082)

**Action:** It was moved by Matthew Carle, seconded by Donna Hanly, that the Board accept all of the Findings of Fact, Conclusions of Law, and modify the Recommendation in the Hearing Examiner's Report and Recommendation and that **MS. VRETENAR's** license to practice nursing as a registered nurse be **REPRIMANDED**.

The rationale for the modification is as follows: The Board has determined that a reprimand on **MS. VRETENAR's** nursing license and additional continuing education is necessary based on **MS. VRETENAR's** failure to practice in accordance with acceptable and prevailing standards of safe nursing care, including the lack of indication for the administration of the high dose of Fentanyl. Further, **MS. VRETENAR** has already renewed her license through October 31, 2023, and completing this education in a more timely manner would be more meaningful and better serve the interest of public protection.

**MS. VRETENAR shall:**

1. **Within six (6) months of the effective date of this Order**, successfully complete and submit satisfactory documentation of successful completion of the following continuing education, or other comparable course(s) approved in advance by the Board or its designee: Medication Administration; Palliative and/or Comfort Care; Nursing Ethics; Critical Thinking; and Ohio Nursing Law and Rules. Continuing education required by this Order **does not meet the continuing education requirements for license renewal.**

Joanna Ridgeway voted no. Motion adopted by a majority vote of the Board members present with Patricia Sharpnack abstaining.

This Order shall become effective immediately and is hereby entered upon the Journal of the Board for the 18th day of November 2021.

### **NO REQUEST FOR HEARING**

Null, Mary E. (aka "Mary Dutton"), P.N. 098658 (CASE #21-1933)

**Action:** It was moved by Donna Hanly, seconded by Erin Keels, that upon consideration of the charges stated against **MARY E. NULL** in the Notice of Opportunity for Hearing (Notice) and evidence supporting the charges, the Board find that **MS. NULL** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice, and that **MS. NULL's** license to practice nursing as a licensed practical nurse be suspended for an indefinite period of time with the conditions for reinstatement set forth below.

### **SUSPENSION OF LICENSE**

**MS. NULL's** license is suspended for an indefinite period of time.

The Board may reinstate **MS. NULL's** license if **MS. NULL** submits a written request for reinstatement and is determined by the Board or its designee to have complied with the Conditions for Reinstatement.

### **CONDITIONS FOR REINSTATEMENT**

**MS. NULL shall:**

1. Be determined, by the Board or its designee, to be able to practice as a nurse according to acceptable and prevailing standards of safe nursing care based upon an interview and review of the documentation specified in this Order.
2. Obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
3. Appear in person for interviews with the Board's designated representative, as requested by the Board or its designee.
4. **Within ninety (90) days immediately prior to requesting reinstatement**, submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of **MS. NULL**, including a check of Federal Bureau of Investigation (FBI) records, and shall request that BCII submit **MS. NULL's** criminal records check to the Board. The Board will not consider a request for reinstatement until **MS. NULL's** completed criminal records check, including the FBI check, is received by the Board.
5. Submit documentation of her full compliance with the terms and conditions imposed by the Findings of Fact, Conclusions of Law, and Order issued by the Board of Nursing of the State of North Dakota, dated April 22, 2021, and that her

North Dakota license is current, valid, and unrestricted.

6. **Upon the request of the Board or its designee, prior to working in a position where a license to practice nursing is required**, complete and submit satisfactory documentation of completion of a nurse refresher course or an extensive orientation approved in advance by the Board or its designee.

***Reporting Requirements for Suspension Period***

7. Report to the Board, in writing, any violation of this Order within thirty (30) days of the occurrence of the violation.
8. Sign release of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.
9. Submit any and all information that the Board may request regarding **MS. NULL's** ability to practice nursing according to acceptable and prevailing standards of safe nursing care.
10. Not submit or cause to be submitted any false, misleading, or deceptive statements, information, or documentation to the Board.
11. Submit the reports and documentation required by this Order on forms specified by the Board. All reporting and communications required by this Order shall be sent by email to: [monitoring@nursing.ohio.gov](mailto:monitoring@nursing.ohio.gov) or by mail to:

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12. Verify that the reports and documentation required by this Order are received in the Board office.
13. Inform the Board **within five (5) business days**, in writing, of any change in residential or home address or telephone number.
14. Submit to the Board a completed application for reinstatement on the form provided by the Board.

Motion adopted by a majority vote of the Board members present with Patricia Sharpnack abstaining.

This Order shall become effective immediately and is hereby entered upon the Journal of the Board for the 18th day of November 2021.

Hall, Nicholas P., P.N. 146130 (CASE #20-6073)

**Action:** It was moved by Donna Hanly, seconded by Erin Keels, that upon consideration of the charges stated against **NICHOLAS P. HALL** in the Notice of Opportunity for Hearing (Notice) and evidence supporting the charges, the Board find that **MR. HALL** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice, and that **MR. HALL's** license to practice nursing as a licensed practical nurse be suspended for an indefinite period of time with the conditions for reinstatement set forth below.

### **SUSPENSION OF LICENSE**

**MR. HALL's** license is suspended for an indefinite period of time.

The Board may reinstate **MR. HALL's** license if **MR. HALL** submits a written request for reinstatement and is determined by the Board or its designee to have complied with the Conditions for Reinstatement.

### **CONDITIONS FOR REINSTATEMENT**

**MR. HALL shall:**

1. Be determined, by the Board or its designee, to be able to practice as a nurse according to acceptable and prevailing standards of safe nursing care based upon an interview and review of the documentation specified in this Order.
2. Obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
3. Appear in person for interviews with the Board's designated representative, as requested by the Board or its designee.
4. **Within ninety (90) days immediately prior to requesting reinstatement**, submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of **MR. HALL**, including a check of Federal Bureau of Investigation (FBI) records, and shall request that BCII submit **MR. HALL's** criminal records check to the Board. The Board will not consider a request for reinstatement until **MR. HALL's** completed criminal records check, including the FBI check, is received by the Board.
5. Submit documentation of his full compliance with the terms and conditions imposed by the Decision issued by the Board of Registered Nursing, Department of Consumer Affairs, State of California, dated November 18, 2020, and that his California license is current, valid, and unrestricted.
6. **Upon the request of the Board or its designee, prior to working in a position where a license to practice nursing is required**, complete and

submit satisfactory documentation of completion of a nurse refresher course or an extensive orientation approved in advance by the Board or its designee.

***Reporting Requirements for Suspension Period***

7. Report to the Board, in writing, any violation of this Order within thirty (30) days of the occurrence of the violation.
8. Sign release of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.
9. Submit any and all information that the Board may request regarding **MR. HALL's** ability to practice nursing according to acceptable and prevailing standards of safe nursing care.
10. Not submit or cause to be submitted any false, misleading, or deceptive statements, information, or documentation to the Board.
11. Submit the reports and documentation required by this Order on forms specified by the Board. All reporting and communications required by this Order shall be sent by email to: [monitoring@nursing.ohio.gov](mailto:monitoring@nursing.ohio.gov) or by mail to:

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12. Verify that the reports and documentation required by this Order are received in the Board office.
13. Inform the Board **within five (5) business days**, in writing, of any change in residential or home address or telephone number.
14. Submit to the Board a completed application for reinstatement on the form provided by the Board.

Motion adopted by a majority vote of the Board members present with Patricia Sharpnack abstaining.

This Order shall become effective immediately and is hereby entered upon the Journal of the Board for the 18th day of November 2021.

Neale, Georgienne C. (aka "Georgienne Castle"), R.N. 109889 (CASE #21-1946)

**Action:** It was moved by Donna Hanly, seconded by Erin Keels, that upon consideration of the charges stated against **GEORGIENNE C. NEALE** in the Notice and evidence supporting the charges, the Board find that **MS. NEALE** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the

Notice, and that **MS. NEALE's** license to practice nursing as a registered nurse be suspended for an indefinite period of time with the conditions for reinstatement set forth below.

### **SUSPENSION OF LICENSE**

**MS. NEALE's** license is suspended for an indefinite period of time.

The Board may reinstate **MS. NEALE's** license if **MS. NEALE** submits a written request for reinstatement and is determined by the Board or its designee to have complied with the Conditions for Reinstatement.

### **CONDITIONS FOR REINSTATEMENT**

**MS. NEALE shall:**

1. Be determined, by the Board or its designee, to be able to practice as a nurse according to acceptable and prevailing standards of safe nursing care based upon an interview and review of the documentation specified in this Order.
2. Obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
3. Appear in person for interviews with the Board's designated representative, as requested by the Board or its designee.
4. **Within ninety (90) days immediately prior to requesting reinstatement**, submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of **MS. NEALE**, including a check of Federal Bureau of Investigation (FBI) records, and shall request that BCII submit **MS. NEALE's** criminal records check to the Board. The Board will not consider a request for reinstatement until **MS. NEALE's** completed criminal records check, including the FBI check, is received by the Board.
5. Submit documentation of her full compliance with the terms and conditions imposed by the Ratification and Order issued by the Virginia Board of Nursing, dated April 9, 2021, and that her Virginia nursing license is current, valid and unrestricted.
6. **Upon the request of the Board or its designee, prior to working in a position where a license to practice nursing is required**, complete and submit satisfactory documentation of completion of a nurse refresher course or an extensive orientation approved in advance by the Board or its designee.

### ***Reporting Requirements for Suspension Period***

7. Report to the Board, in writing, any violation of this Order within thirty (30) days of

the occurrence of the violation.

8. Sign release of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.
9. Submit any and all information that the Board may request regarding **MS. NEALE's** ability to practice nursing according to acceptable and prevailing standards of safe nursing care.
10. Not submit or cause to be submitted any false, misleading, or deceptive statements, information, or documentation to the Board.
11. Submit the reports and documentation required by this Order on forms specified by the Board. All reporting and communications required by this Order shall be sent by email to: [monitoring@nursing.ohio.gov](mailto:monitoring@nursing.ohio.gov) or by mail to:

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12. Verify that the reports and documentation required by this Order are received in the Board office.
13. Inform the Board **within five (5) business days**, in writing, of any change in residential or home address or telephone number.
14. Submit to the Board a completed application for reinstatement on the form provided by the Board.

Motion adopted by a majority vote of the Board members present with Patricia Sharpnack abstaining.

This Order shall become effective immediately and is hereby entered upon the Journal of the Board for the 18th day of November 2021.

Wirth, Christina H., R.N. 380746 (CASE #20-4637)

**Action:** It was moved by Donna Hanly, seconded by Erin Keels, that upon consideration of the charges stated against **CHRISTINA H. WIRTH** in the Notice of Opportunity for Hearing (Notice) and evidence supporting the charges, the Board find that **MS. WIRTH** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice, and that **MS. WIRTH's** license to practice nursing as a registered nurse be suspended and that the suspension is stayed subject to the probationary terms and restrictions set forth below for a minimum period of one (1) year including the **Temporary Practice Restrictions, unless otherwise approved in advance**, set forth below.

## PROBATIONARY PERIOD

**MS. WIRTH's** license shall be subject to Probationary Terms and Restrictions for a minimum period of one (1) year.

## PROBATIONARY TERMS AND RESTRICTIONS

**MS. WIRTH shall:**

1. Obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. Appear in person for interviews with the Board's designated representative, as requested by the Board or its designee.
3. Submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of **MS. WIRTH**, including a check of Federal Bureau of Investigation (FBI) records, and shall request that BCII submit **MS. WIRTH's** criminal records check to the Board. **MS. WIRTH's** completed criminal records check, including the FBI check, must be received by the Board **within ninety (90) days following the effective date of this Order.**

### *Educational Requirements*

4. **Within six (6) months of the effective date of this Order**, successfully complete and submit satisfactory documentation of successful completion of the following continuing education, or other comparable course(s) approved in advance by the Board or its designee: Five (5) hours Boundaries, five (5) hours Professional Accountability and Legal Liability, five (5) hours Critical Thinking and two (2) hours Ohio Nursing Law and Rules. Continuing education required by this Order **does not meet the continuing education requirements for license renewal.**

### *Evaluation*

5. **Within ninety (90) days of the effective date of this Order**, at **MS. WIRTH's** expense, obtain a mental health evaluation from a mental health professional approved by the Board or its designee and, prior to the evaluation, provide the mental health professional with a copy of this Order and the Notice. **MS. WIRTH** shall execute releases to permit the mental health professional to obtain any information deemed appropriate and necessary for the evaluation. The mental health professional shall submit a written opinion to the Board that includes diagnoses, recommendations for treatment and monitoring, any additional restrictions that should be placed on **MS. WIRTH's** license, and a statement as to whether **MS. WIRTH** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.

6. Provide the Board with satisfactory documentation of compliance with all aspects of the treatment plan developed by the mental health professional described above until released. Further, the Board may utilize the mental health professional's recommendations and conclusions from the evaluation as a basis for additional terms and restrictions on **MS. WIRTH's** license.

### ***Employment Conditions***

7. **Upon the request of the Board or its designee, prior to working in a position where a license to practice nursing is required**, complete and submit satisfactory documentation of completion of a nurse refresher course or an extensive orientation approved in advance by the Board or its designee.
8. **Prior to accepting employment as a nurse**, each time with every employer, notify the Board, in writing. Any period during which **MS. WIRTH** does not work in a position within the State of Ohio for which a license to practice nursing is required **shall not count** toward fulfilling the probationary period imposed by this Order.
9. **Within fifteen (15) days of the effective date of this Order**, provide her current employer(s) with a copy of this Order, if working in a position in which a license to practice as a nurse is required. **MS. WIRTH** is under a continuing duty to provide a copy of this Order to any new employer **prior to accepting employment as a nurse**.
10. Have current employer(s), if working in a position where a license to practice nursing is required, submit written reports regarding job performance **on a quarterly basis beginning within thirty (30) days of the effective date of this Order or beginning within thirty (30) days of working in a position as a nurse, whichever is later**.
11. Have current employer(s) send documentation to the Board, along with the first employer report, of receipt of a copy of this Order, including the date this Order was received.

### ***Reporting Requirements for Probationary Period***

12. Report to the Board, in writing, any violation of this Order within thirty (30) days of the occurrence of the violation.
13. Sign release of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.
14. Submit any and all information that the Board may request regarding **MS. WIRTH's** ability to practice nursing according to acceptable and prevailing standards of safe nursing care.

15. Not submit or cause to be submitted any false, misleading, or deceptive statements, information, or documentation to the Board or to employers or potential employers.
16. Submit the reports and documentation required by this Order on forms specified by the Board. All reporting and communications required by this Order shall be sent by email to: [monitoring@nursing.ohio.gov](mailto:monitoring@nursing.ohio.gov) or by mail to:

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17. Verify that the reports and documentation required by this Order are received in the Board office.
18. Inform the Board **within five (5) business days**, in writing, of any change in employment status or of any change in residential or home address or telephone number.

### **LICENSE RESTRICTIONS**

**In addition to Probationary Terms and Restrictions, MS. WIRTH's license is subject to the following License Restrictions:**

#### **Temporary Practice Restrictions**

**Unless otherwise approved in advance, in writing, by the Board or its designee, MS. WIRTH shall not practice nursing as a registered nurse (1) in a patient's residence; (2) for staffing agencies or pools; (3) for an individual or group of individuals who directly engage MS. WIRTH to provide nursing services for fees, compensation, or other consideration or who engage MS. WIRTH as a volunteer; or (4) as an independent contractor or for *locum tenens* assignments.**

**Unless otherwise approved in advance, in writing, by the Board or its designee, MS. WIRTH shall not function in a position or employment where the job duties or requirements involve management of nursing and nursing responsibilities, or supervising and evaluating nursing practice. Such positions include, but are not limited to, the following: Director of Nursing, Assistant Director of Nursing, Nurse Manager, Vice President of Nursing.**

#### **FAILURE TO COMPLY**

The stay of **MS. WIRTH's** suspension shall be lifted and **MS. WIRTH's** license to practice nursing as a registered nurse will be automatically suspended if it appears to the Board that **MS. WIRTH** has violated or breached any terms or conditions of this

Order. Following the automatic suspension, the Board shall notify **MS. WIRTH** via certified mail of the specific nature of the charges and automatic suspension of **MS. WIRTH's** license. **MS. WIRTH** may request a hearing regarding the charges.

### **DURATION**

The Board may only alter the probationary period imposed by this Order if: (1) the Board determines that **MS. WIRTH** has complied with all aspects of this Order; and (2) the Board determines that **MS. WIRTH** is able to practice nursing according to acceptable and prevailing standards of safe nursing care without Board monitoring, based upon an interview with **MS. WIRTH** and review of the reports as required herein.

As indicated above under Employment Conditions, any period during which **MS. WIRTH** does not work in a position within the State of Ohio for which a license to practice nursing is required shall not count toward fulfilling the probationary period imposed by this Order.

Motion adopted by a majority vote of the Board members present with Patricia Sharpnack abstaining.

This Order shall become effective immediately and is hereby entered upon the Journal of the Board for the 18th day of November 2021.

Faulkner, Pamela Grace, R.N. 469976 (CASE #21-2066)

**Action:** It was moved by Donna Hanly, seconded by Erin Keels, that upon consideration of the charges stated against **PAMELA GRACE FAULKNER** in the Notice of Opportunity for Hearing (Notice) and evidence supporting the charges, the Board find that **MS. FAULKNER** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice, and that **MS. FAULKNER's** license to practice nursing as a registered nurse be suspended for an indefinite period of time with the conditions for reinstatement set forth below.

### **SUSPENSION OF LICENSE**

**MS. FAULKNER's** license is suspended for an indefinite period of time.

The Board may reinstate **MS. FAULKNER's** license if **MS. FAULKNER** submits a written request for reinstatement and is determined by the Board or its designee to have complied with the Conditions for Reinstatement.

### **CONDITIONS FOR REINSTATEMENT**

**MS. FAULKNER shall:**

1. Be determined, by the Board or its designee, to be able to practice as a nurse according to acceptable and prevailing standards of safe nursing care based upon an interview and review of the documentation specified in this Order.

2. Obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
3. Appear in person for interviews with the Board's designated representative, as requested by the Board or its designee.
4. **Within ninety (90) days immediately prior to requesting reinstatement**, submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of **MS. FAULKNER**, including a check of Federal Bureau of Investigation (FBI) records, and shall request that BCII submit **MS. FAULKNER's** criminal records check to the Board. The Board will not consider a request for reinstatement until **MS. FAULKNER's** completed criminal records check, including the FBI check, is received by the Board.
5. Submit documentation of her full compliance with the terms and conditions imposed by the Published Consent Order issued by the State of North Carolina Board of Nursing, dated May 4, 2021, and that her North Carolina license is current, valid, and unrestricted.
6. **Upon the request of the Board or its designee, prior to working in a position where a license to practice nursing is required**, complete and submit satisfactory documentation of completion of a nurse refresher course or an extensive orientation approved in advance by the Board or its designee.

***Reporting Requirements for Suspension Period***

7. Report to the Board, in writing, any violation of this Order within thirty (30) days of the occurrence of the violation.
8. Sign release of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.
9. Submit any and all information that the Board may request regarding **MS. FAULKNER's** ability to practice nursing according to acceptable and prevailing standards of safe nursing care.
10. Not submit or cause to be submitted any false, misleading, or deceptive statements, information, or documentation to the Board.
11. Submit the reports and documentation required by this Order on forms specified by the Board. All reporting and communications required by this Order shall be sent by email to: [monitoring@nursing.ohio.gov](mailto:monitoring@nursing.ohio.gov) or by mail to:

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12. Verify that the reports and documentation required by this Order are received in the Board office.
13. Inform the Board **within five (5) business days**, in writing, of any change in residential or home address or telephone number.
14. Submit to the Board a completed application for reinstatement on the form provided by the Board.

Motion adopted by a majority vote of the Board members present with Patricia Sharpnack abstaining.

This Order shall become effective immediately and is hereby entered upon the Journal of the Board for the 18th day of November 2021.

Brooks, Melodie A. (aka "Melodie Nutter"), R.N. 208529 (CASE #20-5773)

**Action:** It was moved by Erin Keels, seconded by Donna Hanly, that upon consideration of the charges stated against **MELODIE A. BROOKS** in the Notice of Opportunity for Hearing (Notice) and evidence supporting the charges, the Board find that **MS. BROOKS** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice, and that **MS. BROOKS's** license to practice nursing as a registered nurse be suspended for an indefinite period of time with the conditions for reinstatement set forth below, and following reinstatement, **MS. BROOKS's** license to practice nursing as a registered nurse shall be subject to a stayed suspension under the probationary terms and restrictions set forth below for a minimum period of two (2) years including the **Temporary Practice Restrictions**, set forth below.

**SUSPENSION OF LICENSE**

**MS. BROOKS's** license is suspended for an indefinite period of time.

The Board may reinstate **MS. BROOKS's** license if **MS. BROOKS** submits a written request for reinstatement and is determined by the Board or its designee to have complied with the Conditions for Reinstatement.

## **CONDITIONS FOR REINSTATEMENT**

### **MS. BROOKS shall:**

1. Be determined, by the Board or its designee, to be able to practice as a nurse according to acceptable and prevailing standards of safe nursing care based upon an interview and review of the documentation specified in this Order.
2. Obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
3. Appear in person for interviews with the Board's designated representative, as requested by the Board or its designee.
4. **Within ninety (90) days immediately prior to requesting reinstatement, submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of MS. BROOKS, including a check of Federal Bureau of Investigation (FBI) records, and shall request that BCII submit MS. BROOKS's criminal records check to the Board. The Board will not consider a request for reinstatement until MS. BROOKS's completed criminal records check, including the FBI check, is received by the Board.**

### ***Educational Requirements***

5. Successfully complete and submit satisfactory documentation of successful completion of the following continuing education, or other comparable course(s) approved in advance by the Board or its designee: five (5) hours Ethics, five (5) hours Critical Thinking, five (5) hours Professional Accountability and Legal Liability, and two (2) hours Ohio Nursing Law and Rules. Continuing education required by this Order **does not meet the continuing education requirements for license renewal.**

### ***Reporting Requirements for Suspension Period***

6. Report to the Board, in writing, any violation of this Order within thirty (30) days of the occurrence of the violation.
7. Sign release of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.
8. Submit any and all information that the Board may request regarding **MS. BROOKS's** ability to practice nursing according to acceptable and prevailing standards of safe nursing care.
9. Not submit or cause to be submitted any false, misleading, or deceptive statements, information, or documentation to the Board.

10. Submit the reports and documentation required by this Order on forms specified by the Board. All reporting and communications required by this Order shall be sent by email to: [monitoring@nursing.ohio.gov](mailto:monitoring@nursing.ohio.gov) or by mail to:

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11. Verify that the reports and documentation required by this Order are received in the Board office.
12. Inform the Board **within five (5) business days**, in writing, of any change in residential or home address or telephone number.
13. Submit to the Board a completed application for reinstatement on the form provided by the Board.

### **PROBATIONARY PERIOD**

Following reinstatement, the suspension shall be stayed and **MS. BROOKS's** license shall be subject to Probationary Terms and Restrictions for a minimum period of two (2) years.

### **PROBATIONARY TERMS AND RESTRICTIONS**

#### **MS. BROOKS shall:**

1. Obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. Appear in person for interviews with the Board's designated representative, as requested by the Board or its designee.

#### ***Employment Conditions***

3. **Upon the request of the Board or its designee, prior to working in a position where a license to practice nursing is required**, complete and submit satisfactory documentation of completion of a nurse refresher course or an extensive orientation approved in advance by the Board or its designee.
4. **Prior to accepting employment as a nurse**, each time with every employer, notify the Board, in writing. Any period during which **MS. BROOKS** does not work in a position within the State of Ohio for which a license to practice nursing is required **shall not count** toward fulfilling the probationary period imposed by this Order.

5. Be under a continuing duty to provide a copy of this Order to any new employer **prior to accepting employment as a nurse.**
6. Have current employer(s), if working in a position where a license to practice nursing is required, submit written reports regarding job performance **on a quarterly basis beginning within thirty (30) days of the effective date of this Order or beginning within thirty (30) days of working in a position as a nurse, whichever is later.**
7. Have current employer(s) send documentation to the Board, along with the first employer report, of receipt of a copy of this Order, including the date this Order was received.

***Reporting Requirements for Probationary Period***

8. Report to the Board, in writing, any violation of this Order within thirty (30) days of the occurrence of the violation.
9. Sign release of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.
10. Submit any and all information that the Board may request regarding **MS. BROOKS's** ability to practice nursing according to acceptable and prevailing standards of safe nursing care.
11. Not submit or cause to be submitted any false, misleading, or deceptive statements, information, or documentation to the Board or to employers or potential employers.
12. Submit the reports and documentation required by this Order on forms specified by the Board. All reporting and communications required by this Order shall be sent by email to: [monitoring@nursing.ohio.gov](mailto:monitoring@nursing.ohio.gov) or by mail to:

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13. Verify that the reports and documentation required by this Order are received in the Board office.
14. Inform the Board **within five (5) business days**, in writing, of any change in employment status or of any change in residential or home address or telephone number.

**LICENSE RESTRICTIONS**

**In addition to Probationary Terms and Restrictions, MS. BROOKS's license is subject to the following License Restrictions:**

**Temporary Practice Restrictions**

**MS. BROOKS** shall not practice nursing as a registered nurse (1) in a patient's residence; (2) for staffing agencies or pools; (3) for an individual or group of individuals who directly engage **MS. BROOKS** to provide nursing services for fees, compensation, or other consideration or who engage **MS. BROOKS** as a volunteer; or (4) as an independent contractor or for *locum tenens* assignments.

**MS. BROOKS** shall not function in a position or employment where the job duties or requirements involve management of nursing and nursing responsibilities, or supervising and evaluating nursing practice. Such positions include, but are not limited to, the following: Director of Nursing, Assistant Director of Nursing, Nurse Manager, Vice President of Nursing.

**FAILURE TO COMPLY**

The stay of **MS. BROOKS's** suspension shall be lifted and **MS. BROOKS's** license to practice nursing as a registered nurse will be automatically suspended if it appears to the Board that **MS. BROOKS** has violated or breached any terms or conditions of this Order. Following the automatic suspension, the Board shall notify **MS. BROOKS** via certified mail of the specific nature of the charges and automatic suspension of **MS. BROOKS's** license. **MS. BROOKS** may request a hearing regarding the charges.

**DURATION**

The Board may only alter the probationary period imposed by this Order if: (1) the Board determines that **MS. BROOKS** has complied with all aspects of this Order; and (2) the Board determines that **MS. BROOKS** is able to practice nursing according to acceptable and prevailing standards of safe nursing care without Board monitoring, based upon an interview with **MS. BROOKS** and review of the reports as required herein.

As indicated above under Employment Conditions, any period during which **MS. BROOKS** does not work in a position within the State of Ohio for which a license to practice nursing is required shall not count toward fulfilling the probationary period imposed by this Order.

Motion adopted by a majority vote of the Board members present with Patricia Sharpnack abstaining.

This Order shall become effective immediately and is hereby entered upon the Journal of the Board for the 18th day of November 2021.

Weldon, Winter, R.N. 267142 (CASE #21-2502)

**Action:** It was moved by Erin Keels, seconded by Nancymarie Phillips, that upon consideration of the charges stated against **WINTER WELDON** in the Notice of Opportunity for Hearing (Notice) and evidence supporting the charges, the Board find that **MS. WELDON** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice, and that **MS. WELDON's** license to practice nursing as a registered nurse be suspended for an indefinite period of time with the conditions for reinstatement set forth below.

**SUSPENSION OF LICENSE**

**MS. WELDON's** license is suspended for an indefinite period of time.

The Board may reinstate **MS. WELDON's** license if **MS. WELDON** submits a written request for reinstatement and is determined by the Board or its designee to have complied with the Conditions for Reinstatement.

**CONDITIONS FOR REINSTATEMENT**

**MS. WELDON shall:**

1. Be determined, by the Board or its designee, to be able to practice as a nurse according to acceptable and prevailing standards of safe nursing care based upon an interview and review of the documentation specified in this Order.
2. Obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
3. Appear in person for interviews with the Board's designated representative, as requested by the Board or its designee.
4. **Within ninety (90) days immediately prior to requesting reinstatement**, submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of **MS. WELDON**, including a check of Federal Bureau of Investigation (FBI) records, and shall request that BCII submit **MS. WELDON's** criminal records check to the Board. The Board will not consider a request for reinstatement until **MS. WELDON's** completed criminal records check, including the FBI check, is received by the Board.
5. Submit documentation of her full compliance with the terms and conditions imposed by the Decision and Order issued by the Board of Registered Nursing, Department of Consumer Affairs, State of California, dated May 27, 2021, and that her California license is current, valid, and unrestricted.
6. **Upon the request of the Board or its designee, prior to working in a position where a license to practice nursing is required**, complete and submit satisfactory documentation of completion of a nurse refresher course or an extensive orientation approved in advance by the Board or its designee.

***Reporting Requirements for Suspension Period***

7. Report to the Board, in writing, any violation of this Order within thirty (30) days of the occurrence of the violation.
8. Sign release of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.
9. Submit any and all information that the Board may request regarding **MS. WELDON's** ability to practice nursing according to acceptable and prevailing standards of safe nursing care.
10. Not submit or cause to be submitted any false, misleading, or deceptive statements, information, or documentation to the Board.
11. Submit the reports and documentation required by this Order on forms specified by the Board. All reporting and communications required by this Order shall be sent by email to: [monitoring@nursing.ohio.gov](mailto:monitoring@nursing.ohio.gov) or by mail to:

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12. Verify that the reports and documentation required by this Order are received in the Board office.
13. Inform the Board **within five (5) business days**, in writing, of any change in residential or home address or telephone number.
14. Submit to the Board a completed application for reinstatement on the form provided by the Board.

Motion adopted by a majority vote of the Board members present with Patricia Sharpnack abstaining.

This Order shall become effective immediately and is hereby entered upon the Journal of the Board for the 18th day of November 2021.

Peters, Angela Patrice, P.N. 158844 (CASE #20-0290)

**Action:** It was moved by Erin Keels, seconded by Nancymarie Phillips, that upon consideration of the charges stated against **ANGELA PATRICE PETERS** in the Notice of Opportunity for Hearing (Notice) and evidence supporting the charges, the Board find that **MS. PETERS** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice, and that **MS. PETERS's** license to

practice nursing as a licensed practical nurse be suspended and that the suspension is stayed subject to the probationary terms and restrictions set forth below for a minimum period of one (1) year including the **Permanent Practice Restrictions**, set forth below.

### **PROBATIONARY PERIOD**

**MS. PETERS's** license shall be subject to Probationary Terms and Restrictions for a minimum period of one (1) year.

### **PROBATIONARY TERMS AND RESTRICTIONS**

**MS. PETERS shall:**

1. Obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. Appear in person for interviews with the Board's designated representative, as requested by the Board or its designee.
3. Submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of **MS. PETERS**, including a check of Federal Bureau of Investigation (FBI) records, and shall request that BCII submit **MS. PETERS's** criminal records check to the Board. **MS. PETERS's** completed criminal records check, including the FBI check, must be received by the Board **within ninety (90) days following the effective date of this Order**.
4. **Within six (6) months of the effective date of this Order**, pay a fine of five hundred dollars (\$500.00), payable online by credit or debit card.

### ***Educational Requirements***

5. **Within six (6) months of the effective date of this Order**, successfully complete and submit satisfactory documentation of successful completion of the following continuing education, or other comparable course(s) approved in advance by the Board or its designee: Five (5) hours Documentation, five (5) hours Ethics, five (5) hours Professional Accountability and Legal Liability, and two (2) hours Ohio Nursing Law and Rules. Continuing education required by this Order **does not meet the continuing education requirements for license renewal**.

### ***Employment Conditions***

6. **Upon the request of the Board or its designee, prior to working in a position where a license to practice nursing is required**, complete and submit satisfactory documentation of completion of a nurse refresher course or an extensive orientation approved in advance by the Board or its designee.

7. **Prior to accepting employment as a nurse**, each time with every employer, notify the Board, in writing. Any period during which **MS. PETERS** does not work in a position within the State of Ohio for which a license to practice nursing is required **shall not count** toward fulfilling the probationary period imposed by this Order.
8. **Within fifteen (15) days of the effective date of this Order**, provide her current employer(s) with a copy of this Order, if working in a position in which a license to practice as a nurse is required. **MS. PETERS** is under a continuing duty to provide a copy of this Order to any new employer **prior to accepting employment as a nurse**.
9. Have current employer(s), if working in a position where a license to practice nursing is required, submit written reports regarding job performance **on a quarterly basis beginning within thirty (30) days of the effective date of this Order or beginning within thirty (30) days of working in a position as a nurse, whichever is later**.
10. Have current employer(s) send documentation to the Board, along with the first employer report, of receipt of a copy of this Order, including the date this Order was received.

***Reporting Requirements for Probationary Period***

11. Report to the Board, in writing, any violation of this Order within thirty (30) days of the occurrence of the violation.
12. Sign release of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.
13. Submit any and all information that the Board may request regarding **MS. PETERS's** ability to practice nursing according to acceptable and prevailing standards of safe nursing care.
14. Not submit or cause to be submitted any false, misleading, or deceptive statements, information, or documentation to the Board or to employers or potential employers.
15. Submit the reports and documentation required by this Order on forms specified by the Board. All reporting and communications required by this Order shall be sent by email to: [monitoring@nursing.ohio.gov](mailto:monitoring@nursing.ohio.gov) or by mail to:

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16. Verify that the reports and documentation required by this Order are received in the Board office.
17. Inform the Board **within five (5) business days**, in writing, of any change in employment status or of any change in residential or home address or telephone number.

### **LICENSE RESTRICTIONS**

**In addition to Probationary Terms and Restrictions, MS. PETERS's license is subject to the following License Restrictions:**

#### **Permanent Practice Restrictions**

**MS. PETERS** shall not practice nursing as a licensed practical nurse (1) in a patient's residence; (2) for staffing agencies or pools; (3) for an individual or group of individuals who directly engage **MS. PETERS** to provide nursing services for fees, compensation, or other consideration or who engage **MS. PETERS** as a volunteer; or (4) as an independent contractor or for *locum tenens* assignments.

**MS. PETERS** shall not function in a position or employment where the job duties or requirements involve management of nursing and nursing responsibilities. Such positions include, but are not limited to, the following: Director of Nursing, Assistant Director of Nursing, Nurse Manager, Vice President of Nursing.

#### **FAILURE TO COMPLY**

The stay of **MS. PETERS's** suspension shall be lifted and **MS. PETERS's** license to practice nursing as a licensed practical nurse will be automatically suspended if it appears to the Board that **MS. PETERS** has violated or breached any terms or conditions of this Order. Following the automatic suspension, the Board shall notify **MS. PETERS** via certified mail of the specific nature of the charges and automatic suspension of **MS. PETERS's** license. **MS. PETERS** may request a hearing regarding the charges.

#### **DURATION**

The Board may only alter the probationary period imposed by this Order if: (1) the Board determines that **MS. PETERS** has complied with all aspects of this Order; and (2) the Board determines that **MS. PETERS** is able to practice nursing according to acceptable and prevailing standards of safe nursing care without Board monitoring, based upon an interview with **MS. PETERS** and review of the reports as required herein.

As indicated above under Employment Conditions, any period during which **MS. PETERS** does not work in a position within the State of Ohio for which a license to

practice nursing is required shall not count toward fulfilling the probationary period imposed by this Order.

Motion adopted by a majority vote of the Board members present with Patricia Sharpnack abstaining.

This Order shall become effective immediately and is hereby entered upon the Journal of the Board for the 18th day of November 2021.

McCusker, Cory Michael, R.N. 318550 (CASE #21-2028)

**Action:** It was moved by Nancymarie Phillips, seconded by Sandra Beidelschies, that upon consideration of the charges stated against **CORY MICHAEL MCCUSKER** in the Notice of Opportunity for Hearing (Notice) and evidence supporting the charges, the Board find that **MR. MCCUSKER** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice, and that **MR. MCCUSKER's** license to practice nursing as a registered nurse be suspended for an indefinite period of time but not less than two (2) years with the conditions for reinstatement set forth below, and following reinstatement, **MR. MCCUSKER's** license to practice nursing as a registered nurse shall be subject to a stayed suspension under the probationary terms and restrictions set forth below for a minimum period of three (3) years including the **Temporary Practice Restrictions**, set forth below.

### **SUSPENSION OF LICENSE**

**MR. MCCUSKER's** license is suspended for an indefinite period of time but not less than two (2) years.

The Board may reinstate **MR. MCCUSKER's** license if **MR. MCCUSKER** submits a written request for reinstatement and is determined by the Board or its designee to have complied with the Conditions for Reinstatement.

### **CONDITIONS FOR REINSTATEMENT**

**MR. MCCUSKER shall:**

1. Be determined, by the Board or its designee, to be able to practice as a nurse according to acceptable and prevailing standards of safe nursing care based upon an interview and review of the documentation specified in this Order.
2. Obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
3. Appear in person for interviews with the Board's designated representative, as requested by the Board or its designee.
4. **Within ninety (90) days immediately prior to requesting reinstatement**, submit a request to the Bureau of Criminal Identification and Investigation (BCII)

to conduct a criminal records check of **MR. MCCUSKER**, including a check of Federal Bureau of Investigation (FBI) records, and shall request that BCII submit **MR. MCCUSKER's** criminal records check to the Board. The Board will not consider a request for reinstatement until **MR. MCCUSKER's** completed criminal records check, including the FBI check, is received by the Board.

### ***Evaluation***

5. **Within ninety (90) days immediately prior to requesting reinstatement**, at **MR. MCCUSKER's** expense, obtain a substance use disorder evaluation by a substance use disorder professional approved by the Board or its designee and, prior to the evaluation, provide the substance use disorder professional with a copy of this Order and the Notice. **MR. MCCUSKER** shall execute releases to permit the substance use disorder professional to obtain any information deemed appropriate and necessary for the evaluation. The substance use disorder professional shall submit a written opinion to the Board that includes diagnoses, recommendations for treatment and monitoring, including whether **MR. MCCUSKER** should be required to abstain from the use of alcohol or any products containing alcohol and/or attend support or peer group meetings or a Twelve Step program, any additional restrictions that should be placed on **MR. MCCUSKER's** license, and a statement as to whether **MR. MCCUSKER** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.
6. Provide the Board with satisfactory documentation of compliance with all aspects of the treatment plan developed by the substance use disorder professional described above until released. Further, the Board may utilize the professional's recommendations and conclusions from the evaluation as a basis for additional terms and restrictions on **MR. MCCUSKER's** license.

### ***Monitoring***

7. Abstain completely from personal use or possession of drugs, except those prescribed, administered, or dispensed to him by another so authorized by law who has full knowledge of **MR. MCCUSKER's** history. **MR. MCCUSKER** shall self-administer the prescribed drugs only in the manner prescribed.
8. **If recommended by the substance use disorder professional**, abstain completely from the use of alcohol or any products containing alcohol.
9. **For a minimum, continuous period of six (6) months immediately prior to requesting reinstatement**, submit, at **MR. MCCUSKER's** expense and on the day selected, blood, breath, hair or urine specimens for drug and/or alcohol analysis at a collection site specified by the Board at such times as the Board may request. Upon and after **MR. MCCUSKER's** initiation of drug screening, refusal to submit such specimen, or failure to submit such specimen on the day he is selected, or in such a manner as the Board may request, shall constitute a

violation of a restriction placed on a license for purposes of Section 4723.28(B), ORC. This screening shall require a daily call-in process. The specimens submitted by **MR. MCCUSKER** shall be negative, except for substances prescribed, administered, or dispensed to him by another so authorized by law who has received a complete copy of this Order prior to prescribing for **MR. MCCUSKER**.

- a. **Prior** to initiating drug screening:
  - i. Provide a copy of this Order to all treating practitioners;
  - ii. Provide to the Board a list of all treating practitioners, including addresses and telephone numbers; and
  - iii. Cause all treating practitioners to complete a medication prescription report for any and all substances prescribed, administered, or dispensed to **MR. MCCUSKER**, **and** submit the report directly to the Board.
  
- b. **After** initiating drug screening, be under a **continuing duty** to:
  - i. Provide a copy of this Order, prior to initiating treatment, to additional treating practitioners;
  - ii. Update the list of treating practitioners with the Board within forty-eight (48) hours of being treated by another practitioner;
  - iii. Notify the Board of any and all medication(s) or prescription(s) received within twenty-four (24) hours of release from hospitalization or medical treatment; and
  - iv. Cause all treating practitioners to complete a medication prescription report for any and all substances prescribed, administered, or dispensed to **MR. MCCUSKER** **and** submit the report directly to the Board.

10. **If recommended by the substance use disorder professional**, attend a minimum of one (1) meeting per week of a support or peer group meeting approved in advance by the Board, or a Twelve Step program, and provide satisfactory documentation of such attendance to the Board prior to reinstatement.

#### **Reporting Requirements for Suspension Period**

11. Report to the Board, in writing, any violation of this Order within thirty (30) days of the occurrence of the violation.

12. Sign release of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.
13. Submit any and all information that the Board may request regarding **MR. MCCUSKER's** ability to practice nursing according to acceptable and prevailing standards of safe nursing care.
14. Not submit or cause to be submitted any false, misleading, or deceptive statements, information, or documentation to the Board.
15. Submit the reports and documentation required by this Order on forms specified by the Board. All reporting and communications required by this Order shall be sent by email to: [monitoring@nursing.ohio.gov](mailto:monitoring@nursing.ohio.gov) or by mail to:

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16. Verify that the reports and documentation required by this Order are received in the Board office.
17. Inform the Board **within five (5) business days**, in writing, of any change in residential or home address or telephone number.
18. Submit to the Board a completed application for reinstatement on the form provided by the Board.

### **PROBATIONARY PERIOD**

Following reinstatement, the suspension shall be stayed and **MR. MCCUSKER's** license shall be subject to Probationary Terms and Restrictions for a minimum period of three (3) years.

### **PROBATIONARY TERMS AND RESTRICTIONS**

**MR. MCCUSKER shall:**

1. Obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. Appear in person for interviews with the Board's designated representative, as requested by the Board or its designee.

### ***Evaluation***

3. **Upon the request of the Board or its designee and within ninety (90) days**

**of that request**, at **MR. MCCUSKER's** expense, obtain a substance use disorder evaluation by a substance use disorder professional approved by the Board or its designee and, prior to the evaluation, provide the substance use disorder professional with a copy of this Order and the Notice. **MR. MCCUSKER** shall execute releases to permit the substance use disorder professional to obtain any information deemed appropriate and necessary for the evaluation. The substance use disorder professional shall submit a written opinion to the Board that includes diagnoses, recommendations for treatment and monitoring, including whether **MR. MCCUSKER** should be required to abstain from the use of alcohol or any products containing alcohol and/or attend support or peer group meetings or a Twelve Step program, any additional restrictions that should be placed on **MR. MCCUSKER's** license, and a statement as to whether **MR. MCCUSKER** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.

4. **If a substance use disorder evaluation is requested**, provide the Board with satisfactory documentation of compliance with all aspects of the treatment plan developed by the substance use disorder professional described above until released. Further, the Board may utilize the professional's recommendations and conclusions from the evaluation as a basis for additional terms and restrictions on **MR. MCCUSKER's** license.

### ***Monitoring***

5. Abstain completely from personal use or possession of drugs, except those prescribed, administered, or dispensed to him by another so authorized by law who has full knowledge of **MR. MCCUSKER's** history. **MR. MCCUSKER** shall self-administer prescribed drugs only in the manner prescribed.
6. **If recommended by the substance use disorder professional**, abstain completely from the use of alcohol or any products containing alcohol.
7. Submit, at his expense, and on the day selected, blood, breath, hair or urine specimens for drug and/or alcohol analysis at a collection site specified by the Board at such times as the Board may request. Refusal to submit such specimen, or failure to submit such specimen on the day he is selected, or in such a manner as the Board may request, shall constitute a violation of a restriction placed on a license for purposes of Section 4723.28(B), ORC. This screening shall require a daily call-in process. The specimens submitted by **MR. MCCUSKER** shall be negative, except for substances prescribed, administered, or dispensed to him by another so authorized by law who has received a complete copy of this Order prior to prescribing for **MR. MCCUSKER**.

**MR. MCCUSKER** shall:

- a. Provide a copy of this Order, prior to initiating treatment, to additional treating practitioners;

- b. Update the list of treating practitioners with the Board within forty-eight (48) hours of being treated by another practitioner;
  - c. Notify the Board of any and all medication(s) or prescription(s) received within twenty-four (24) hours of release from hospitalization or medical treatment; and
  - d. Cause all treating practitioners to complete a medication prescription report for any and all substances prescribed, administered, or dispensed to **MR. MCCUSKER** *and* submit the report directly to the Board.
8. **If recommended by the substance use disorder professional**, attend a minimum of one (1) meeting per week of a support or peer group meeting approved in advance by the Board, or a Twelve Step program, and provide satisfactory documentation of such attendance to the Board every six (6) months.

### ***Employment Conditions***

9. **Upon the request of the Board or its designee, prior to working in a position where a license to practice nursing is required**, complete and submit satisfactory documentation of completion of a nurse refresher course or an extensive orientation approved in advance by the Board or its designee.
10. **Prior to accepting employment as a nurse**, each time with every employer, notify the Board, in writing. Any period during which **MR. MCCUSKER** does not work in a position within the State of Ohio for which a license to practice nursing is required **shall not count** toward fulfilling the probationary period imposed by this Order.
11. Be under a continuing duty to provide a copy of this Order to any new employer **prior to accepting employment as a nurse**.
12. Have current employer(s), if working in a position where a license to practice nursing is required, submit written reports regarding job performance **on a quarterly basis beginning within thirty (30) days of the effective date of this Order or beginning within thirty (30) days of working in a position as a nurse, whichever is later**.
13. Have current employer(s) send documentation to the Board, along with the first employer report, of receipt of a copy of this Order, including the date this Order was received.

### ***Reporting Requirements for Probationary Period***

14. Report to the Board, in writing, any violation of this Order within thirty (30) days of the occurrence of the violation.

15. Sign release of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.
16. Submit any and all information that the Board may request regarding **MR. MCCUSKER's** ability to practice nursing according to acceptable and prevailing standards of safe nursing care.
17. Not submit or cause to be submitted any false, misleading, or deceptive statements, information, or documentation to the Board or to employers or potential employers.
18. Submit the reports and documentation required by this Order on forms specified by the Board. All reporting and communications required by this Order shall be sent by email to: [monitoring@nursing.ohio.gov](mailto:monitoring@nursing.ohio.gov) or by mail to:

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19. Verify that the reports and documentation required by this Order are received in the Board office.
20. Inform the Board **within five (5) business days**, in writing, of any change in employment status or of any change in residential or home address or telephone number.

### **LICENSE RESTRICTIONS**

**In addition to Probationary Terms and Restrictions, MR. MCCUSKER's license is subject to the following License Restrictions:**

#### **Temporary Practice Restrictions**

**MR. MCCUSKER** shall not practice nursing as a registered nurse (1) in a patient's residence; (2) for staffing agencies or pools; (3) for an individual or group of individuals who directly engage **MR. MCCUSKER** to provide nursing services for fees, compensation, or other consideration or who engage **MR. MCCUSKER** as a volunteer; or (4) as an independent contractor or for *locum tenens* assignments.

**MR. MCCUSKER** shall not function in a position or employment where the job duties or requirements involve management of nursing and nursing responsibilities, or supervising and evaluating nursing practice. Such positions include, but are not limited to, the following: Director of Nursing, Assistant Director of Nursing, Nurse Manager, Vice President of Nursing.

### **FAILURE TO COMPLY**

The stay of **MR. MCCUSKER's** suspension shall be lifted and **MR. MCCUSKER's** license to practice nursing as a registered nurse will be automatically suspended if it appears to the Board that **MR. MCCUSKER** has violated or breached any terms or conditions of this Order. Following the automatic suspension, the Board shall notify **MR. MCCUSKER** via certified mail of the specific nature of the charges and automatic suspension of **MR. MCCUSKER's** license. **MR. MCCUSKER** may request a hearing regarding the charges.

### **DURATION**

The Board may only alter the probationary period imposed by this Order if: (1) the Board determines that **MR. MCCUSKER** has complied with all aspects of this Order; and (2) the Board determines that **MR. MCCUSKER** is able to practice nursing according to acceptable and prevailing standards of safe nursing care without Board monitoring, based upon an interview with **MR. MCCUSKER** and review of the reports as required herein.

As indicated above under Employment Conditions, any period during which **MR. MCCUSKER** does not work in a position within the State of Ohio for which a license to practice nursing is required shall not count toward fulfilling the probationary period imposed by this Order.

Motion adopted by a majority vote of the Board members present with Patricia Sharpnack abstaining.

This Order shall become effective immediately and is hereby entered upon the Journal of the Board for the 18th day of November 2021.

Gillum, Cynthia J., R.N. 420623, P.N. 148652 (CASE #21-0495, #20-3452)

**Action:** It was moved by Nancymarie Phillips, seconded by Sandra Beidelschies, that upon consideration of the charges stated against **CYNTHIA J. GILLUM** in the Notice of Opportunity for Hearing (Notice) and evidence supporting the charges, the Board find that **MS. GILLUM** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice, and that **MS. GILLUM's** licenses to practice nursing as a registered nurse and licensed practical nurse be suspended for an indefinite period of time but not less than two (2) years with the conditions for reinstatement set forth below, and following reinstatement, **MS. GILLUM's** licenses to practice nursing as a registered nurse and licensed practical nurse shall be subject to a stayed suspension under the probationary terms and restrictions set forth below for a minimum period of three (3) years including the **Temporary Narcotic and Temporary Practice Restrictions**, set forth below.

### **SUSPENSION OF LICENSES**

**MS. GILLUM's** licenses are suspended for an indefinite period of time but not less than two (2) years.

The Board may reinstate **MS. GILLUM's** licenses if **MS. GILLUM** submits a written request for reinstatement and is determined by the Board or its designee to have complied with the Conditions for Reinstatement.

### **CONDITIONS FOR REINSTATEMENT**

**MS. GILLUM shall:**

1. Be determined, by the Board or its designee, to be able to practice as a nurse according to acceptable and prevailing standards of safe nursing care based upon an interview and review of the documentation specified in this Order.
2. Obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
3. Appear in person for interviews with the Board's designated representative, as requested by the Board or its designee.
4. **Within ninety (90) days immediately prior to requesting reinstatement,** submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of **MS. GILLUM**, including a check of Federal Bureau of Investigation (FBI) records, and shall request that BCII submit **MS. GILLUM's** criminal records check to the Board. The Board will not consider a request for reinstatement until **MS. GILLUM's** completed criminal records check, including the FBI check, is received by the Board.

### ***Evaluation***

5. **Within ninety (90) days immediately prior to requesting reinstatement,** at **MS. GILLUM's** expense, obtain a substance use disorder evaluation by a substance use disorder professional approved by the Board or its designee and, prior to the evaluation, provide the substance use disorder professional with a copy of this Order and the Notice. **MS. GILLUM** shall execute releases to permit the substance use disorder professional to obtain any information deemed appropriate and necessary for the evaluation. The substance use disorder professional shall submit a written opinion to the Board that includes diagnoses, recommendations for treatment and monitoring, including whether **MS. GILLUM** should be required to abstain from the use of alcohol or any products containing alcohol, and/or whether **MS. GILLUM** should be required to attend support or peer group meetings or a Twelve Step program, any additional restrictions that should be placed on **MS. GILLUM's** licenses, and a statement as to whether **MS.**

**GILLUM** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.

6. Provide the Board with satisfactory documentation of compliance with all aspects of the treatment plan developed by the substance use disorder professional described above until released. Further, the Board may utilize the professional's recommendations and conclusions from the evaluation as a basis for additional terms and restrictions on **MS. GILLUM's** licenses.

### **Monitoring**

7. Abstain completely from personal use or possession of drugs, except those prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. GILLUM's** history. **MS. GILLUM** shall self-administer the prescribed drugs only in the manner prescribed.
8. **If recommended by a substance use disorder professional**, abstain completely from the use of alcohol or any products containing alcohol.
9. **For a minimum, continuous period of one (1) year immediately prior to requesting reinstatement**, submit, at **MS. GILLUM's** expense and on the day selected, blood, breath, hair or urine specimens for drug and/or alcohol analysis at a collection site specified by the Board at such times as the Board may request. Upon and after **MS. GILLUM's** initiation of drug screening, refusal to submit such specimen, or failure to submit such specimen on the day she is selected, or in such a manner as the Board may request, shall constitute a violation of a restriction placed on a license for purposes of Section 4723.28(B), ORC. This screening shall require a daily call-in process. The specimens submitted by **MS. GILLUM** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has received a complete copy of this Order prior to prescribing for **MS. GILLUM**.
  - a. **Prior** to initiating drug screening:
    - i. Provide a copy of this Order to all treating practitioners;
    - ii. Provide to the Board a list of all treating practitioners, including addresses and telephone numbers; and
    - iii. Cause all treating practitioners to complete a medication prescription report for any and all substances prescribed, administered, or dispensed to **MS. GILLUM**, **and** submit the report directly to the Board.
  - b. **After** initiating drug screening, be under a **continuing duty** to:
    - i. Provide a copy of this Order, prior to initiating treatment, to

additional treating practitioners;

- ii. Update the list of treating practitioners with the Board within forty-eight (48) hours of being treated by another practitioner;
- iii. Notify the Board of any and all medication(s) or prescription(s) received within twenty-four (24) hours of release from hospitalization or medical treatment; and
- iv. Cause all treating practitioners to complete a medication prescription report for any and all substances prescribed, administered, or dispensed to **MS. GILLUM** and submit the report directly to the Board.

10. **If recommended by a substance use disorder professional**, attend a minimum of one (1) meeting per week of a support or peer group meeting approved in advance by the Board, or a Twelve Step program, and provide satisfactory documentation of such attendance to the Board prior to reinstatement.

***Reporting Requirements for Suspension Period***

11. Report to the Board, in writing, any violation of this Order within thirty (30) days of the occurrence of the violation.
12. Sign release of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.
13. Submit any and all information that the Board may request regarding **MS. GILLUM's** ability to practice nursing according to acceptable and prevailing standards of safe nursing care.
14. Not submit or cause to be submitted any false, misleading, or deceptive statements, information, or documentation to the Board.
15. Submit the reports and documentation required by this Order on forms specified by the Board. All reporting and communications required by this Order shall be sent by email to: [monitoring@nursing.ohio.gov](mailto:monitoring@nursing.ohio.gov) or by mail to:

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16. Verify that the reports and documentation required by this Order are received in the Board office.

17. Inform the Board **within five (5) business days**, in writing, of any change in residential or home address or telephone number.
18. Submit to the Board a completed application for reinstatement on the form provided by the Board.

### **PROBATIONARY PERIOD**

Following reinstatement, the suspension shall be stayed and **MS. GILLUM's** licenses shall be subject to Probationary Terms and Restrictions for a minimum period of three (3) years.

### **PROBATIONARY TERMS AND RESTRICTIONS**

#### **MS. GILLUM shall:**

1. Obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. Appear in person for interviews with the Board's designated representative, as requested by the Board or its designee.

#### ***Evaluations***

3. **Within ninety (90) days of reinstatement, MS. GILLUM** shall, at her expense, obtain a comprehensive physical examination by a physician approved by the Board or its designee for the purposes of evaluating **MS. GILLUM's** fitness for duty and safety to practice nursing as a registered or licensed practical nurse. This Board approved physician shall provide the Board with complete documentation of **MS. GILLUM's** comprehensive physical examination and with a comprehensive assessment regarding **MS. GILLUM's** fitness for duty and safety to practice nursing as a registered or licensed practical nurse. Prior to the examination, **MS. GILLUM** shall provide the Board approved physician with a copy of this Order and the Notice. **MS. GILLUM** shall execute releases to permit the Board approved physician performing the comprehensive physical examination, and assessment to obtain any information deemed appropriate and necessary for the assessment. The evaluating physician shall submit a written opinion to the Board that includes diagnoses, recommendations for treatment and monitoring, any additional restrictions that should be placed on **MS. GILLUM's** licenses, and stating whether **MS. GILLUM** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.
4. The Board may utilize the Board approved physician's recommendations and conclusions from the comprehensive physical examination and assessment as a basis for additional terms and restrictions on **MS. GILLUM's** licenses.
5. **Upon the request of the Board or its designee and within ninety (90) days**

**of that request, at MS. GILLUM's** expense, obtain a substance use disorder evaluation by a substance use disorder professional approved by the Board or its designee and, prior to the evaluation, provide the substance use disorder professional with a copy of this Order and the Notice. **MS. GILLUM** shall execute releases to permit the substance use disorder professional to obtain any information deemed appropriate and necessary for the evaluation. The substance use disorder professional shall submit a written opinion to the Board that includes diagnoses, recommendations for treatment and monitoring, including whether **MS. GILLUM** should be required to abstain from the use of alcohol or any products containing alcohol, and/or whether **MS. GILLUM** should be required to attend support or peer group meetings or a Twelve Step program, any additional restrictions that should be placed on **MS. GILLUM's** licenses, and a statement as to whether **MS. GILLUM** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.

6. **If a substance use disorder evaluation is requested,** provide the Board with satisfactory documentation of compliance with all aspects of the treatment plan developed by the substance use disorder professional described above until released. Further, the Board may utilize the professional's recommendations and conclusions from the evaluation as a basis for additional terms and restrictions on **MS. GILLUM's** licenses.

### **Monitoring**

7. Abstain completely from personal use or possession of drugs, except those prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. GILLUM's** history. **MS. GILLUM** shall self-administer prescribed drugs only in the manner prescribed.
8. **If recommended by a substance use disorder professional,** abstain completely from the use of alcohol or any products containing alcohol.
9. Submit, at her expense, and on the day selected, blood, breath, hair or urine specimens for drug and/or alcohol analysis at a collection site specified by the Board at such times as the Board may request. Refusal to submit such specimen, or failure to submit such specimen on the day she is selected, or in such a manner as the Board may request, shall constitute a violation of a restriction placed on a license for purposes of Section 4723.28(B), ORC. This screening shall require a daily call-in process. The specimens submitted by **MS. GILLUM** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has received a complete copy of this Order prior to prescribing for **MS. GILLUM**.

**MS. GILLUM** shall:

- a. Provide a copy of this Order, prior to initiating treatment, to additional treating practitioners;

- b. Update the list of treating practitioners with the Board within forty-eight (48) hours of being treated by another practitioner;
  - c. Notify the Board of any and all medication(s) or prescription(s) received within twenty-four (24) hours of release from hospitalization or medical treatment; and
  - d. Cause all treating practitioners to complete a medication prescription report for any and all substances prescribed, administered, or dispensed to **MS. GILLUM** *and* submit the report directly to the Board.
10. **If recommended by a substance use disorder professional**, attend a minimum of one (1) meeting per week of a support or peer group meeting approved in advance by the Board, or a Twelve Step program, and provide satisfactory documentation of such attendance to the Board every six (6) months.

### ***Employment Conditions***

11. **Upon the request of the Board or its designee, prior to working in a position where a license to practice nursing is required**, complete and submit satisfactory documentation of completion of a nurse refresher course or an extensive orientation approved in advance by the Board or its designee.
12. **Prior to accepting employment as a nurse**, each time with every employer, notify the Board, in writing. Any period during which **MS. GILLUM** does not work in a position within the State of Ohio for which a license to practice nursing is required **shall not count** toward fulfilling the probationary period imposed by this Order.
13. Be under a continuing duty to provide a copy of this Order to any new employer **prior to accepting employment as a nurse**.
14. Have current employer(s), if working in a position where a license to practice nursing is required, submit written reports regarding job performance **on a quarterly basis beginning within thirty (30) days of the effective date of this Order or beginning within thirty (30) days of working in a position as a nurse, whichever is later**.
15. Have current employer(s) send documentation to the Board, along with the first employer report, of receipt of a copy of this Order, including the date this Order was received.

### ***Reporting Requirements for Probationary Period***

16. Report to the Board, in writing, any violation of this Order within thirty (30) days of the occurrence of the violation.

17. Sign release of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.
18. Submit any and all information that the Board may request regarding **MS. GILLUM's** ability to practice nursing according to acceptable and prevailing standards of safe nursing care.
19. Not submit or cause to be submitted any false, misleading, or deceptive statements, information, or documentation to the Board or to employers or potential employers.
20. Submit the reports and documentation required by this Order on forms specified by the Board. All reporting and communications required by this Order shall be sent by email to: [monitoring@nursing.ohio.gov](mailto:monitoring@nursing.ohio.gov) or by mail to:

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21. Verify that the reports and documentation required by this Order are received in the Board office.
22. Inform the Board **within five (5) business days**, in writing, of any change in employment status or of any change in residential or home address or telephone number.

### **LICENSE RESTRICTIONS**

**In addition to Probationary Terms and Restrictions, MS. GILLUM's licenses are subject to the following License Restrictions:**

#### **Temporary Narcotic Restriction**

**MS. GILLUM** shall not administer, have access to, or possess (except as prescribed for **MS. GILLUM's** use by another so authorized by law who has full knowledge of **MS. GILLUM's** history) any narcotics, other controlled substances, or mood altering drugs. In addition, **MS. GILLUM** shall not count narcotics or possess or carry any work keys for locked medication carts, cabinets, drawers, or containers. **MS. GILLUM** shall not call in or order prescriptions or prescription refills.

#### **Temporary Practice Restrictions**

**MS. GILLUM** shall not practice nursing as a registered nurse or licensed practical nurse (1) in a patient's residence; (2) for staffing agencies or pools; (3) for an individual or group of individuals who directly engage **MS. GILLUM** to provide nursing services for

fees, compensation, or other consideration or who engage **MS. GILLUM** as a volunteer; or (4) as an independent contractor or for *locum tenens* assignments.

**MS. GILLUM** shall not function in a position or employment where the job duties or requirements involve management of nursing and nursing responsibilities, or supervising and evaluating nursing practice. Such positions include, but are not limited to, the following: Director of Nursing, Assistant Director of Nursing, Nurse Manager, Vice President of Nursing.

### **FAILURE TO COMPLY**

The stay of **MS. GILLUM's** suspension shall be lifted and **MS. GILLUM's** licenses to practice nursing as a registered nurse and licensed practical nurse will be automatically suspended if it appears to the Board that **MS. GILLUM** has violated or breached any terms or conditions of this Order. Following the automatic suspension, the Board shall notify **MS. GILLUM** via certified mail of the specific nature of the charges and automatic suspension of **MS. GILLUM's** licenses. **MS. GILLUM** may request a hearing regarding the charges.

### **DURATION**

The Board may only alter the probationary period imposed by this Order if: (1) the Board determines that **MS. GILLUM** has complied with all aspects of this Order; and (2) the Board determines that **MS. GILLUM** is able to practice nursing according to acceptable and prevailing standards of safe nursing care without Board monitoring, based upon an interview with **MS. GILLUM** and review of the reports as required herein.

As indicated above under Employment Conditions, any period during which **MS. GILLUM** does not work in a position within the State of Ohio for which a license to practice nursing is required shall not count toward fulfilling the probationary period imposed by this Order.

Motion adopted by a majority vote of the Board members present with Patricia Sharpnack abstaining.

This Order shall become effective immediately and is hereby entered upon the Journal of the Board for the 18th day of November 2021.

Johnson, Precious S. (aka "Precious Starr Aliso Johnson"), P.N. 152524 (CASE #19-7740)

**Action:** It was moved by Nancymarie Phillips, seconded by Sandra Beidelschies, that upon consideration of the charges stated against **PRESCIOUS S. JOHNSON** in the Notice of Opportunity for Hearing (Notice) and evidence supporting the charges, the Board find that **MS. JOHNSON** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice, and that **MS. JOHNSON's** license to practice nursing as a licensed practical nurse be suspended for an indefinite period of time but not less than one (1) year with the conditions for

reinstatement set forth below, and following reinstatement, **MS. JOHNSON's** license to practice nursing as a licensed practical nurse shall be subject to a stayed suspension under the probationary terms and restrictions set forth below for a minimum period of three (3) years.

### **SUSPENSION OF LICENSE**

**MS. JOHNSON's** license is suspended for an indefinite period of time but not less than one (1) year.

The Board may reinstate **MS. JOHNSON's** license if **MS. JOHNSON** submits a written request for reinstatement and is determined by the Board or its designee to have complied with the Conditions for Reinstatement.

### **CONDITIONS FOR REINSTATEMENT**

**MS. JOHNSON shall:**

1. Comply with the Conditions for Reinstatement set forth in the Order issued by the Board on November 21, 2019.
2. Submit documentation of her full compliance with the requirements imposed by the Cuyahoga County Court of Common Pleas in Case Number CR-19-643426-A.

### ***Evaluation***

3. **Within ninety (90) days immediately prior to requesting reinstatement**, at **MS. JOHNSON's** expense, obtain a mental health evaluation from a mental health professional approved by the Board or its designee and, prior to the evaluation, provide the mental health professional with a copy of the November 21, 2019 Order, this Order and the Notice. **MS. JOHNSON** shall execute releases to permit the mental health professional to obtain any information deemed appropriate and necessary for the evaluation. The mental health professional shall submit a written opinion to the Board that includes diagnoses, recommendations for treatment and monitoring, any additional restrictions that should be placed on **MS. JOHNSON's** license, and a statement as to whether **MS. JOHNSON** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.
4. Provide the Board with satisfactory documentation of compliance with all aspects of the treatment plan developed by the mental health professional described above until released. Further, the Board may utilize the mental health professional's recommendations and conclusions from the evaluation as a basis for additional terms and restrictions on **MS. JOHNSON's** license

***Reporting Requirements for Suspension Period***

5. Report to the Board, in writing, any violation of this Order within thirty (30) days of the occurrence of the violation.
6. Submit the reports and documentation required by this Order on forms specified by the Board. All reporting and communications required by this Order shall be sent by email to: [monitoring@nursing.ohio.gov](mailto:monitoring@nursing.ohio.gov) or by mail to:

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7. Verify that the reports and documentation required by this Order are received in the Board office.

**PROBATIONARY PERIOD**

Following reinstatement, the suspension shall be stayed and **MS. JOHNSON's** license shall be subject to Probationary Terms and Restrictions for a minimum period of three (3) years.

**PROBATIONARY TERMS AND RESTRICTIONS**

**MS. JOHNSON shall:**

1. Comply with the Probationary Terms and Restrictions set forth in the Order issued by the Board on November 21, 2019.
2. Submit documentation of her full compliance with the requirements imposed by the Cuyahoga County Court of Common Pleas in Case Number CR-19-643426-A.

***Employment Conditions***

3. Be under a continuing duty to provide a copy of this Order to any new employer **prior to accepting employment as a nurse.**
4. Have current employer(s) send documentation to the Board, along with the first employer report, of receipt of a copy of this Order, including the date this Order was received.

***Reporting Requirements for Probationary Period***

5. Report to the Board, in writing, any violation of this Order within thirty (30) days of the occurrence of the violation.
6. Submit the reports and documentation required by this Order on forms specified by the Board. All reporting and communications required by this Order shall be sent by email to: [monitoring@nursing.ohio.gov](mailto:monitoring@nursing.ohio.gov) or by mail to:

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7. Verify that the reports and documentation required by this Order are received in the Board office.

### **FAILURE TO COMPLY**

The stay of **MS. JOHNSON's** suspension shall be lifted and **MS. JOHNSON's** license to practice nursing as a licensed practical nurse will be automatically suspended if it appears to the Board that **MS. JOHNSON** has violated or breached any terms or conditions of this Order. Following the automatic suspension, the Board shall notify **MS. JOHNSON** via certified mail of the specific nature of the charges and automatic suspension of **MS. JOHNSON's** license. **MS. JOHNSON** may request a hearing regarding the charges.

### **DURATION**

The Board may only alter the probationary period imposed by this Order if: (1) the Board determines that **MS. JOHNSON** has complied with all aspects of this Order; and (2) the Board determines that **MS. JOHNSON** is able to practice nursing according to acceptable and prevailing standards of safe nursing care without Board monitoring, based upon an interview with **MS. JOHNSON** and review of the reports as required herein.

As indicated above under Employment Conditions, any period during which **MS. JOHNSON** does not work in a position within the State of Ohio for which a license to practice nursing is required shall not count toward fulfilling the probationary period imposed by this Order.

Motion adopted by a majority vote of the Board members present with Patricia Sharpnack abstaining.

This Order shall become effective immediately and is hereby entered upon the Journal of the Board for the 18th day of November 2021.

Kloyda, Debra J., R.N. 442060 (CASE #21-1858)

**Action:** It was moved by Sandra Beidelschies, seconded by Daniel Lehmann, that upon consideration of the charges stated against **DEBRA J. KLOYDA** in the Notice of Opportunity for Hearing (Notice) and evidence supporting the charges, the Board find that **MS. KLOYDA** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice, and that **MS. KLOYDA's** license to practice nursing as a registered nurse be suspended for an indefinite period of time with the conditions for reinstatement set forth below.

### **SUSPENSION OF LICENSE**

**MS. KLOYDA's** license is suspended for an indefinite period of time.

The Board may reinstate **MS. KLOYDA's** license if **MS. KLOYDA** submits a written request for reinstatement and is determined by the Board or its designee to have complied with the Conditions for Reinstatement.

### **CONDITIONS FOR REINSTATEMENT**

**MS. KLOYDA shall:**

1. Be determined, by the Board or its designee, to be able to practice as a nurse according to acceptable and prevailing standards of safe nursing care based upon an interview and review of the documentation specified in this Order.
2. Obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
3. Appear in person for interviews with the Board's designated representative, as requested by the Board or its designee.
4. **Within ninety (90) days immediately prior to requesting reinstatement**, submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of **MS. KLOYDA**, including a check of Federal Bureau of Investigation (FBI) records, and shall request that BCII submit **MS. KLOYDA's** criminal records check to the Board. The Board will not consider a request for reinstatement until **MS. KLOYDA's** completed criminal records check, including the FBI check, is received by the Board.
5. Submit documentation of her full compliance with all terms imposed by the Texas Board of Nursing, and that her Texas nursing license is current, valid and unrestricted.
6. **Upon the request of the Board or its designee, prior to working in a position where a license to practice nursing is required**, complete and submit satisfactory documentation of completion of a nurse refresher course or an extensive orientation approved in advance by the Board or its designee.

***Reporting Requirements for Suspension Period***

7. Report to the Board, in writing, any violation of this Order within thirty (30) days of the occurrence of the violation.
8. Sign release of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.
9. Submit any and all information that the Board may request regarding **MS. KLOYDA's** ability to practice nursing according to acceptable and prevailing standards of safe nursing care.
10. Not submit or cause to be submitted any false, misleading, or deceptive statements, information, or documentation to the Board.
11. Submit the reports and documentation required by this Order on forms specified by the Board. All reporting and communications required by this Order shall be sent by email to: [monitoring@nursing.ohio.gov](mailto:monitoring@nursing.ohio.gov) or by mail to:

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12. Verify that the reports and documentation required by this Order are received in the Board office.
13. Inform the Board **within five (5) business days**, in writing, of any change in residential or home address or telephone number.
14. Submit to the Board a completed application for reinstatement on the form provided by the Board.

Motion adopted by a majority vote of the Board members present with Patricia Sharpnack abstaining.

This Order shall become effective immediately and is hereby entered upon the Journal of the Board for the 18th day of November 2021.

Kamau, Beth Wanja, R.N. Applicant (CASE #20-3835)

**Action:** It was moved by Sandra Beidelschies, seconded by Daniel Lehmann, that upon consideration of the charges stated against **BETH WANJA KAMAU** in the Notice of Opportunity for Hearing (Notice) and evidence supporting the charges, the Board find that **MS. KAMAU** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice, and that **MS. KAMAU's** application for a license to practice nursing as a registered nurse be **DENIED**.

Motion adopted by a majority vote of the Board members present with Patricia Sharpnack abstaining.

This Order shall become effective immediately and is hereby entered upon the Journal of the Board for the 18th day of November 2021.

Craft, Victoria Leigh (aka "Victoria L. McIntee"), R.N. Applicant (CASE #21-2095)

**Action:** It was moved by Sandra Beidelschies, seconded by Daniel Lehmann, that upon consideration of the charges stated against **VICTORIA LEIGH CRAFT** in the Notice of Opportunity for Hearing (Notice) and evidence supporting the charges, the Board find that **MS. CRAFT** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice, and that **MS. CRAFT's** application for a license to practice nursing as a registered nurse be **DENIED**.

Motion adopted by a majority vote of the Board members present with Patricia Sharpnack abstaining.

This Order shall become effective immediately and is hereby entered upon the Journal of the Board for the 18th day of November 2021.

Johnson, Shawn William, DT 000299 (CASE #21-0804)

**Action:** It was moved by Daniel Lehmann, seconded by Sandra Beidelschies, that upon consideration of the charges stated against **SHAWN WILLIAM JOHNSON** in the a Notice of Automatic Suspension and Opportunity for Hearing (Notice) and evidence supporting the charges, the Board find that **MR. JOHNSON** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice, and that **MR. JOHNSON's** certificate to practice as a dialysis technician be suspended for an indefinite period of time with the conditions for reinstatement set forth below, and following reinstatement, **MR. JOHNSON's** certificate to practice as a dialysis technician shall be subject to a stayed suspension under the probationary terms and restrictions set forth below for a minimum period of one (1) year.

### **SUSPENSION OF CERTIFICATE**

**MR. JOHNSON's** certificate is suspended for an indefinite period of time.

The Board may reinstate **MR. JOHNSON's** certificate if **MR. JOHNSON** submits a written request for reinstatement and is determined by the Board or its designee to have complied with the Conditions for Reinstatement.

### **CONDITIONS FOR REINSTATEMENT**

**MR. JOHNSON shall:**

1. Be determined, by the Board or its designee, to be able to practice as a dialysis technician according to acceptable and prevailing standards of safe care based

upon an interview and review of the documentation specified in this Order.

2. Obey all federal, state, and local laws, and all laws and rules governing the practice of dialysis technicians in Ohio.
3. Appear in person for interviews with the Board's designated representative, as requested by the Board or its designee.
4. **Within ninety (90) days immediately prior to requesting reinstatement**, submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of **MR. JOHNSON**, including a check of Federal Bureau of Investigation (FBI) records, and shall request that BCII submit **MR. JOHNSON's** criminal records check to the Board. The Board will not consider a request for reinstatement until **MR. JOHNSON's** completed criminal records check, including the FBI check, is received by the Board.

### ***Evaluation***

5. **Within ninety (90) days immediately prior to requesting reinstatement**, at **MR. JOHNSON's** expense, obtain a substance use disorder evaluation by a substance use disorder professional approved by the Board or its designee and, prior to the evaluation, provide the substance use disorder professional with a copy of this Order and the Notice. **MR. JOHNSON** shall execute releases to permit the substance use disorder professional to obtain any information deemed appropriate and necessary for the evaluation. The substance use disorder professional shall submit a written opinion to the Board that includes diagnoses, recommendations for treatment and monitoring, including whether **MR. JOHNSON** should be required to abstain from the use of alcohol or any products containing alcohol, any additional restrictions that should be placed on **MR. JOHNSON's** certificate, and a statement as to whether **MR. JOHNSON** is capable of practicing as a dialysis technician according to acceptable and prevailing standards of safe care.
6. Provide the Board with satisfactory documentation of compliance with all aspects of the treatment plan developed by the substance use disorder professional described above until released. Further, the Board may utilize the professional's recommendations and conclusions from the evaluation as a basis for additional terms and restrictions on **MR. JOHNSON's** certificate.

### ***Monitoring***

7. Abstain completely from personal use or possession of drugs, except those prescribed, administered, or dispensed to him by another so authorized by law who has full knowledge of **MR. JOHNSON's** history. **MR. JOHNSON** shall self-administer the prescribed drugs only in the manner prescribed.
8. **If recommended by the substance use disorder professional**, abstain

completely from the use of alcohol or any products containing alcohol.

9. **For a minimum, continuous period of three (3) months immediately prior to requesting reinstatement**, submit, at **MR. JOHNSON's** expense and on the day selected, blood, breath, hair or urine specimens for drug and/or alcohol analysis at a collection site specified by the Board at such times as the Board may request. Upon and after **MR. JOHNSON's** initiation of drug screening, refusal to submit such specimen, or failure to submit such specimen on the day he is selected, or in such a manner as the Board may request, shall constitute a violation of a restriction placed on a certificate for purposes of Section 4723.28(B), ORC. This screening shall require a daily call-in process. The specimens submitted by **MR. JOHNSON** shall be negative, except for substances prescribed, administered, or dispensed to him by another so authorized by law who has received a complete copy of this Order prior to prescribing for **MR. JOHNSON**.

a. **Prior** to initiating drug screening:

- i. Provide a copy of this Order to all treating practitioners;
- ii. Provide to the Board a list of all treating practitioners, including addresses and telephone numbers; and
- iii. Cause all treating practitioners to complete a medication prescription report for any and all substances prescribed, administered, or dispensed to **MR. JOHNSON**, **and** submit the report directly to the Board.

b. **After** initiating drug screening, be under a **continuing duty** to:

- i. Provide a copy of this Order, prior to initiating treatment, to additional treating practitioners;
- ii. Update the list of treating practitioners with the Board within forty-eight (48) hours of being treated by another practitioner;
- iii. Notify the Board of any and all medication(s) or prescription(s) received within twenty-four (24) hours of release from hospitalization or medical treatment; and
- iv. Cause all treating practitioners to complete a medication prescription report for any and all substances prescribed, administered, or dispensed to **MR. JOHNSON** **and** submit the report directly to the Board.

***Reporting Requirements for Suspension Period***

10. Report to the Board, in writing, any violation of this Order within thirty (30) days of the occurrence of the violation.
11. Sign release of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.
12. Submit any and all information that the Board may request regarding **MR. JOHNSON's** ability to practice as a dialysis technician according to acceptable and prevailing standards of safe care.
13. Not submit or cause to be submitted any false, misleading, or deceptive statements, information, or documentation to the Board.
14. Submit the reports and documentation required by this Order on forms specified by the Board. All reporting and communications required by this Order shall be sent by email to: [monitoring@nursing.ohio.gov](mailto:monitoring@nursing.ohio.gov) or by mail to:

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15. Verify that the reports and documentation required by this Order are received in the Board office.
16. Inform the Board **within five (5) business days**, in writing, of any change in residential or home address or telephone number.
17. Submit to the Board a completed application for reinstatement on the form provided by the Board.

**PROBATIONARY PERIOD**

Following reinstatement, the suspension shall be stayed and **MR. JOHNSON's** certificate shall be subject to Probationary Terms and Restrictions for a minimum period of one (1) year.

**PROBATIONARY TERMS AND RESTRICTIONS**

**MR. JOHNSON shall:**

1. Obey all federal, state, and local laws, and all laws and rules governing the practice of dialysis technicians in Ohio.

2. Appear in person for interviews with the Board's designated representative, as requested by the Board or its designee.

### ***Monitoring***

3. Abstain completely from personal use or possession of drugs, except those prescribed, administered, or dispensed to him by another so authorized by law who has full knowledge of **MR. JOHNSON's** history. **MR. JOHNSON** shall self-administer prescribed drugs only in the manner prescribed.
4. **If recommended by the substance use disorder professional**, abstain completely from the use of alcohol or any products containing alcohol.
5. Submit, at his expense, and on the day selected, blood, breath, hair or urine specimens for drug and/or alcohol analysis at a collection site specified by the Board at such times as the Board may request. Refusal to submit such specimen, or failure to submit such specimen on the day he is selected, or in such a manner as the Board may request, shall constitute a violation of a restriction placed on a certificate for purposes of Section 4723.28(B), ORC. This screening shall require a daily call-in process. The specimens submitted by **MR. JOHNSON** shall be negative, except for substances prescribed, administered, or dispensed to him by another so authorized by law who has received a complete copy of this Order prior to prescribing for **MR. JOHNSON**.

#### **MR. JOHNSON** shall:

- a. Provide a copy of this Order, prior to initiating treatment, to additional treating practitioners;
- b. Update the list of treating practitioners with the Board within forty-eight (48) hours of being treated by another practitioner;
- c. Notify the Board of any and all medication(s) or prescription(s) received within twenty-four (24) hours of release from hospitalization or medical treatment; and
- d. Cause all treating practitioners to complete a medication prescription report for any and all substances prescribed, administered, or dispensed to **MR. JOHNSON** *and* submit the report directly to the Board.

### ***Employment Conditions***

6. **Upon the request of the Board or its designee, prior to working in a position where a certificate to practice as a dialysis technician is required**, complete and submit satisfactory documentation of completion of a dialysis technician refresher course or an extensive orientation approved in advance by the Board or its designee.

7. **Prior to accepting employment as a dialysis technician**, each time with every employer, notify the Board, in writing. Any period during which **MR. JOHNSON** does not work in a position within the State of Ohio for which a certificate to practice as a dialysis technician is required **shall not count** toward fulfilling the probationary period imposed by this Order.
8. Be under a continuing duty to provide a copy of this Order to any new employer **prior to accepting employment as a dialysis technician**.
9. Have current employer(s), if working in a position where a certificate to practice as a dialysis technician is required, submit written reports regarding job performance **on a quarterly basis beginning within thirty (30) days of the effective date of this Order or beginning within thirty (30) days of working in a position as a dialysis technician, whichever is later**.
10. Have current employer(s) send documentation to the Board, along with the first employer report, of receipt of a copy of this Order, including the date this Order was received.

***Reporting Requirements for Probationary Period***

11. Report to the Board, in writing, any violation of this Order within thirty (30) days of the occurrence of the violation.
12. Sign release of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.
13. Submit any and all information that the Board may request regarding **MR. JOHNSON's** ability to practice as a dialysis technician according to acceptable and prevailing standards of safe care.
14. Not submit or cause to be submitted any false, misleading, or deceptive statements, information, or documentation to the Board or to employers or potential employers.
15. Submit the reports and documentation required by this Order on forms specified by the Board. All reporting and communications required by this Order shall be sent by email to: [monitoring@nursing.ohio.gov](mailto:monitoring@nursing.ohio.gov) or by mail to:

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Columbus, OH 43215-3466**

16. Verify that the reports and documentation required by this Order are received in the Board office.

17. Inform the Board **within five (5) business days**, in writing, of any change in employment status or of any change in residential or home address or telephone number.

### **FAILURE TO COMPLY**

The stay of **MR. JOHNSON's** suspension shall be lifted and **MR. JOHNSON's** certificate to practice as a dialysis technician will be automatically suspended if it appears to the Board that **MR. JOHNSON** has violated or breached any terms or conditions of this Order. Following the automatic suspension, the Board shall notify **MR. JOHNSON** via certified mail of the specific nature of the charges and automatic suspension of **MR. JOHNSON's** certificate. **MR. JOHNSON** may request a hearing regarding the charges.

### **DURATION**

The Board may only alter the probationary period imposed by this Order if: (1) the Board determines that **MR. JOHNSON** has complied with all aspects of this Order; and (2) the Board determines that **MR. JOHNSON** is able to practice as a dialysis technician according to acceptable and prevailing standards of safe care without Board monitoring, based upon an interview with **MR. JOHNSON** and review of the reports as required herein.

As indicated above under Employment Conditions, any period during which **MR. JOHNSON** does not work in a position within the State of Ohio for which a certificate to practice as a dialysis technician is required shall not count toward fulfilling the probationary period imposed by this Order.

Motion adopted by a majority vote of the Board members present with Patricia Sharpnack abstaining.

This Order shall become effective immediately and is hereby entered upon the Journal of the Board for the 18th day of November 2021.

O'Callaghan, Ryan, R.N. 387189 (CASE #20-4897)

**Action:** It was moved by Daniel Lehmann, seconded by Sandra Beidelschies, that upon consideration of the charges stated against **RYAN O'CALLAGHAN** in the Notice of Opportunity for Hearing (Notice) and evidence supporting the charges, the Board find that **MR. O'CALLAGHAN** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice, and that **MR. O'CALLAGHAN's** license to practice nursing as a registered nurse be suspended and that the suspension is stayed subject to the probationary terms and restrictions set forth

below for a minimum period of four (4) years including the **Permanent Practice Restrictions, unless otherwise approved in advance**, set forth below.

### **PROBATIONARY PERIOD**

**MR. O'CALLAGHAN's** license shall be subject to Probationary Terms and Restrictions for a minimum period of four (4) years.

### **PROBATIONARY TERMS AND RESTRICTIONS**

**MR. O'CALLAGHAN shall:**

1. Obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. Appear in person for interviews with the Board's designated representative, as requested by the Board or its designee.
3. Submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of **MR. O'CALLAGHAN**, including a check of Federal Bureau of Investigation (FBI) records, and shall request that BCII submit **MR. O'CALLAGHAN's** criminal records check to the Board. **MR. O'CALLAGHAN's** completed criminal records check, including the FBI check, must be received by the Board **within ninety (90) days following the effective date of this Order**.
4. Submit documentation of his full compliance with the requirements imposed by the Summit County Court of Common Pleas in Case Number CR-2020-09-2333.

### ***Employment Conditions***

5. **Upon the request of the Board or its designee, prior to working in a position where a license to practice nursing is required**, complete and submit satisfactory documentation of completion of a nurse refresher course or an extensive orientation approved in advance by the Board or its designee.
6. **Prior to accepting employment as a nurse**, each time with every employer, notify the Board, in writing. Any period during which **MR. O'CALLAGHAN** does not work in a position within the State of Ohio for which a license to practice nursing is required **shall not count** toward fulfilling the probationary period imposed by this Order.
7. **Within fifteen (15) days of the effective date of this Order**, provide his current employer(s) with a copy of this Order, if working in a position in which a license to practice as a nurse is required. **MR. O'CALLAGHAN** is under a continuing duty to provide a copy of this Order to any new employer **prior to accepting employment as a nurse**.

8. Have current employer(s), if working in a position where a license to practice nursing is required, submit written reports regarding job performance **on a quarterly basis beginning within thirty (30) days of the effective date of this Order or beginning within thirty (30) days of working in a position as a nurse, whichever is later.**
9. Have current employer(s) send documentation to the Board, along with the first employer report, of receipt of a copy of this Order, including the date this Order was received.

***Reporting Requirements for Probationary Period***

10. Report to the Board, in writing, any violation of this Order within thirty (30) days of the occurrence of the violation.
11. Sign release of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.
12. Submit any and all information that the Board may request regarding **MR. O'CALLAGHAN's** ability to practice nursing according to acceptable and prevailing standards of safe nursing care.
13. Not submit or cause to be submitted any false, misleading, or deceptive statements, information, or documentation to the Board or to employers or potential employers.
14. Submit the reports and documentation required by this Order on forms specified by the Board. All reporting and communications required by this Order shall be sent by email to: [monitoring@nursing.ohio.gov](mailto:monitoring@nursing.ohio.gov) or by mail to:

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15. Verify that the reports and documentation required by this Order are received in the Board office.
16. Inform the Board **within five (5) business days**, in writing, of any change in employment status or of any change in residential or home address or telephone number.

**LICENSE RESTRICTIONS**

**In addition to Probationary Terms and Restrictions, MR. O'CALLAGHAN's license is subject to the following License Restrictions:**

### **Permanent Practice Restrictions**

**Unless otherwise approved in advance, in writing, by the Board or its designee, MR. O'CALLAGHAN** shall not practice nursing as a registered nurse (1) in a patient's residence; (2) for staffing agencies or pools; (3) for an individual or group of individuals who directly engage **MR. O'CALLAGHAN** to provide nursing services for fees, compensation, or other consideration or who engage **MR. O'CALLAGHAN** as a volunteer; or (4) as an independent contractor or for *locum tenens* assignments.

**Unless otherwise approved in advance, in writing, by the Board or its designee, MR. O'CALLAGHAN** shall not function in a position or employment where the job duties or requirements involve management of nursing and nursing responsibilities, or supervising and evaluating nursing practice. Such positions include, but are not limited to, the following: Director of Nursing, Assistant Director of Nursing, Nurse Manager, Vice President of Nursing.

### **FAILURE TO COMPLY**

The stay of **MR. O'CALLAGHAN's** suspension shall be lifted and **MR. O'CALLAGHAN's** license to practice nursing as a registered nurse will be automatically suspended if it appears to the Board that **MR. O'CALLAGHAN** has violated or breached any terms or conditions of this Order. Following the automatic suspension, the Board shall notify **MR. O'CALLAGHAN** via certified mail of the specific nature of the charges and automatic suspension of **MR. O'CALLAGHAN's** license. **MR. O'CALLAGHAN** may request a hearing regarding the charges.

### **DURATION**

The Board may only alter the probationary period imposed by this Order if: (1) the Board determines that **MR. O'CALLAGHAN** has complied with all aspects of this Order; and (2) the Board determines that **MR. O'CALLAGHAN** is able to practice nursing according to acceptable and prevailing standards of safe nursing care without Board monitoring, based upon an interview with **MR. O'CALLAGHAN** and review of the reports as required herein.

As indicated above under Employment Conditions, any period during which **MR. O'CALLAGHAN** does not work in a position within the State of Ohio for which a license to practice nursing is required shall not count toward fulfilling the probationary period imposed by this Order.

Motion adopted by a majority vote of the Board members present with Patricia Sharpnack abstaining.

This Order shall become effective immediately and is hereby entered upon the Journal of the Board for the 18th day of November 2021.

Gerakines, Carolyn E., R.N. 450374 (CASE #20-3613)

**Action:** It was moved by Deborah Knueve, seconded by Matthew Carle, that upon consideration of the charges stated against **CAROLYN E. GERAKINES** in the Notice of Immediate Suspension and Opportunity for Hearing (Notice) and evidence supporting the charges, the Board find that **MS. GERAKINES** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice, and that **MS. GERAKINES's** license to practice nursing as a registered nurse be suspended for an indefinite period of time but not less than two (2) years with the conditions for reinstatement set forth below, and following reinstatement, **MS. GERAKINES's** license to practice nursing as a registered nurse shall be subject to a stayed suspension under the probationary terms and restrictions set forth below for a minimum period of three (3) years including the **Permanent Practice Restrictions, unless otherwise approved in advance, and Temporary Narcotic Restrictions**, set forth below.

**SUSPENSION OF LICENSE**

**MS. GERAKINES's** license is suspended for an indefinite period of time but not less than two (2) years.

The Board may reinstate **MS. GERAKINES's** license if **MS. GERAKINES** submits a written request for reinstatement and is determined by the Board or its designee to have complied with the Conditions for Reinstatement.

**CONDITIONS FOR REINSTATEMENT**

**MS. GERAKINES shall:**

1. Comply with the Conditions for Reinstatement set forth in the Order issued by the Board on May 20, 2021.
2. Submit documentation of her full compliance with the requirements imposed by the Montgomery County Court of Common Pleas in Case Number 2020 CR 00677.

***Reporting Requirements for Suspension Period***

3. Report to the Board, in writing, any violation of this Order within thirty (30) days of the occurrence of the violation.
4. Submit the reports and documentation required by this Order on forms specified by the Board. All reporting and communications required by this Order shall be sent by email to: [monitoring@nursing.ohio.gov](mailto:monitoring@nursing.ohio.gov) or by mail to:

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5. Verify that the reports and documentation required by this Order are received in the Board office.

### **PROBATIONARY PERIOD**

Following reinstatement, the suspension shall be stayed and **MS. GERAKINES's** license shall be subject to Probationary Terms and Restrictions for a minimum period of three (3) years.

### **PROBATIONARY TERMS AND RESTRICTIONS**

#### **MS. GERAKINES shall:**

1. Comply with the Probationary Terms and Restrictions set forth in the Order issued by the Board on May 20, 2021.
2. Submit documentation of her full compliance with the requirements imposed by the Montgomery County Court of Common Pleas in Case Number 2020 CR 00677.

#### ***Employment Conditions***

3. Be under a continuing duty to provide a copy of this Order to any new employer **prior to accepting employment as a nurse.**
4. Have current employer(s) send documentation to the Board, along with the first employer report, of receipt of a copy of this Order, including the date this Order was received.

#### ***Reporting Requirements for Probationary Period***

5. Report to the Board, in writing, any violation of this Order within thirty (30) days of the occurrence of the violation.
6. Submit the reports and documentation required by this Order on forms specified by the Board. All reporting and communications required by this Order shall be sent by email to: [monitoring@nursing.ohio.gov](mailto:monitoring@nursing.ohio.gov) or by mail to:

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17 South High Street, Suite 660  
Columbus, OH 43215-3466**

7. Verify that the reports and documentation required by this Order are received in the Board office.

## LICENSE RESTRICTIONS

In addition to Probationary Terms and Restrictions, **MS. GERAKINES's** license is subject to the following License Restrictions:

### Temporary Narcotic Restriction

**MS. GERAKINES** shall not administer, have access to, or possess (except as prescribed for **MS. GERAKINES's** use by another so authorized by law who has full knowledge of **MS. GERAKINES's** history) any narcotics, other controlled substances, or mood altering drugs. In addition, **MS. GERAKINES** shall not count narcotics or possess or carry any work keys for locked medication carts, cabinets, drawers, or containers. **MS. GERAKINES** shall not call in or order prescriptions or prescription refills.

### Permanent Practice Restrictions

Unless otherwise approved in advance, in writing, by the Board or its designee, **MS. GERAKINES** shall not practice nursing as a registered nurse (1) in a patient's residence; (2) for staffing agencies or pools; (3) for an individual or group of individuals who directly engage **MS. GERAKINES** to provide nursing services for fees, compensation, or other consideration or who engage **MS. GERAKINES** as a volunteer; or (4) as an independent contractor or for *locum tenens* assignments.

Unless otherwise approved in advance, in writing, by the Board or its designee, **MS. GERAKINES** shall not function in a position or employment where the job duties or requirements involve management of nursing and nursing responsibilities, or supervising and evaluating nursing practice. Such positions include, but are not limited to, the following: Director of Nursing, Assistant Director of Nursing, Nurse Manager, Vice President of Nursing.

### FAILURE TO COMPLY

The stay of **MS. GERAKINES's** suspension shall be lifted and **MS. GERAKINES's** license to practice nursing as a registered nurse will be automatically suspended if it appears to the Board that **MS. GERAKINES** has violated or breached any terms or conditions of this Order. Following the automatic suspension, the Board shall notify **MS. GERAKINES** via certified mail of the specific nature of the charges and automatic suspension of **MS. GERAKINES's** license. **MS. GERAKINES** may request a hearing regarding the charges.

### DURATION

The Board may only alter the probationary period imposed by this Order if: (1) the Board determines that **MS. GERAKINES** has complied with all aspects of this Order; and (2) the Board determines that **MS. GERAKINES** is able to practice nursing according to acceptable and prevailing standards of safe nursing care without Board monitoring,

based upon an interview with **MS. GERAKINES** and review of the reports as required herein.

As indicated above under Employment Conditions, any period during which **MS. GERAKINES** does not work in a position within the State of Ohio for which a license to practice nursing is required shall not count toward fulfilling the probationary period imposed by this Order.

Motion adopted by a majority vote of the Board members present with Patricia Sharpnack abstaining.

This Order shall become effective immediately and is hereby entered upon the Journal of the Board for the 18th day of November 2021.

Tomter, Peter Nicholas, R.N. 394134 (CASE #21-0378)

**Action:** It was moved by Deborah Knueve, seconded by Matthew Carle, that upon consideration of the charges stated against **PETER NICHOLAS TOMTER** in the Notice of Opportunity for Hearing (Notice) and evidence supporting the charges, the Board find that **MR. TOMTER** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notice, and that **MR. TOMTER's** license to practice nursing as a registered nurse be suspended for an indefinite period of time with the conditions for reinstatement set forth below, and following reinstatement, **MR. TOMTER's** license to practice nursing as a registered nurse shall be subject to a stayed suspension under the probationary terms and restrictions set forth below for a minimum period of three (3) years.

### **SUSPENSION OF LICENSE**

**MR. TOMTER's** license is suspended for an indefinite period of time.

The Board may reinstate **MR. TOMTER's** license if **MR. TOMTER** submits a written request for reinstatement and is determined by the Board or its designee to have complied with the Conditions for Reinstatement.

### **CONDITIONS FOR REINSTATEMENT**

**MR. TOMTER shall:**

1. Be determined, by the Board or its designee, to be able to practice as a nurse according to acceptable and prevailing standards of safe nursing care based upon an interview and review of the documentation specified in this Order.
2. Obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
3. Appear in person for interviews with the Board's designated representative, as requested by the Board or its designee.

4. **Within ninety (90) days immediately prior to requesting reinstatement**, submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of **MR. TOMTER**, including a check of Federal Bureau of Investigation (FBI) records, and shall request that BCII submit **MR. TOMTER's** criminal records check to the Board. The Board will not consider a request for reinstatement until **MR. TOMTER's** completed criminal records check, including the FBI check, is received by the Board.

### **Evaluations**

5. **Within ninety (90) days immediately prior to requesting reinstatement**, at **MR. TOMTER's** expense, obtain a mental health evaluation from a mental health professional approved by the Board or its designee and, prior to the evaluation, provide the mental health professional with a copy of this Order and the Notice. **MR. TOMTER** shall execute releases to permit the mental health professional to obtain any information deemed appropriate and necessary for the evaluation. The mental health professional shall submit a written opinion to the Board that includes diagnoses, recommendations for treatment and monitoring, any additional restrictions that should be placed on **MR. TOMTER's** license, and a statement as to whether **MR. TOMTER** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.
6. Provide the Board with satisfactory documentation of compliance with all aspects of the treatment plan developed by the mental health professional described above until released. Further, the Board may utilize the mental health professional's recommendations and conclusions from the evaluation as a basis for additional terms and restrictions on **MR. TOMTER's** license.
7. **Within ninety (90) days immediately prior to requesting reinstatement**, at **MR. TOMTER's** expense, obtain a substance use disorder evaluation by a substance use disorder professional approved by the Board or its designee and, prior to the evaluation, provide the substance use disorder professional with a copy of this Order and the Notice. **MR. TOMTER** shall execute releases to permit the substance use disorder professional to obtain any information deemed appropriate and necessary for the evaluation. The substance use disorder professional shall submit a written opinion to the Board that includes diagnoses, recommendations for treatment and monitoring, any additional restrictions that should be placed on **MR. TOMTER's** license, and a statement as to whether **MR. TOMTER** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.
8. Provide the Board with satisfactory documentation of compliance with all aspects of the treatment plan developed by the substance use disorder professional described above until released. Further, the Board may utilize the professional's recommendations and conclusions from the evaluation as a basis for additional terms and restrictions on **MR. TOMTER's** license.

### **Monitoring**

9. Abstain completely from personal use or possession of drugs, except those prescribed, administered, or dispensed to him by another so authorized by law who has full knowledge of **MR. TOMTER's** history. **MR. TOMTER** shall self-administer the prescribed drugs only in the manner prescribed.
10. Abstain completely from the use of alcohol or any products containing alcohol.
11. **For a minimum, continuous period of ninety (90) days immediately prior to requesting reinstatement,** submit, at **MR. TOMTER's** expense and on the day selected, blood, breath, hair or urine specimens for drug and/or alcohol analysis at a collection site specified by the Board at such times as the Board may request. Upon and after **MR. TOMTER's** initiation of drug screening, refusal to submit such specimen, or failure to submit such specimen on the day he is selected, or in such a manner as the Board may request, shall constitute a violation of a restriction placed on a license for purposes of Section 4723.28(B), ORC. This screening shall require a daily call-in process. The specimens submitted by **MR. TOMTER** shall be negative, except for substances prescribed, administered, or dispensed to him by another so authorized by law who has received a complete copy of this Order prior to prescribing for **MR. TOMTER**.
  - a. **Prior** to initiating drug screening:
    - i. Provide a copy of this Order to all treating practitioners;
    - ii. Provide to the Board a list of all treating practitioners, including addresses and telephone numbers; and
    - iii. Cause all treating practitioners to complete a medication prescription report for any and all substances prescribed, administered, or dispensed to **MR. TOMTER**, **and** submit the report directly to the Board.
  - b. **After** initiating drug screening, be under a **continuing duty** to:
    - i. Provide a copy of this Order, prior to initiating treatment, to additional treating practitioners;
    - ii. Update the list of treating practitioners with the Board within forty-eight (48) hours of being treated by another practitioner;
    - iii. Notify the Board of any and all medication(s) or prescription(s) received within twenty-four (24) hours of release from hospitalization or medical treatment; and

- iv. Cause all treating practitioners to complete a medication prescription report for any and all substances prescribed, administered, or dispensed to **MR. TOMTER** and submit the report directly to the Board.

### ***Reporting Requirements for Suspension Period***

12. Report to the Board, in writing, any violation of this Order within thirty (30) days of the occurrence of the violation.
13. Sign release of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.
14. Submit any and all information that the Board may request regarding **MR. TOMTER's** ability to practice nursing according to acceptable and prevailing standards of safe nursing care.
15. Not submit or cause to be submitted any false, misleading, or deceptive statements, information, or documentation to the Board.
16. Submit the reports and documentation required by this Order on forms specified by the Board. All reporting and communications required by this Order shall be sent by email to: [monitoring@nursing.ohio.gov](mailto:monitoring@nursing.ohio.gov) or by mail to:

**Compliance Unit  
Ohio Board of Nursing  
17 South High Street, Suite 660  
Columbus, OH 43215-3466**

17. Verify that the reports and documentation required by this Order are received in the Board office.
18. Inform the Board **within five (5) business days**, in writing, of any change in residential or home address or telephone number.
19. Submit to the Board a completed application for reinstatement on the form provided by the Board.

### **PROBATIONARY PERIOD**

Following reinstatement, the suspension shall be stayed and **MR. TOMTER's** license shall be subject to Probationary Terms and Restrictions for a minimum period of three (3) years.

### **PROBATIONARY TERMS AND RESTRICTIONS**

**MR. TOMTER shall:**

1. Obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. Appear in person for interviews with the Board's designated representative, as requested by the Board or its designee.

### ***Monitoring***

3. Abstain completely from personal use or possession of drugs, except those prescribed, administered, or dispensed to him by another so authorized by law who has full knowledge of **MR. TOMTER's** history. **MR. TOMTER** shall self-administer prescribed drugs only in the manner prescribed.
4. Abstain completely from the use of alcohol or any products containing alcohol.
5. Submit, at his expense, and on the day selected, blood, breath, hair or urine specimens for drug and/or alcohol analysis at a collection site specified by the Board at such times as the Board may request. Refusal to submit such specimen, or failure to submit such specimen on the day he is selected, or in such a manner as the Board may request, shall constitute a violation of a restriction placed on a license for purposes of Section 4723.28(B), ORC. This screening shall require a daily call-in process. The specimens submitted by **MR. TOMTER** shall be negative, except for substances prescribed, administered, or dispensed to him by another so authorized by law who has received a complete copy of this Order prior to prescribing for **MR. TOMTER**.

#### **MR. TOMTER shall:**

- a. Provide a copy of this Order, prior to initiating treatment, to additional treating practitioners;
- b. Update the list of treating practitioners with the Board within forty-eight (48) hours of being treated by another practitioner;
- c. Notify the Board of any and all medication(s) or prescription(s) received within twenty-four (24) hours of release from hospitalization or medical treatment; and
- d. Cause all treating practitioners to complete a medication prescription report for any and all substances prescribed, administered, or dispensed to **MR. TOMTER** *and* submit the report directly to the Board.

### ***Employment Conditions***

6. **Upon the request of the Board or its designee, prior to working in a position where a license to practice nursing is required, complete and**

submit satisfactory documentation of completion of a nurse refresher course or an extensive orientation approved in advance by the Board or its designee.

7. **Prior to accepting employment as a nurse**, each time with every employer, notify the Board, in writing. Any period during which **MR. TOMTER** does not work in a position within the State of Ohio for which a license to practice nursing is required **shall not count** toward fulfilling the probationary period imposed by this Order.
8. Be under a continuing duty to provide a copy of this Order to any new employer **prior to accepting employment as a nurse**.
9. Have current employer(s), if working in a position where a license to practice nursing is required, submit written reports regarding job performance **on a quarterly basis beginning within thirty (30) days of the effective date of this Order or beginning within thirty (30) days of working in a position as a nurse, whichever is later**.
10. Have current employer(s) send documentation to the Board, along with the first employer report, of receipt of a copy of this Order, including the date this Order was received.

#### ***Reporting Requirements for Probationary Period***

11. Report to the Board, in writing, any violation of this Order within thirty (30) days of the occurrence of the violation.
12. Sign release of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.
13. Submit any and all information that the Board may request regarding **MR. TOMTER's** ability to practice nursing according to acceptable and prevailing standards of safe nursing care.
14. Not submit or cause to be submitted any false, misleading, or deceptive statements, information, or documentation to the Board or to employers or potential employers.
15. Submit the reports and documentation required by this Order on forms specified by the Board. All reporting and communications required by this Order shall be sent by email to: [monitoring@nursing.ohio.gov](mailto:monitoring@nursing.ohio.gov) or by mail to:

**Compliance Unit  
Ohio Board of Nursing  
17 South High Street, Suite 660  
Columbus, OH 43215-3466**

16. Verify that the reports and documentation required by this Order are received in the Board office.
17. Inform the Board **within five (5) business days**, in writing, of any change in employment status or of any change in residential or home address or telephone number.

### **FAILURE TO COMPLY**

The stay of **MR. TOMTER's** suspension shall be lifted and **MR. TOMTER's** license to practice nursing as a registered nurse will be automatically suspended if it appears to the Board that **MR. TOMTER** has violated or breached any terms or conditions of this Order. Following the automatic suspension, the Board shall notify **MR. TOMTER** via certified mail of the specific nature of the charges and automatic suspension of **MR. TOMTER's** license. **MR. TOMTER** may request a hearing regarding the charges.

### **DURATION**

The Board may only alter the probationary period imposed by this Order if: (1) the Board determines that **MR. TOMTER** has complied with all aspects of this Order; and (2) the Board determines that **MR. TOMTER** is able to practice nursing according to acceptable and prevailing standards of safe nursing care without Board monitoring, based upon an interview with **MR. TOMTER** and review of the reports as required herein.

As indicated above under Employment Conditions, any period during which **MR. TOMTER** does not work in a position within the State of Ohio for which a license to practice nursing is required shall not count toward fulfilling the probationary period imposed by this Order.

Motion adopted by a majority vote of the Board members present with Patricia Sharpnack abstaining.

This Order shall become effective immediately and is hereby entered upon the Journal of the Board for the 18th day of November 2021.

### **MISCELLANEOUS COMPLIANCE MOTIONS**

Lewis, William, R.N. 456277, P.N. 163067 (CASE #21-1395, #21-1383)

**Action:** It was moved by Deborah Knueve, seconded by Sandra Beidelschies, that the Board dismiss the September 23, 2021 Notice of Opportunity for Hearing issued to **MR. LEWIS** as he is deceased.

Motion adopted by a majority vote of the Board members present with Patricia Sharpnack abstaining.

Pierre, Therese, P.N. 176114 (CASE #20-4205, #20-4203)

**Action:** It was moved by Deborah Knueve, seconded by Sandra Beidelschies, that the Board dismiss the January 14, 2021 Notice of Opportunity for Hearing issued to **MS.**

**PIERRE**, as **MS. PIERRE** was issued a temporary license pursuant to HB 197, 133<sup>rd</sup> General Assembly, and that license expired as of March 1, 2021 when **MS. PIERRE** failed to pass the NCLEX; and **MS. PIERRE** is no longer licensed by the Board and has no current application for licensure before the Board.

Motion adopted by a majority vote of the Board members present with Patricia Sharpnack abstaining.

### **IMMEDIATE AND AUTOMATIC SUSPENSION AND NOTICE OF OPPORTUNITY FOR HEARING**

**Action:** It was moved by Deborah Knueve, seconded by Sandra Beidelschies, that the Board issue a Notice of Immediate and Automatic Suspension and Opportunity for Hearing for violations of Chapter 4723, ORC for the following case(s):

Tedesco, Sharon, R.N. 267137 (CASE #21-4380); Marconi, Ashley, P.N. 146288 (CASE #21-2183).

Motion adopted by a majority vote of the Board members present with Patricia Sharpnack abstaining.

### **DEFAULT ORDERS**

Driggs, Cheryl L., R.N. 324205 (CASE #20-0321)

**Action:** It was moved by Nancymarie Phillips, seconded by Erin Keels, that upon consideration of the allegations contained in the May 10, 2021 examination order and the findings contained in the September 2021 Default Order, the Board find that **MS. DRIGGS** has committed acts in violation of the Nurse Practice Act, as set forth in the September 2021 Default Order, and it was further moved that **MS. DRIGGS's** license to practice nursing as a registered nurse in the State of Ohio be suspended, as of September 23, 2021, with conditions for reinstatement set forth in the September 2021 Default Order.

Motion adopted by a majority vote of the Board members present with Patricia Sharpnack abstaining.

This Order shall become effective immediately and is hereby entered upon the Journal of the Board for the 18th day of November 2021.

Mees, Samantha Nicole, P.N. 133448 (CASE #20-5839, #16-1429)

**Action:** It was moved by Nancymarie Phillips, seconded by Erin Keels, that upon consideration of the allegations contained in the April 30, 2021 examination order and the findings contained in the September 2021 Default Order, the Board find that **MS. MEES** has committed acts in violation of the Nurse Practice Act, as set forth in the September 2021 Default Order, and it was further moved that **MS. MEES's** license to practice nursing as a licensed practical nurse in the State of Ohio be suspended, as of September 23, 2021, with conditions for reinstatement set forth in the September 2021 Default Order.

Motion adopted by a majority vote of the Board members present with Patricia Sharpnack abstaining.

Smallwood, Wendy Lee (aka “Wendie Lee Smallwood”), P.N. 132688 (CASE #19-4175)

**Action:** It was moved by Nancymarie Phillips, seconded by Erin Keels, that upon consideration of the allegations contained in the December 9, 2020 examination order and the findings contained in the September 2021 Default Order, the Board find that **MS. SMALLWOOD** has committed acts in violation of the Nurse Practice Act, as set forth in the September 2021 Default Order, and it was further moved that **MS. SMALLWOOD’s** license to practice nursing as a licensed practical nurse in the State of Ohio be suspended, as of September 23, 2021, with conditions for reinstatement set forth in the September 2021 Default Order.

Motion adopted by a majority vote of the Board members present with Patricia Sharpnack abstaining.

This Order shall become effective immediately and is hereby entered upon the Journal of the Board for the 18th day of November 2021.

Compton, Mark D., P.N. 143644 (CASE #20-5753)

**Action:** It was moved by Nancymarie Phillips, seconded by Erin Keels, that upon consideration of the allegations contained in the April 13, 2021 examination order and the findings contained in the September 2021 Default Order, the Board find that **MR. COMPTON** has committed acts in violation of the Nurse Practice Act, as set forth in the September 2021 Default Order, and it was further moved that **MR. COMPTON’s** license to practice nursing as a licensed practical nurse in the State of Ohio be suspended, as of September 23, 2021, with conditions for reinstatement set forth in the September 2021 Default Order.

Motion adopted by a majority vote of the Board members present with Patricia Sharpnack abstaining.

This Order shall become effective immediately and is hereby entered upon the Journal of the Board for the 18th day of November 2021.

Blurton, Kelton Francis, R.N. 232238, APRN-CRNA 02310 (CASE #19-5307)

**Action:** It was moved by Sandra Beidelschies, seconded by Donna Hanly, that upon consideration of the allegations contained in the December 26, 2019 examination order and the findings contained in the March 2021 Default Order, the Board find that **MR. BLURTON** has committed acts in violation of the Nurse Practice Act, as set forth in the March 2021 Default Order, and it was further moved that **MR. BLURTON’s** licenses to practice nursing as a registered nurse and as an advanced practice registered nurse – certified registered nurse anesthetist in the State of Ohio be suspended, as of March 18, 2021, with conditions for reinstatement set forth in the March 2021 Default Order.

Motion adopted by a majority vote of the Board members present with Patricia Sharpnack abstaining.

This Order shall become effective immediately and is hereby entered upon the Journal of the Board for the 18th day of November 2021.

Barry, David, DT applicant (CASE #21-0767, #20-2270)

**Action:** It was moved by Sandra Beidelschies, seconded by Donna Hanly, that the Board find that **MR. BARRY** has failed to submit to an examination when directed, and that the failure was not due to circumstances beyond his control, and that in accordance with Section 4723.28(G) ORC, **MR. BARRY** has admitted the truth of the allegations set forth in the February 25, 2021, Examination Order issued to **MR. BARRY** and that **MR. BARRY** has an impairment affecting his ability to provide safe nursing care. It was further moved that **MR. BARRY's** application to practice as a dialysis technician in the State of Ohio be denied with conditions for reapplication set forth below:

### **CONDITIONS FOR REAPPLICATION**

1. **MR. BARRY** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MR. BARRY** shall appear in person for interviews before the full Board or its designated representative as requested by the Board.
3. **MR. BARRY** shall, at his own expense, submit to a mental health examination, specifically addressing his ability to safely function in a dialysis technician capacity, with the Cleveland Clinic Foundation (CCF) / Alcohol and Drug Recovery Center, 1730 West 25<sup>th</sup> Street, Cleveland, Ohio 44113, or another examiner approved in advance, in writing, by the Board or its designee (hereinafter "Examiner"). Prior to the evaluation, **MR. BARRY** shall notify the Board Monitoring Agent of the appointment date, so that the Monitoring Agent can send the necessary records to the Examiner. **MR. BARRY** shall execute releases to permit the Examiner to obtain any information deemed appropriate and necessary for the evaluation. The Examiner shall submit a written opinion to the Board that includes diagnoses, recommendations for treatment and monitoring, and any restrictions that should be placed on **MR. BARRY's** practice. The Examiner shall provide an opinion to the Board regarding whether **MR. BARRY** is capable of practicing as a dialysis technician according to acceptable and prevailing standards of safe dialysis care.
4. **MR. BARRY** shall enter into a Consent Agreement with the Board for terms and restrictions determined by the Board for a minimum period of time determined by the Board. The terms and restrictions determined by the Board shall include, but not be limited to, completion or continuation of mental health and/or substance use disorder treatment, or other treatment recommended, and/or restrictions specified by the Examiner, as set forth in paragraph 3., above. If the Board and **MR. BARRY** are unable to agree to terms and restrictions in a Consent Agreement, the terms and restrictions shall be determined after a hearing is held.

### Reporting Requirements of Licensee

5. **MR. BARRY** shall sign release of information forms allowing health professionals and other organizations to submit requested documentation or information directly to the Board.
6. **MR. BARRY** shall submit any and all information that the Board may request regarding his ability to practice according to acceptable and prevailing standards of safe dialysis care.
7. **MR. BARRY** shall not submit or cause to be submitted any false, misleading, or deceptive statements, information, or documentation to the Board or to employers or potential employers.
8. **MR. BARRY** shall submit the reports and documentation required by this Order on forms specified by the Board. All reporting and communications required by this Order shall be made to the Monitoring Unit of the Board.
9. **MR. BARRY** shall submit the reports and documentation required by this Order to the attention of the Compliance Unit, Ohio Board of Nursing, 17 South High Street, Suite 660, Columbus, OH 43215-3466.
10. **MR. BARRY** shall verify that the reports and documentation required by this Order are received in the Board office.
11. **MR. BARRY** shall inform the Board within three (3) business days, in writing, of any change in address and/or telephone number.

Sandra Beidelschies moved to rescind the original motion she made because of a typo in the motion, referring to “*provide safe nursing care*” and should read “*provide safe dialysis care*”.

**Action:** It was moved by Sandra Beidelschies, seconded by Donna Hanly, that the Board find that **MR. BARRY** has failed to submit to an examination when directed, and that the failure was not due to circumstances beyond his control, and that in accordance with Section 4723.28(G) ORC, **MR. BARRY** has admitted the truth of the allegations set forth in the February 25, 2021, Examination Order issued to **MR. BARRY** and that **MR. BARRY** has an impairment affecting his ability to provide safe dialysis care. It was further moved that **MR. BARRY’s** application to practice as a dialysis technician in the State of Ohio be denied with conditions for reapplication set forth below:

### CONDITIONS FOR REAPPLICATION

1. **MR. BARRY** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.

2. **MR. BARRY** shall appear in person for interviews before the full Board or its designated representative as requested by the Board.
3. **MR. BARRY** shall, at his own expense, submit to a mental health examination, specifically addressing his ability to safely function in a dialysis technician capacity, with the Cleveland Clinic Foundation (CCF) / Alcohol and Drug Recovery Center, 1730 West 25<sup>th</sup> Street, Cleveland, Ohio 44113, or another examiner approved in advance, in writing, by the Board or its designee (hereinafter "Examiner"). Prior to the evaluation, **MR. BARRY** shall notify the Board Monitoring Agent of the appointment date, so that the Monitoring Agent can send the necessary records to the Examiner. **MR. BARRY** shall execute releases to permit the Examiner to obtain any information deemed appropriate and necessary for the evaluation. The Examiner shall submit a written opinion to the Board that includes diagnoses, recommendations for treatment and monitoring, and any restrictions that should be placed on **MR. BARRY's** practice. The Examiner shall provide an opinion to the Board regarding whether **MR. BARRY** is capable of practicing as a dialysis technician according to acceptable and prevailing standards of safe dialysis care.
4. **MR. BARRY** shall enter into a Consent Agreement with the Board for terms and restrictions determined by the Board for a minimum period of time determined by the Board. The terms and restrictions determined by the Board shall include, but not be limited to, completion or continuation of mental health and/or substance use disorder treatment, or other treatment recommended, and/or restrictions specified by the Examiner, as set forth in paragraph 3., above. If the Board and **MR. BARRY** are unable to agree to terms and restrictions in a Consent Agreement, the terms and restrictions shall be determined after a hearing is held.

#### **Reporting Requirements of Licensee**

5. **MR. BARRY** shall sign release of information forms allowing health professionals and other organizations to submit requested documentation or information directly to the Board.
6. **MR. BARRY** shall submit any and all information that the Board may request regarding his ability to practice according to acceptable and prevailing standards of safe dialysis care.
7. **MR. BARRY** shall not submit or cause to be submitted any false, misleading, or deceptive statements, information, or documentation to the Board or to employers or potential employers.
8. **MR. BARRY** shall submit the reports and documentation required by this Order on forms specified by the Board. All reporting and communications required by this Order shall be made to the Monitoring Unit of the Board.

9. **MR. BARRY** shall submit the reports and documentation required by this Order to the attention of the Compliance Unit, Ohio Board of Nursing, 17 South High Street, Suite 660, Columbus, OH 43215-3466.
10. **MR. BARRY** shall verify that the reports and documentation required by this Order are received in the Board office.
11. **MR. BARRY** shall inform the Board within three (3) business days, in writing, of any change in address and/or telephone number.

Motion adopted by a majority vote of the Board members present with Patricia Sharpnack abstaining.

This Order shall become effective immediately and is hereby entered upon the Journal of the Board for the 18th day of November 2021.

Moses, Debra A., R.N. 285399, P.N. 084242 (CASE #19-1260)

**Action:** It was moved by Sandra Beidelschies, seconded by Donna Hanly, that the Board find that **MS. MOSES** has failed to submit to an examination when directed, and that the failure was not due to circumstances beyond her control, and in accordance with Section 4723.28(G) ORC, **MS. MOSES** has admitted the truth of the allegations set forth in the April 28, 2021, Examination Order issued to **MS. MOSES** and that **MS. MOSES** has an impairment affecting her ability to provide safe nursing care. It was further moved that **MS. MOSES's** licenses to practice nursing as a registered nurse and as a licensed practical nurse in the State of Ohio be suspended for an indefinite period of time with conditions for reinstatement set forth below:

#### **CONDITIONS FOR REINSTATEMENT**

1. **MS. MOSES** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. MOSES** shall appear in person for interviews before the full Board or its designated representative as requested by the Board and prior to reinstatement.
3. **MS. MOSES** shall, at her own expense, submit to an examination specifically addressing her ability to safely function in a clinical nursing capacity by The University of Cincinnati Physicians Company ("UC"), 260 Stetson Street, Suite 3200, Cincinnati, Ohio 45219, or another examiner approved in advance, in writing, by the Board or its designee (hereinafter "Examiner"). Prior to the evaluation, **MS. MOSES** shall notify the Board Monitoring Agent of the appointment date, so that the Monitoring Agent can send the necessary records to the Examiner. **MS. MOSES** shall execute releases to permit the Examiner to obtain any information deemed appropriate and necessary for the evaluation. The Examiner shall submit a written opinion to the Board that includes diagnoses, recommendations for treatment and monitoring, and any restrictions that should be placed on **MS. MOSES's** practice. The Examiner shall provide an

opinion to the Board regarding whether **MS. MOSES** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.

4. **MS. MOSES** shall enter into a Consent Agreement with the Board for terms and restrictions determined by the Board for a minimum period of time determined by the Board. The terms and restrictions determined by the Board shall include, but not be limited to, completion or continuation of mental health and/or chemical dependency treatment, or other treatment recommended, and/or restrictions specified by the Examiner, as set forth in paragraph 3., above. If the Board and **MS. MOSES** are unable to agree to terms and restrictions in a Consent Agreement, the terms and restrictions shall be determined after a hearing is held.

#### **Reporting Requirements of Licensee**

5. **MS. MOSES** shall sign release of information forms allowing health professionals and other organizations to submit requested documentation or information directly to the Board.
6. **MS. MOSES** shall submit any and all information that the Board may request regarding her ability to practice according to acceptable and prevailing standards of safe nursing practice.
7. **MS. MOSES** shall not submit or cause to be submitted any false, misleading, or deceptive statements, information, or documentation to the Board or to employers or potential employers.
8. **MS. MOSES** shall submit the reports and documentation required by this Order on forms specified by the Board. All reporting and communications required by this Order shall be made to the Monitoring Unit of the Board.
9. **MS. MOSES** shall submit the reports and documentation required by this Order to the attention of the Compliance Unit, Ohio Board of Nursing, 17 South High Street, Suite 660, Columbus, OH 43215-3466.
10. **MS. MOSES** shall verify that the reports and documentation required by this Order are received in the Board office.
11. **MS. MOSES** shall inform the Board within three (3) business days, in writing, of any change in address and/or telephone number.

Motion adopted by a majority vote of the Board members present with Patricia Sharpnack abstaining.

This Order shall become effective immediately and is hereby entered upon the Journal of the Board for the 18th day of November 2021.

Tyrell, Robin L. (fka "Robin L. Carter"), R.N. 303395 (CASE #20-3643)

**Action:** It was moved by Sandra Beidelschies, seconded by Donna Hanly, that the Board find that **MS. TYRELL** has failed to submit to an examination when directed, and that the failure was not due to circumstances beyond her control, and that in accordance with Section 4723.28(G) ORC, **MS. TYRELL** has admitted the truth of the allegations set forth in the July 20, 2021, Examination Order issued to **MS. TYRELL** and that **MS. TYRELL** has an impairment affecting her ability to provide safe nursing care. It was further moved that **MS. TYRELL's** license to practice nursing as a registered nurse in the State of Ohio be suspended for an indefinite period of time with conditions for reinstatement set forth below:

### **CONDITIONS FOR REINSTATEMENT**

1. **MS. TYRELL** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. TYRELL** shall appear in person for interviews before the full Board or its designated representative as requested by the Board and prior to reinstatement.
3. **MS. TYRELL** shall, at her own expense, submit to a professional examination specifically addressing her ability to safely function in a clinical nursing capacity by The University of Cincinnati Physicians Company ("UC"), 260 Stetson Street, Suite 3200, Cincinnati, Ohio 45219, or another examiner approved in advance, in writing, by the Board or its designee (hereinafter "Examiner"). Prior to the evaluation, **MS. TYRELL** shall notify the Board Monitoring Agent of the appointment date, so that the Monitoring Agent can send the necessary records to the Examiner. **MS. TYRELL** shall execute releases to permit the Examiner to obtain any information deemed appropriate and necessary for the evaluation. The Examiner shall submit a written opinion to the Board that includes diagnoses, recommendations for treatment and monitoring, and any restrictions that should be placed on **MS. TYRELL's** practice. The Examiner shall provide an opinion to the Board regarding whether **MS. TYRELL** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.
4. **MS. TYRELL** shall enter into a Consent Agreement with the Board for terms and restrictions determined by the Board for a minimum period of time determined by the Board. The terms and restrictions determined by the Board shall include, but not be limited to, completion or continuation of mental health and/or chemical dependency treatment, or other treatment recommended, and/or restrictions specified by the Examiner, as set forth in paragraph 3., above. If the Board and **MS. TYRELL** are unable to agree to terms and restrictions in a Consent Agreement, the terms and restrictions shall be determined after a hearing is held.

### Reporting Requirements of Licensee

5. **MS. TYRELL** shall sign release of information forms allowing health professionals and other organizations to submit requested documentation or information directly to the Board.
6. **MS. TYRELL** shall submit any and all information that the Board may request regarding her ability to practice according to acceptable and prevailing standards of safe nursing practice.
7. **MS. TYRELL** shall not submit or cause to be submitted any false, misleading, or deceptive statements, information, or documentation to the Board or to employers or potential employers.
8. **MS. TYRELL** shall submit the reports and documentation required by this Order on forms specified by the Board. All reporting and communications required by this Order shall be made to the Monitoring Unit of the Board.
9. **MS. TYRELL** shall submit the reports and documentation required by this Order to the attention of the Compliance Unit, Ohio Board of Nursing, 17 South High Street, Suite 660, Columbus, OH 43215-3466.
10. **MS. TYRELL** shall verify that the reports and documentation required by this Order are received in the Board office.
11. **MS. TYRELL** shall inform the Board within three (3) business days, in writing, of any change in address and/or telephone number.

Motion adopted by a majority vote of the Board members present with Patricia Sharpnack abstaining.

This Order shall become effective immediately and is hereby entered upon the Journal of the Board for the 18th day of November 2021.

Donnelly, Britteny Louise, R.N. 378554 (CASE #20-4053)

**Action:** It was moved by Erin Keels, seconded by Sandra Beidelschies, that the Board that **MS. DONNELLY** has failed to submit to an examination when directed, and that the failure was not due to circumstances beyond her control, and that in accordance with Section 4723.28(G) ORC, **MS. DONNELLY** has admitted the truth of the allegations set forth in the July 13, 2021, Examination Order issued to **MS. DONNELLY**, and that **MS. DONNELLY** has an impairment affecting her ability to provide safe nursing care. It was further moved that **MS. DONNELLY's** license to practice nursing as a registered nurse in the State of Ohio be suspended for an indefinite period of time with conditions for reinstatement set forth below:

## CONDITIONS FOR REINSTATEMENT

1. **MS. DONNELLY** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MS. DONNELLY** shall appear in person for interviews before the full Board or its designated representative as requested by the Board and prior to reinstatement.
3. **MS. DONNELLY** shall, at her own expense, submit to a substance use disorder examination specifically addressing her ability to safely function in a clinical nursing capacity, by Gregory A. Andrews, M.D., 4125 West Ridge Road, Erie, Pennsylvania 16506, or another examiner approved in advance, in writing, by the Board or its designee (hereinafter "Examiner"). Prior to the examination, **MS. DONNELLY** shall notify the Board Monitoring Agent of the appointment date, so that the Monitoring Agent can send the necessary records to the Examiner. **MS. DONNELLY** shall execute releases to permit the Examiner to obtain any information deemed appropriate and necessary for the examination. The Examiner shall submit a written opinion to the Board that includes diagnoses, recommendations for treatment and monitoring, and any restrictions that should be placed on **MS. DONNELLY's** practice. The Examiner shall provide an opinion to the Board regarding whether **MS. DONNELLY** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.
4. **MS. DONNELLY** shall enter into a Consent Agreement with the Board for terms and restrictions determined by the Board for a minimum period of time determined by the Board. The terms and restrictions determined by the Board shall include, but not be limited to, completion or continuation of mental health and/or chemical dependency treatment, or other treatment recommended, and/or restrictions specified by the Examiner, as set forth in paragraph 3., above. If the Board and **MS. DONNELLY** are unable to agree to terms and restrictions in a Consent Agreement, the terms and restrictions shall be determined after a hearing is held.

## Reporting Requirements of Licensee

5. **MS. DONNELLY** shall sign release of information forms allowing health professionals and other organizations to submit requested documentation or information directly to the Board.
6. **MS. DONNELLY** shall submit any and all information that the Board may request regarding her ability to practice according to acceptable and prevailing standards of safe nursing practice.
7. **MS. DONNELLY** shall not submit or cause to be submitted any false, misleading, or deceptive statements, information, or documentation to the Board or to employers or potential employers.

8. **MS. DONNELLY** shall submit the reports and documentation required by this Order on forms specified by the Board. All reporting and communications required by this Order shall be made to the Monitoring Unit of the Board.
9. **MS. DONNELLY** shall submit the reports and documentation required by this Order to the attention of the Compliance Unit, Ohio Board of Nursing, 17 South High Street, Suite 660, Columbus, OH 43215-3466.
10. **MS. DONNELLY** shall verify that the reports and documentation required by this Order are received in the Board office.
11. **MS. DONNELLY** shall inform the Board within three (3) business days, in writing, of any change in address and/or telephone number.

Motion adopted by a majority vote of the Board members present with Patricia Sharpnack abstaining.

This Order shall become effective immediately and is hereby entered upon the Journal of the Board for the 18th day of November 2021.

Gildersleeve, Michael Louis (aka "Michael L. Roberts"), P.N. 153833 (CASE #20-4141, #20-1437)

**Action:** It was moved by Erin Keels, seconded by Sandra Beidelschies, that the Board finds that **MR. GILDERSLEEVE** has failed to submit to an examination when directed, and that the failure was not due to circumstances beyond his control, and that in accordance with Section 4723.28(G) ORC, **MR. GILDERSLEEVE** has admitted the truth of the allegations set forth in the February 4, 2021 Examination Order issued to **MR. GILDERSLEEVE**, and that **MR. GILDERSLEEVE** has an impairment affecting his ability to provide safe nursing care. It was further moved that **MS. GILDERSLEEVE's** license to practice nursing as a licensed practical nurse in the State of Ohio be suspended for an indefinite period of time with conditions for reinstatement set forth below:

#### **CONDITIONS FOR REINSTATEMENT**

1. **MR. GILDERSLEEVE** shall obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. **MR. GILDERSLEEVE** shall appear in person for interviews before the full Board or its designated representative as requested by the Board and prior to reinstatement.
3. **MR. GILDERSLEEVE** shall, at his own expense, submit to a substance use disorder examination specifically addressing his ability to safely function in a clinical nursing capacity, by the Cleveland Clinic Foundation (CCF)/Alcohol and Drug Recovery Center, 1730 West 25<sup>th</sup> Street, Cleveland, Ohio 44113, or

another examiner approved in advance, in writing, by the Board or its designee (hereinafter "Examiner"). Prior to the examination, **MR. GILDERSLEEVE** shall notify the Board Monitoring Agent of the appointment date, so that the Monitoring Agent can send the necessary records to the Examiner. **MR. GILDERSLEEVE** shall execute releases to permit the Examiner to obtain any information deemed appropriate and necessary for the examination. The Examiner shall submit a written opinion to the Board that includes diagnoses, recommendations for treatment and monitoring, and any restrictions that should be placed on **MR. GILDERSLEEVE's** practice. The Examiner shall provide an opinion to the Board regarding whether **MR. GILDERSLEEVE** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.

4. **MR. GILDERSLEEVE** shall enter into a Consent Agreement with the Board for terms and restrictions determined by the Board for a minimum period of time determined by the Board. The terms and restrictions determined by the Board shall include, but not be limited to, completion or continuation of mental health and/or chemical dependency treatment, or other treatment recommended, and/or restrictions specified by the Examiner, as set forth in paragraph 3., above. If the Board and **MR. GILDERSLEEVE** are unable to agree to terms and restrictions in a Consent Agreement, the terms and restrictions shall be determined after a hearing is held.

#### **Reporting Requirements of Licensee**

5. **MR. GILDERSLEEVE** shall sign release of information forms allowing health professionals and other organizations to submit requested documentation or information directly to the Board.
6. **MR. GILDERSLEEVE** shall submit any and all information that the Board may request regarding his ability to practice according to acceptable and prevailing standards of safe nursing practice.
7. **MR. GILDERSLEEVE** shall not submit or cause to be submitted any false, misleading, or deceptive statements, information, or documentation to the Board or to employers or potential employers.
8. **MR. GILDERSLEEVE** shall submit the reports and documentation required by this Order on forms specified by the Board. All reporting and communications required by this Order shall be made to the Monitoring Unit of the Board.
9. **MR. GILDERSLEEVE** shall submit the reports and documentation required by this Order to the attention of the Compliance Unit, Ohio Board of Nursing, 17 South High Street, Suite 660, Columbus, OH 43215-3466.
10. **MR. GILDERSLEEVE** shall verify that the reports and documentation required by this Order are received in the Board office.

11. **MR. GILDERSLEEVE** shall inform the Board within three (3) business days, in writing, of any change in address and/or telephone number.

Motion adopted by a majority vote of the Board members present with Patricia Sharpnack abstaining.

This Order shall become effective immediately and is hereby entered upon the Journal of the Board for the 18th day of November 2021.

#### VOLUNTARY RETIREMENT

**Action:** It was moved by Erin Keels, seconded by Nancymarie Phillips, that the Board accept the Permanent Voluntary Retirement from the practice of nursing for the following case:

Johnston, Carmen, P.N. 114954 (CASE #20-1003).

Motion adopted by a majority vote of the Board members present with Patricia Sharpnack abstaining.

#### **SUMMARY SUSPENSION AND NOTICE OF OPPORTUNITY FOR HEARING**

Akabutu, Kenneth, P.N. 121801 (CASE #21-5961)

**Action:** It was moved by Nancymarie Phillips, seconded by Erin Keels, that the Board Summarily Suspend the license of **KENNETH AKABUTU, P.N. 121801**, and issue a Notice of Opportunity for Hearing for violations of Chapter 4723 ORC.

Motion adopted by a majority vote of the Board members present with Joanna Ridgeway and Patricia Sharpnack abstaining.

This Order shall become effective immediately and is hereby entered upon the Journal of the Board for the 18th day of November 2021.

#### **CONSOLIDATION HEARING/NO REQUEST HEARING**

Hindel, Tasha D. (aka "Tasha Dunfee"), R.N. 357298, P.N. 123110 (CASE #20-3494, #19-2429)

**Action:** It was moved by Sanra Beidelschies, seconded by Daniel Lehmann, that the Board consolidate Case Number 20-003494, related to the September 17, 2020 Notice of Immediate Suspension and Opportunity for Hearing, and Case Number 19-002429, related to the March 18, 2021 Notice of Immediate Suspension and Opportunity for Hearing. It was further moved that upon consideration of the charges stated against **TASHA D. HINDEL** in the Notices and evidence supporting the charges, the Board find that **MS. HINDEL** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notices, and that **MS. HINDEL's** licenses to practice nursing as a registered nurse and licensed practical nurse be suspended for an indefinite period of time but not less than three (3) years with the conditions for reinstatement set forth below, and following reinstatement, **MS. HINDEL's** licenses to practice nursing as a registered nurse and licensed practical nurse shall be subject to a stayed suspension under the probationary terms and restrictions set forth below for a

minimum period of three (3) years including the **Temporary Narcotic and Temporary Practice Restrictions**, set forth below.

### **SUSPENSION OF LICENSES**

**MS. HINDEL's** licenses are suspended for an indefinite period of time but not less than three (3) years.

The Board may reinstate **MS. HINDEL's** licenses if **MS. HINDEL** submits a written request for reinstatement and is determined by the Board or its designee to have complied with the Conditions for Reinstatement.

### **CONDITIONS FOR REINSTATEMENT**

**MS. HINDEL shall:**

1. Be determined, by the Board or its designee, to be able to practice as a nurse according to acceptable and prevailing standards of safe nursing care based upon an interview and review of the documentation specified in this Order.
2. Obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
3. Appear in person for interviews with the Board's designated representative, as requested by the Board or its designee.
4. **Within ninety (90) days immediately prior to requesting reinstatement**, submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of **MS. HINDEL**, including a check of Federal Bureau of Investigation (FBI) records, and shall request that BCII submit **MS. HINDEL's** criminal records check to the Board. The Board will not consider a request for reinstatement until **MS. HINDEL's** completed criminal records check, including the FBI check, is received by the Board.

### ***Evaluation***

5. **Within ninety (90) days immediately prior to requesting reinstatement**, at **MS. HINDEL's** expense, obtain a substance use disorder evaluation by a substance use disorder professional approved by the Board or its designee and, prior to the evaluation, provide the substance use disorder professional with a copy of this Order and the Notices. **MS. HINDEL** shall execute releases to permit the substance use disorder professional to obtain any information deemed appropriate and necessary for the evaluation. The substance use disorder professional shall submit a written opinion to the Board that includes diagnoses, recommendations for treatment and monitoring, any additional restrictions that should be placed on **MS. HINDEL's** licenses, and a statement as to whether **MS. HINDEL** is capable of practicing nursing according to acceptable and prevailing

standards of safe nursing care.

6. Provide the Board with satisfactory documentation of compliance with all aspects of the treatment plan developed by the substance use disorder professional described above until released. Further, the Board may utilize the professional's recommendations and conclusions from the evaluation as a basis for additional terms and restrictions on **MS. HINDEL's** licenses.

### **Monitoring**

7. Abstain completely from personal use or possession of drugs, except those prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. HINDEL's** history. **MS. HINDEL** shall self-administer the prescribed drugs only in the manner prescribed.
8. Abstain completely from the use of alcohol or any products containing alcohol.
9. **For a minimum, continuous period of one (1) year immediately prior to requesting reinstatement**, submit, at **MS. HINDEL's** expense and on the day selected, blood, breath, hair or urine specimens for drug and/or alcohol analysis at a collection site specified by the Board at such times as the Board may request. Upon and after **MS. HINDEL's** initiation of drug screening, refusal to submit such specimen, or failure to submit such specimen on the day she is selected, or in such a manner as the Board may request, shall constitute a violation of a restriction placed on a license for purposes of Section 4723.28(B), ORC. This screening shall require a daily call-in process. The specimens submitted by **MS. HINDEL** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has received a complete copy of this Order prior to prescribing for **MS. HINDEL**.
  - a. **Prior** to initiating drug screening:
    - i. Provide a copy of this Order to all treating practitioners;
    - ii. Provide to the Board a list of all treating practitioners, including addresses and telephone numbers; and
    - iii. Cause all treating practitioners to complete a medication prescription report for any and all substances prescribed, administered, or dispensed to **MS. HINDEL**, **and** submit the report directly to the Board.
  - b. **After** initiating drug screening, be under a **continuing duty** to:
    - i. Provide a copy of this Order, prior to initiating treatment, to additional treating practitioners;

- ii. Update the list of treating practitioners with the Board within forty-eight (48) hours of being treated by another practitioner;
- iii. Notify the Board of any and all medication(s) or prescription(s) received within twenty-four (24) hours of release from hospitalization or medical treatment; and
- iv. Cause all treating practitioners to complete a medication prescription report for any and all substances prescribed, administered, or dispensed to **MS. HINDEL** *and* submit the report directly to the Board.

10. **For a minimum, continuous period of one (1) year immediately prior to requesting reinstatement**, attend a minimum of one (1) meeting per week of a support or peer group meeting approved in advance by the Board, or a Twelve Step program, and provide satisfactory documentation of such attendance to the Board prior to reinstatement.

***Reporting Requirements for Suspension Period***

11. Report to the Board, in writing, any violation of this Order within thirty (30) days of the occurrence of the violation.
12. Sign release of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.
13. Submit any and all information that the Board may request regarding **MS. HINDEL's** ability to practice nursing according to acceptable and prevailing standards of safe nursing care.
14. Not submit or cause to be submitted any false, misleading, or deceptive statements, information, or documentation to the Board.
15. Submit the reports and documentation required by this Order on forms specified by the Board. All reporting and communications required by this Order shall be sent by email to: [monitoring@nursing.ohio.gov](mailto:monitoring@nursing.ohio.gov) or by mail to:

**Compliance Unit  
Ohio Board of Nursing  
17 South High Street, Suite 660  
Columbus, OH 43215-3466**

16. Verify that the reports and documentation required by this Order are received in the Board office.
17. Inform the Board **within five (5) business days**, in writing, of any change in residential or home address or telephone number.

18. Submit to the Board a completed application for reinstatement on the form provided by the Board.

### **PROBATIONARY PERIOD**

Following reinstatement, the suspension shall be stayed and **MS. HINDEL's** licenses shall be subject to Probationary Terms and Restrictions for a minimum period of three (3) years.

### **PROBATIONARY TERMS AND RESTRICTIONS**

#### **MS. HINDEL shall:**

1. Obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
2. Appear in person for interviews with the Board's designated representative, as requested by the Board or its designee.

#### ***Evaluation***

3. **Upon the request of the Board or its designee and within ninety (90) days of that request**, at **MS. HINDEL's** expense, obtain a substance use disorder evaluation by a substance use disorder professional approved by the Board or its designee and, prior to the evaluation, provide the substance use disorder professional with a copy of this Order and the Notices. **MS. HINDEL** shall execute releases to permit the substance use disorder professional to obtain any information deemed appropriate and necessary for the evaluation. The substance use disorder professional shall submit a written opinion to the Board that includes diagnoses, recommendations for treatment and monitoring, any additional restrictions that should be placed on **MS. HINDEL's** licenses, and a statement as to whether **MS. HINDEL** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.
4. **If a substance use disorder evaluation is requested**, provide the Board with satisfactory documentation of compliance with all aspects of the treatment plan developed by the substance use disorder professional described above until released. Further, the Board may utilize the professional's recommendations and conclusions from the evaluation as a basis for additional terms and restrictions on **MS. HINDEL's** licenses.

#### ***Monitoring***

5. Abstain completely from personal use or possession of drugs, except those prescribed, administered, or dispensed to her by another so authorized by law

who has full knowledge of **MS. HINDEL's** history. **MS. HINDEL** shall self-administer prescribed drugs only in the manner prescribed.

6. Abstain completely from the use of alcohol or any products containing alcohol.
7. Submit, at her expense, and on the day selected, blood, breath, hair or urine specimens for drug and/or alcohol analysis at a collection site specified by the Board at such times as the Board may request. Refusal to submit such specimen, or failure to submit such specimen on the day she is selected, or in such a manner as the Board may request, shall constitute a violation of a restriction placed on a license for purposes of Section 4723.28(B), ORC. This screening shall require a daily call-in process. The specimens submitted by **MS. HINDEL** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has received a complete copy of this Order prior to prescribing for **MS. HINDEL**.

**MS. HINDEL** shall:

- a. Provide a copy of this Order, prior to initiating treatment, to additional treating practitioners;
  - b. Update the list of treating practitioners with the Board within forty-eight (48) hours of being treated by another practitioner;
  - c. Notify the Board of any and all medication(s) or prescription(s) received within twenty-four (24) hours of release from hospitalization or medical treatment; and
  - d. Cause all treating practitioners to complete a medication prescription report for any and all substances prescribed, administered, or dispensed to **MS. HINDEL** *and* submit the report directly to the Board.
8. Attend a minimum of one (1) meeting per week of a support or peer group meeting approved in advance by the Board, or a Twelve Step program, and provide satisfactory documentation of such attendance to the Board every six (6) months.

### ***Employment Conditions***

9. **Upon the request of the Board or its designee, prior to working in a position where a license to practice nursing is required**, complete and submit satisfactory documentation of completion of a nurse refresher course or an extensive orientation approved in advance by the Board or its designee.
10. **Prior to accepting employment as a nurse**, each time with every employer, notify the Board, in writing. Any period during which **MS. HINDEL** does not work in a position within the State of Ohio for which a license to practice nursing is

required **shall not count** toward fulfilling the probationary period imposed by this Order.

11. Be under a continuing duty to provide a copy of this Order to any new employer **prior to accepting employment as a nurse.**
12. Have current employer(s), if working in a position where a license to practice nursing is required, submit written reports regarding job performance **on a quarterly basis beginning within thirty (30) days of the effective date of this Order or beginning within thirty (30) days of working in a position as a nurse, whichever is later.**
13. Have current employer(s) send documentation to the Board, along with the first employer report, of receipt of a copy of this Order, including the date this Order was received.

#### ***Reporting Requirements for Probationary Period***

14. Report to the Board, in writing, any violation of this Order within thirty (30) days of the occurrence of the violation.
15. Sign release of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.
16. Submit any and all information that the Board may request regarding **MS. HINDEL's** ability to practice nursing according to acceptable and prevailing standards of safe nursing care.
17. Not submit or cause to be submitted any false, misleading, or deceptive statements, information, or documentation to the Board or to employers or potential employers.
18. Submit the reports and documentation required by this Order on forms specified by the Board. All reporting and communications required by this Order shall be sent by email to: [monitoring@nursing.ohio.gov](mailto:monitoring@nursing.ohio.gov) or by mail to:

**Compliance Unit  
Ohio Board of Nursing  
17 South High Street, Suite 660  
Columbus, OH 43215-3466**

19. Verify that the reports and documentation required by this Order are received in the Board office.
20. Inform the Board **within five (5) business days**, in writing, of any change in employment status or of any change in residential or home address or telephone number.

## LICENSE RESTRICTIONS

In addition to Probationary Terms and Restrictions, **MS. HINDEL's** licenses are subject to the following License Restrictions:

### Temporary Narcotic Restriction

**MS. HINDEL** shall not administer, have access to, or possess (except as prescribed for **MS. HINDEL's** use by another so authorized by law who has full knowledge of **MS. HINDEL's** history) any narcotics, other controlled substances, or mood altering drugs. In addition, **MS. HINDEL** shall not count narcotics or possess or carry any work keys for locked medication carts, cabinets, drawers, or containers. **MS. HINDEL** shall not call in or order prescriptions or prescription refills.

### Temporary Practice Restrictions

**MS. HINDEL** shall not practice nursing as a registered nurse or licensed practical nurse (1) in a patient's residence; (2) for staffing agencies or pools; (3) for an individual or group of individuals who directly engage **MS. HINDEL** to provide nursing services for fees, compensation, or other consideration or who engage **MS. HINDEL** as a volunteer; or (4) as an independent contractor or for *locum tenens* assignments.

**MS. HINDEL** shall not function in a position or employment where the job duties or requirements involve management of nursing and nursing responsibilities, or supervising and evaluating nursing practice. Such positions include, but are not limited to, the following: Director of Nursing, Assistant Director of Nursing, Nurse Manager, Vice President of Nursing.

### FAILURE TO COMPLY

The stay of **MS. HINDEL's** suspension shall be lifted and **MS. HINDEL's** licenses to practice nursing as a registered nurse and licensed practical nurse will be automatically suspended if it appears to the Board that **MS. HINDEL** has violated or breached any terms or conditions of this Order. Following the automatic suspension, the Board shall notify **MS. HINDEL** via certified mail of the specific nature of the charges and automatic suspension of **MS. HINDEL's** licenses. **MS. HINDEL** may request a hearing regarding the charges.

### DURATION

The Board may only alter the probationary period imposed by this Order if: (1) the Board determines that **MS. HINDEL** has complied with all aspects of this Order; and (2) the Board determines that **MS. HINDEL** is able to practice nursing according to acceptable and prevailing standards of safe nursing care without Board monitoring, based upon an interview with **MS. HINDEL** and review of the reports as required herein.

As indicated above under Employment Conditions, any period during which **MS. HINDEL** does not work in a position within the State of Ohio for which a license to practice nursing is required shall not count toward fulfilling the probationary period imposed by this Order.

Motion adopted by a majority vote of the Board members present with Patricia Sharpnack abstaining.

This Order shall become effective immediately and is hereby entered upon the Journal of the Board for the 18th day of November 2021.

Temple, Jessica Lynn, P.N. 168830 (CASE #20-5742, #19-4787)

**Action:** It was moved by Sanra Beidelschies, seconded by Daniel Lehmann, that the Board consolidate Case Number 20-005742, related to the January 14, 2021 Notice of Automatic Suspension and Opportunity for Hearing, and Case Number 19-004787, related to the July 22, 2021 Notice of Immediate Suspension and Opportunity for Hearing. It was further moved that upon consideration of the charges stated against **JESSICA LYNN TEMPLE** in the Notices and evidence supporting the charges, the Board find that **MS. TEMPLE** has committed acts in violation of the Nurse Practice Act, Ohio Revised Code Chapter 4723, as stated in the Notices, and that **MS. TEMPLE's** license to practice nursing as a licensed practical nurse be suspended for an indefinite period of time with the conditions for reinstatement set forth below, and following reinstatement, **MS. TEMPLE's** license to practice nursing as a licensed practical nurse shall be subject to a stayed suspension under the probationary terms and restrictions set forth below for a minimum period of two (2) years including the **Temporary Narcotic and Temporary Practice Restrictions**, set forth below.

### **SUSPENSION OF LICENSE**

**MS. TEMPLE's** license is suspended for an indefinite period of time.

The Board may reinstate **MS. TEMPLE's** license if **MS. TEMPLE** submits a written request for reinstatement and is determined by the Board or its designee to have complied with the Conditions for Reinstatement.

### **CONDITIONS FOR REINSTATEMENT**

**MS. TEMPLE shall:**

1. Be determined, by the Board or its designee, to be able to practice as a nurse according to acceptable and prevailing standards of safe nursing care based upon an interview and review of the documentation specified in this Order.
2. Obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.
3. Appear in person for interviews with the Board's designated representative, as requested by the Board or its designee.

4. **Within ninety (90) days immediately prior to requesting reinstatement**, submit a request to the Bureau of Criminal Identification and Investigation (BCII) to conduct a criminal records check of **MS. TEMPLE**, including a check of Federal Bureau of Investigation (FBI) records, and shall request that BCII submit **MS. TEMPLE's** criminal records check to the Board. The Board will not consider a request for reinstatement until **MS. TEMPLE's** completed criminal records check, including the FBI check, is received by the Board.
5. Pay a fine of five hundred dollars (\$500.00), payable online by credit or debit card.
6. Submit documentation of her full compliance with the requirements imposed by the Guernsey County Court of Common Pleas in Case Number 20-CR-165.

### ***Evaluation***

7. **Within ninety (90) days immediately prior to requesting reinstatement**, at **MS. TEMPLE's** expense, obtain a substance use disorder evaluation by a substance use disorder professional approved by the Board or its designee and, prior to the evaluation, provide the substance use disorder professional with a copy of this Order and the Notices. **MS. TEMPLE** shall execute releases to permit the substance use disorder professional to obtain any information deemed appropriate and necessary for the evaluation. The substance use disorder professional shall submit a written opinion to the Board that includes diagnoses, recommendations for treatment and monitoring, any additional restrictions that should be placed on **MS. TEMPLE's** license, and a statement as to whether **MS. TEMPLE** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.
8. Provide the Board with satisfactory documentation of compliance with all aspects of the treatment plan developed by the substance use disorder professional described above until released. Further, the Board may utilize the professional's recommendations and conclusions from the evaluation as a basis for additional terms and restrictions on **MS. TEMPLE's** license.

### ***Monitoring***

9. Abstain completely from personal use or possession of drugs, except those prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. TEMPLE's** history. **MS. TEMPLE** shall self-administer the prescribed drugs only in the manner prescribed.
10. Abstain completely from the use of alcohol or any products containing alcohol.
11. **For a minimum, continuous period of ninety (90) days immediately prior to requesting reinstatement**, submit, at **MS. TEMPLE's** expense and on the day

selected, blood, breath, hair or urine specimens for drug and/or alcohol analysis at a collection site specified by the Board at such times as the Board may request. Upon and after **MS. TEMPLE's** initiation of drug screening, refusal to submit such specimen, or failure to submit such specimen on the day she is selected, or in such a manner as the Board may request, shall constitute a violation of a restriction placed on a license for purposes of Section 4723.28(B), ORC. This screening shall require a daily call-in process. The specimens submitted by **MS. TEMPLE** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has received a complete copy of this Order prior to prescribing for **MS. TEMPLE**.

a. **Prior** to initiating drug screening:

- i. Provide a copy of this Order to all treating practitioners;
- ii. Provide to the Board a list of all treating practitioners, including addresses and telephone numbers; and
- iii. Cause all treating practitioners to complete a medication prescription report for any and all substances prescribed, administered, or dispensed to **MS. TEMPLE**, **and** submit the report directly to the Board.

b. **After** initiating drug screening, be under a **continuing duty** to:

- i. Provide a copy of this Order, prior to initiating treatment, to additional treating practitioners;
- ii. Update the list of treating practitioners with the Board within forty-eight (48) hours of being treated by another practitioner;
- iii. Notify the Board of any and all medication(s) or prescription(s) received within twenty-four (24) hours of release from hospitalization or medical treatment; and
- iv. Cause all treating practitioners to complete a medication prescription report for any and all substances prescribed, administered, or dispensed to **MS. TEMPLE** **and** submit the report directly to the Board.

12. **For a minimum, continuous period of ninety (90) days immediately prior to requesting reinstatement**, attend a minimum of one (1) meeting per week of a support or peer group meeting approved in advance by the Board, or a Twelve Step program, and provide satisfactory documentation of such attendance to the Board prior to reinstatement.

***Reporting Requirements for Suspension Period***

13. Report to the Board, in writing, any violation of this Order within thirty (30) days of the occurrence of the violation.
14. Sign release of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.
15. Submit any and all information that the Board may request regarding **MS. TEMPLE's** ability to practice nursing according to acceptable and prevailing standards of safe nursing care.
16. Not submit or cause to be submitted any false, misleading, or deceptive statements, information, or documentation to the Board.
17. Submit the reports and documentation required by this Order on forms specified by the Board. All reporting and communications required by this Order shall be sent by email to: [monitoring@nursing.ohio.gov](mailto:monitoring@nursing.ohio.gov) or by mail to:

**Compliance Unit  
Ohio Board of Nursing  
17 South High Street, Suite 660  
Columbus, OH 43215-3466**

18. Verify that the reports and documentation required by this Order are received in the Board office.
19. Inform the Board **within five (5) business days**, in writing, of any change in residential or home address or telephone number.
20. Submit to the Board a completed application for reinstatement on the form provided by the Board.

**PROBATIONARY PERIOD**

Following reinstatement, the suspension shall be stayed and **MS. TEMPLE's** license shall be subject to Probationary Terms and Restrictions for a minimum period of two (2) years.

**PROBATIONARY TERMS AND RESTRICTIONS**

**MS. TEMPLE shall:**

1. Obey all federal, state, and local laws, and all laws and rules governing the practice of nursing in Ohio.

2. Appear in person for interviews with the Board's designated representative, as requested by the Board or its designee.
3. Submit documentation of her full compliance with the requirements imposed by the Guernsey County Court of Common Pleas in Case Number 20-CR-165.

### ***Evaluation***

4. **Upon the request of the Board or its designee and within ninety (90) days of that request**, at **MS. TEMPLE's** expense, obtain a substance use disorder evaluation by a substance use disorder professional approved by the Board or its designee and, prior to the evaluation, provide the substance use disorder professional with a copy of this Order and the Notices. **MS. TEMPLE** shall execute releases to permit the substance use disorder professional to obtain any information deemed appropriate and necessary for the evaluation. The substance use disorder professional shall submit a written opinion to the Board that includes diagnoses, recommendations for treatment and monitoring, any additional restrictions that should be placed on **MS. TEMPLE's** license, and a statement as to whether **MS. TEMPLE** is capable of practicing nursing according to acceptable and prevailing standards of safe nursing care.
5. **If a substance use disorder evaluation is requested**, provide the Board with satisfactory documentation of compliance with all aspects of the treatment plan developed by the substance use disorder professional described above until released. Further, the Board may utilize the professional's recommendations and conclusions from the evaluation as a basis for additional terms and restrictions on **MS. TEMPLE's** license.

### ***Monitoring***

6. Abstain completely from personal use or possession of drugs, except those prescribed, administered, or dispensed to her by another so authorized by law who has full knowledge of **MS. TEMPLE's** history. **MS. TEMPLE** shall self-administer prescribed drugs only in the manner prescribed.
7. Abstain completely from the use of alcohol or any products containing alcohol.
8. Submit, at her expense, and on the day selected, blood, breath, hair or urine specimens for drug and/or alcohol analysis at a collection site specified by the Board at such times as the Board may request. Refusal to submit such specimen, or failure to submit such specimen on the day she is selected, or in such a manner as the Board may request, shall constitute a violation of a restriction placed on a license for purposes of Section 4723.28(B), ORC. This screening shall require a daily call-in process. The specimens submitted by **MS. TEMPLE** shall be negative, except for substances prescribed, administered, or dispensed to her by another so authorized by law who has received a complete copy of this Order prior to prescribing for **MS. TEMPLE**.

**MS. TEMPLE** shall:

- a. Provide a copy of this Order, prior to initiating treatment, to additional treating practitioners;
  - b. Update the list of treating practitioners with the Board within forty-eight (48) hours of being treated by another practitioner;
  - c. Notify the Board of any and all medication(s) or prescription(s) received within twenty-four (24) hours of release from hospitalization or medical treatment; and
  - d. Cause all treating practitioners to complete a medication prescription report for any and all substances prescribed, administered, or dispensed to **MS. TEMPLE** *and* submit the report directly to the Board.
9. Attend a minimum of one (1) meeting per week of a support or peer group meeting approved in advance by the Board, or a Twelve Step program, and provide satisfactory documentation of such attendance to the Board every six (6) months.

***Employment Conditions***

10. **Upon the request of the Board or its designee, prior to working in a position where a license to practice nursing is required**, complete and submit satisfactory documentation of completion of a nurse refresher course or an extensive orientation approved in advance by the Board or its designee.
11. **Prior to accepting employment as a nurse**, each time with every employer, notify the Board, in writing. Any period during which **MS. TEMPLE** does not work in a position within the State of Ohio for which a license to practice nursing is required **shall not count** toward fulfilling the probationary period imposed by this Order.
12. Be under a continuing duty to provide a copy of this Order to any new employer **prior to accepting employment as a nurse**.
13. Have current employer(s), if working in a position where a license to practice nursing is required, submit written reports regarding job performance **on a quarterly basis beginning within thirty (30) days of the effective date of this Order or beginning within thirty (30) days of working in a position as a nurse, whichever is later**.
14. Have current employer(s) send documentation to the Board, along with the first employer report, of receipt of a copy of this Order, including the date this Order was received.

***Reporting Requirements for Probationary Period***

15. Report to the Board, in writing, any violation of this Order within thirty (30) days of the occurrence of the violation.
16. Sign release of information forms allowing health professionals and other organizations to submit the requested documentation directly to the Board.
17. Submit any and all information that the Board may request regarding **MS. TEMPLE's** ability to practice nursing according to acceptable and prevailing standards of safe nursing care.
18. Not submit or cause to be submitted any false, misleading, or deceptive statements, information, or documentation to the Board or to employers or potential employers.
19. Submit the reports and documentation required by this Order on forms specified by the Board. All reporting and communications required by this Order shall be sent by email to: [monitoring@nursing.ohio.gov](mailto:monitoring@nursing.ohio.gov) or by mail to:

**Compliance Unit  
Ohio Board of Nursing  
17 South High Street, Suite 660  
Columbus, OH 43215-3466**

20. Verify that the reports and documentation required by this Order are received in the Board office.
21. Inform the Board **within five (5) business days**, in writing, of any change in employment status or of any change in residential or home address or telephone number.

**LICENSE RESTRICTIONS**

**In addition to Probationary Terms and Restrictions, MS. TEMPLE's license is subject to the following License Restrictions:**

**Temporary Narcotic Restriction**

**MS. TEMPLE** shall not administer, have access to, or possess (except as prescribed for **MS. TEMPLE's** use by another so authorized by law who has full knowledge of **MS. TEMPLE's** history) any narcotics, other controlled substances, or mood altering drugs. In addition, **MS. TEMPLE** shall not count narcotics or possess or carry any work keys for locked medication carts, cabinets, drawers, or containers. **MS. TEMPLE** shall not call in or order prescriptions or prescription refills.

### **Temporary Practice Restrictions**

**MS. TEMPLE** shall not practice nursing as a licensed practical nurse (1) in a patient's residence; (2) for staffing agencies or pools; (3) for an individual or group of individuals who directly engage **MS. TEMPLE** to provide nursing services for fees, compensation, or other consideration or who engage **MS. TEMPLE** as a volunteer; or (4) as an independent contractor or for *locum tenens* assignments.

**MS. TEMPLE** shall not function in a position or employment where the job duties or requirements involve management of nursing and nursing responsibilities. Such positions include, but are not limited to, the following: Director of Nursing, Assistant Director of Nursing, Nurse Manager, Vice President of Nursing.

### **FAILURE TO COMPLY**

The stay of **MS. TEMPLE's** suspension shall be lifted and **MS. TEMPLE's** license to practice nursing as a licensed practical nurse will be automatically suspended if it appears to the Board that **MS. TEMPLE** has violated or breached any terms or conditions of this Order. Following the automatic suspension, the Board shall notify **MS. TEMPLE** via certified mail of the specific nature of the charges and automatic suspension of **MS. TEMPLE's** license. **MS. TEMPLE** may request a hearing regarding the charges.

### **DURATION**

The Board may only alter the probationary period imposed by this Order if: (1) the Board determines that **MS. TEMPLE** has complied with all aspects of this Order; and (2) the Board determines that **MS. TEMPLE** is able to practice nursing according to acceptable and prevailing standards of safe nursing care without Board monitoring, based upon an interview with **MS. TEMPLE** and review of the reports as required herein.

As indicated above under Employment Conditions, any period during which **MS. TEMPLE** does not work in a position within the State of Ohio for which a license to practice nursing is required shall not count toward fulfilling the probationary period imposed by this Order.

Motion adopted by a majority vote of the Board members present with Patricia Sharpnack abstaining.

This Order shall become effective immediately and is hereby entered upon the Journal of the Board for the 18th day of November 2021.

## **MONITORING**

### **RELEASE FROM SUSPENSION/PROBATION**

**Action:** It was moved by Matthew Carle, seconded by Deborah Knueve, that the following, with the recommendation by Patricia Sharpnack, Supervising Member for Disciplinary Matters, be released from their Consent Agreement(s) and/or Adjudication Order(s):

McCreary, Brandy, P.N. 158961 (CASE #19-4954); Ricci, Jessica, R.N. 341181 (CASE #17-7404); Haidet, Tommi, R.N. 420584, APRN-CNP 024303 (CASE #19-8105); Goodhart, David, R.N. 466778 (CASE #19-3366); Durinka, Kelly, P.N. 102412 (CASE #18-0955); Price, Megan, P.N. 167885 (CASE #20-5151); Ware, Tasha, R.N. 434083 (CASE #20-1058, 19-7993); Sodd, Wendy, P.N. 123411 (CASE #18-6399); Boggan, Tenisha, P.N. 171429 (CASE #19-5688); Harvey, David, R.N. 410124 (CASE #19-2737); Kanavel, Samantha, R.N. 372068, APRN-CNP 020468 (CASE #19-4491); Luedemann, Shelley, R.N. 462447 (CASE #18-1646); Sekas, Samantha, R.N. 445016 (CASE #20-0305); Dawson, Adrienne, P.N. 130502 (CASE #19-1932); Jones, Samara, R.N. 395585 (CASE #19-5334, 19-5025, 19-5097); Harris, Kelly, R.N. 309069 (CASE #19-1456); Stojakovic, Maja, R.N. 450976 (CASE #19-1264); Curry, Kathy, R.N. 378255 (CASE #20-5109, 20-5027); Pearce, Tiffany, R.N. 374594 (CASE #17-5465); Poe, Michele, P.N. 155142 (CASE #20-5564, 20-5205); Pastor, Rashawna, P.N. 125503 (CASE #18-5563); Wolpert, Lindsey, R.N. 357234 (CASE #14-0406).

Motion adopted by a majority vote of the Board members present with Patricia Sharpnack abstaining.

### **RELEASE OF SUSPENSION/PROBATION – EARLY RELEASE**

**Action:** It was moved by Matthew Carle, seconded by Deborah Knueve, that the following, with the recommendation by Patricia Sharpnack, Supervising Member for Disciplinary Matters, be released early from their Consent Agreement(s):

Young, Adele, R.N. 378684 (CASE #19-3011); Redman, Cody, R.N. 451848 (CASE #19-3226, #19-3934, #19-6457); Williams, Erica, P.N. 150160 (CASE #11-3847).

Motion adopted by a majority vote of the Board members present with Patricia Sharpnack abstaining.

### **RELEASE FROM SUSPENSION/PROBATION - PERMANENT PRACTICE RESTRICTIONS REMAIN**

**Action:** It was moved by Matthew Carle, seconded by Deborah Knueve, that the following, with the recommendation by Patricia Sharpnack, Supervising Member for Disciplinary Matters, be released from their Consent Agreement(s) and/or Adjudication Order with the exception of the permanent practice restrictions that will remain in effect:

Mendenhall, Kari, R.N. 322321 (CASE #12-1580); Burr, Roberta, P.N. 079615 (CASE #11-5140); DeJohn, Amanda, R.N. 329665 (CASE #20-0620); Love, Elyshia, R.N. 380539, P.N. 116798 (CASE #19-3387); Raudebaugh, Elizabeth, R.N. 313196 (CASE #15-4180).

Motion adopted by a majority vote of the Board members present with Patricia Sharpnack abstaining.

**RELEASE FROM SUSPENSION/PROBATION – EARLY RELEASE – PERMANENT PRACTICE RESTRICTIONS REMAIN**

**Action:** It was moved by Nancymarie Phillips, seconded by Sandra Beidelschies, that the following, with the recommendation by Patricia Sharpnack, Supervising Member for Disciplinary Matters, be released early from her Consent Agreement with the exception of the permanent practice restrictions that will remain in effect:

Martz, Catherine, R.N. 410779 (CASE #16-4914, #16-0968).

Motion adopted by a majority vote of the Board members present with Patricia Sharpnack abstaining.

**RELEASE FROM TEMPORARY NARCOTIC RESTRICTION**

**Action:** It was moved by Nancymarie Phillips, seconded by Sandra Beidelschies, that the following, with the recommendation by Patricia Sharpnack, Supervising Member for Disciplinary Matters, be released from the temporary narcotic restriction within their Consent Agreement(s):

Raudabaugh, Jeffrey, R.N. 261645 (CASE #18-2016); Swinehart, Zachary, R.N. 388939 (CASE #19-6819); Havranek, Heather, R.N. 355583, P.N. 122103 (CASE #20-3775).

Motion adopted by a majority vote of the Board members present with Patricia Sharpnack abstaining.

**REINSTATEMENT REQUEST PER CONDITIONS OF CONSENT AGREEMENT**

**Action:** It was moved by Nancymarie Phillips, seconded by Sandra Beidelschies, that the following, with the recommendation by Patricia Sharpnack, Supervising Member for Disciplinary Matters, be reinstated subject to the probationary terms and restrictions of their Consent Agreement(s):

Lewis, Kristen, P.N. 154241 (CASE #20-4740, #21-1088); Merrida, LaTonya, P.N. 177009 (CASE #21-0567, #21-0538); Klawonn, Kristina, R.N. 365704, P.N. 122399 (CASE #20-3281); Jairam, Sunita, R.N. 337895 (CASE #19-5185); Johnson, Twyna, R.N. 304184 (CASE #20-5472, #20-4906); Schultz, Emily, R.N. 379256 (CASE #21-2762); Henderson, Amanda, R.N. 454312 (CASE #19-7562, #19-7042).

Motion adopted by a majority vote of the Board members present with Patricia Sharpnack abstaining.

### **MOTION TO APPROVE**

**Action:** It was moved by Erin Keels, seconded by Daniel Lehmann, that the Board accept the following approvals made by Patricia Sharpnack, Supervising Member for Disciplinary Matters:

Bryant, Lybrinia, P.N. 157391 (CASE #21-1251, #20-5197) - Approve Brian Kasson, APRN CRNA, DNP, as the nurse educator and the learning plan submitted by Mr. Kasson.

Deemer, Jacob, R.N. 427680, PRN-CRNA 0020368 (CASE #21-4524) – Approve Thales Pavlatos, MD, as designated supervising practitioner, and a nursing position as an APRN-CRNA with Mercy Anesthesiologists at Ohio Valley Surgical Hospital effective September 27, 2021.

Graber, Kathleen, R.N. 326472, APRN-CNP 11036 (CASE #18-5168, #18-2100) – Approve the extensive orientation as a Registered Nurse – Patient Care Coordinator at The Ohio State University Medical Center in Columbus.

Dismon, Taylor, P.N. 162233 (CASE #20-3759) – Approve Brian Kasson, APRN CRNA, DNP, to complete the Educational Assessment and Learning Plan.

Zumstein, James, R.N. 375071 (CASE #21-2912) – Approve Brian Beckley, LPCC, to complete mental health and substance use disorder counseling.

Stacklin, Jocelyn, R.N. 362869 (CASE #13-5938) – Approve Keith Davis, MD, to complete the comprehensive physical evaluation.

Nolta, Jr., Everett, R.N. 398596, P.N. 143688 (CASE #18-2420) – Approve Kevin Foley, LICDC, to complete the substance use disorder evaluation.

Hornyak, Jason, R.N. 359245 (CASE #20-5150, #20-5278, #20-5279) – Approve Serene Wettstein, APRN-CNP, to complete the substance use disorder evaluation.

Mull, Kelly, P.N. 103396 (CASE #20-4233, #21-1141) – Approve Michelle Rathfelder, LISW-S, to complete the substance use disorder evaluation.

Visnick, Melissa, P.N. 180215 (CASE #21-2992) - Approve Virginia Cole, LPCC-S, to complete the substance use disorder evaluation.

Murphy, Teresa, CHW 001663 (CASE #20-5758) - Approve Catherine Matisi, DO, to complete the substance use disorder evaluation.

Ayala, Dana, R.N. 385888 (CASE #20-6063) – Approve Patricia Friel, LICDC-CS, to complete the substance use disorder evaluation.

Bowe, Mercedes, R.N. 466841, P.N. 163963 (CASE #20-5934, #20-5878) – Approve Bonnie Hayes, LCDC III, LPCC, to complete the substance use disorder evaluation.

Nichpor, Theodore, R.N. 365730 (CASE #16-3926) – Approve Candace Jones, LSW, LCDC III, to complete the substance use disorder evaluation.

Stasher, Alicia, P.N. 130189 (CASE #19-3297) – Approve Kellie Hopkins, LICDC, to complete the substance use disorder evaluation.

Benndorf, Sherrill, P.N. 163140 (CASE #20-4562, #20-3276) – Approve Sheenah Melson Scott, LICDC-CS, to complete the substance use disorder evaluation.

Carroll, Wesleigh, R.N. 476849 (CASE #21-3933, #21-3715) – Approve Joan Stenger, LICDC, LPCC, to complete the substance use disorder evaluation.

Clark-Stricklen, Dawn, R.N. 344623 (CASE #19-2022, #19-1633; #20-3007) – Approve Heather Voyles, LISW, to complete the mental health evaluation.

Simpson, Valencia, P.N. 167137 (CASE #20-2579) - Approve Peggy Cook, Psychologist, to complete the mental health evaluation.

Rickett, April, R.N. 342773 (CASE #20-5325) – Approved to accept a RN nursing position with ViaQuest Psychiatric & Behavioral Solutions.

Groom, Erica, R.N. 335264, APRN-CRNA 15189 (CASE #19-4647, #19-4550) – Approved to accept a CRNA nursing position with Legacy Surgery Center in Lyndhurst.

Clement, Benjamin, R.N. 378029 (CASE #20-4826) – Approved to accept a nursing position as the supervisor medical operations with CSL Plasma.

Blazer, Rustina, R.N. 456633 (CASE #19-7415) – Approved to accept a RN nursing position with Home Care by Callos.

Adams, Tiffany, P.N. 142287 (CASE #17-6470) – Approved to accept a LPN nursing position with IntelyCare Staffing Agency practicing at designated locations.

Brandewie, Bethany, P.N. 148465 (CASE #19-7035) – Approved to accept a nursing position as a Nursing Team Leader with Woodhaven Residential Center.

Fields, Melissa, P.N. 139696 (CASE #20-4911) - Approved to accept a nursing position as a Nursing Team Leader with Woodhaven Residential Center.

Knight, LaWanda, R.N. 424815 (CASE #15-8768) – Approved to accept a nursing position as Director of Nursing with Lizzie’s Home Care in Cleveland.

Tomaro, Mirella, P.N. 112188 (CASE #08-1676) – Approved to accept a nursing position as Charge Nurse with Westpark Healthcare Campus in Cleveland.

Motion adopted by a majority vote of the Board members present with Patricia Sharpnack abstaining.

### **MISCELLANEOUS MONITORING MOTIONS**

**Action:** It was moved by Daniel Lehmann, seconded by Joanna Ridgeway, the Board approve the following, as recommended by Patricia Sharpnack, Supervising Member for Disciplinary Matters:

Duncan, Amy, R.N. 338222 (CASE #13-2783) – Approved Margaret Scholle, LICDC, to complete the substance use disorder evaluation and Charles Walters, MD, to complete the psychiatric evaluation.

Coffey, Amelia, P.N. 141249 (CASE #17-7370) – Approved Tammy Henderson, LPCC-S, and Rebecca Carbary, LISW-S, to complete the mental health evaluation.

Harris, Camille, P.N. NCLEX (CASE #17-3806) – Approved Ebony Hull, LISW-S, to complete the mental health evaluation.

Betts, Colin, R.N. 435660 (CASE #19-1739) – Approved Aasia Syed, MD, to complete the psychiatric evaluation and Stefan Dabowski, LPCC, to complete the mental health evaluation.

Springer, Tyler, R.N. 405551 (CASE #18-7253) – Approved the learning plan submitted by Katheryn Fernandez, PhD, and reinstatement effective November 19, 2021.

Haven, Sheryl, P.N. 116948 (CASE #19-4911) – Approval to administer, have access to, or possess narcotics, other controlled substances, or mood-altering drugs; and to count narcotics or possess or carry work keys for locked medication carts, cabinets, drawers, or containers and to call in or order prescriptions or prescription refills while employed as a nurse at OrrVilla Retirement Community in Orrville, Ohio.

Duncan, Sarah, R.N. 413641 (CASE #20-4227) – Released from the probationary terms and restrictions in the November 19, 2020 Addendum to/and the September 19, 2019 Consent Agreement effective November 19, 2021.

Snider, Heather, R.N. 480676 (CASE #20-0514) - Released from the probationary terms and restrictions in the March 22, 2018 Adjudication Order and the July 23, 2020 Consent Agreement.

Glantzis, Allison, R.N. 353028, P.N. 117806 (CASE #20-1840) – Approved the mental health evaluation submitted by Trevor Davis, LSW, and reinstatement upon submission of a completed reinstatement application.

Motion adopted by a majority vote of the Board members present with Patricia Sharpnack abstaining.

### **COMPLETION OF REQUIREMENTS**

**Action:** It was moved by Sandra Beidelschies, seconded by Joanna Ridgeway, that the Board approve prior completion of Reprimand Consent Agreement and/or Adjudication Order(s) terms and restrictions for the following:

Berkal, Louise, R.N. 262658 (CASE #12-6037); Moore, Shannon, P.N. 140688 (CASE #20-1596); Hynes, Melanie, R.N. 405669, APRN-CNP 16383 (CASE #20-0310); Butcher, Cathy, R.N. 316655 (CASE #21-1190, #21-1156); Fox, Joshua, R.N. 474984 (CASE #21-0550); Graf, Carolyn, P.N. 178731 (CASE #20-3543); Curnes, Sharon, R.N. 252670 (CASE #21-0746); Dewitt, Courtney, P.N. 178729 (CASE #21-0351); Paugh, Kailey, R.N. 424554 (CASE #20-4872, #20-4853); Readence, Jamie, P.N. 166661 (CASE #19-4435); Blott, Dena, R.N. 418762 (CASE #20-2755); Miller, Brittany, R.N. 395592, APRN-CNP 022041 (CASE #20-3453); Natali, Chris, R.N. 261942 (CASE #20-4143).

Motion adopted by a majority vote of the Board members present with Patricia Sharpnack abstaining.

### **REPORTS TO THE BOARD**

#### **Open Forum – Thursday, November 18, 2021 at 10:30 a.m.**

There were no participants for Open Forum.

#### **Other Reports**

##### **Summary of Nursing Education Program Annual Reports**

Lisa Emrich reviewed the summary of the nursing education program annual reports for the time period of July 1, 2020 through June 30, 2021 and responded to Board member questions.

##### **NEALP Report**

L. Emrich reviewed the NEALP Report provided by the Ohio Department of Higher Education (ODHE), regarding its administration of the Nurse Education Assistance Loan Program. The report contains fiscal information for July 1, 2020, to June 30, 2021 (FY21, and the loans approved for the 2021-2022 school year and projected costs.

##### **NEALP Funding Recommendation**

L. Emrich reviewed the NEALP funding recommendation. The Board agreed by general consensus to recommend to ODHE that NEALP funding be prioritized for applicants who are pursuing graduate education to become nursing faculty, then for applicants for RN education, and then for pre-licensure PN applicants in the event PN education funding is resumed.

## **Board Committee on Advisory Group Appointments**

### **Continuing Education**

**Action:** It was moved by Matthew Carle, seconded by Joanna Ridgeway, that the Board appoint Stephanie Clubbs and Terry Pope, as members of the Advisory Group on Continuing Education, for a two-year term beginning January 1, 2022. Motion adopted by unanimous vote of the Board members present.

### **Dialysis**

**Action:** It was moved by Matthew Carle, seconded by Donna Hanly, that the Board appoint Lisa Arndt, Elizabeth Green and Jammie Wilson, as members of the Advisory Group on Dialysis, for a two-year term beginning January 1, 2022. Motion adopted by unanimous vote of the Board members present.

### **Nursing Education**

**Action:** It was moved by Donna Hanly, seconded by Matthew Carle, that the Board appoint Beverly Helms, Mary Grady, Connie Bowler, Cathy Learn, Judy Kreye, and Katrina Kelley, to the Advisory Group on Nursing Education, for a two-year term beginning January 1, 2022. Motion adopted by unanimous vote of the Board members present.

## **GENERAL INFORMATION (FYI)**

The Board reviewed the general information items.

## **BOARD GOVERNANCE**

### **Nomination of Board Officers**

Patricia Sharpnack nominated Erin Keels for the office of President, and she accepted the nomination.

### **Vice-President**

Patricia Sharpnack nominated Sandra Beidelschies for the office of Vice-President, and she accepted the nomination.

### **Supervising Member for Disciplinary Matters**

Deborah Knueve nominated Sandra Ranck for the Supervising Member for Disciplinary Matters. Sandra Ranck was not able to be present at the meeting but she notified the Board in writing of her interest in being nominated to serve as the Supervising Member for Disciplinary Matters.

### **Election of Board Officers**

#### **President**

The nominee for the office of President was Erin Keels. A roll call vote was taken, and the Board members present unanimously voted to elect Erin Keels as President.

### **Vice President**

The nominee for the office of Vice President was Sandra Beidelschies. A roll call vote was taken, and the Board members present unanimously voted to elect Sandra Beidelschies as Vice President

### **Supervising Member for Disciplinary Matters**

The nominee for Supervising Member for Disciplinary Matters was Sandra Ranck. A roll call vote was taken, and the Board members present unanimously voted to elect Sandra Ranck as Supervising Member for Disciplinary Matters.

### **Appointment of Advisory Group Chairs Continuing Education**

**Action:** It was moved by Patricia Sharpnack, seconded by Erin Keels, that the Board appoint Daniel Lehmann as Chair of the Advisory Group on Continuing Education to serve for a term of one-year, effective January 1, 2022. Motion adopted by unanimous vote of the Board members present.

### **Dialysis**

**Action:** It was moved by Nancymarie Phillips, seconded by Joanna Ridgeway, that the Board appoint Deborah Knueve as Chair of the Advisory Group on Dialysis to serve for a term of one-year, effective January 1, 2022. Motion adopted by unanimous vote of the Board members present.

### **Nursing Education**

**Action:** It was moved by Patricia Sharpnack, seconded by Donna Hanly, that the Board appoint Sandra Ranck as Chair of the Advisory Group on Nursing Education to serve for a term of one-year, effective January 1, 2022. Motion adopted by unanimous vote of the Board members present.

### **Appointment of Board Hearing Committee**

**Action:** It was moved by Patricia Sharpnack, seconded by Joanna Ridgeway, that the Board appoint Sandra Beidelschies, Daniel Lehmann, and Deborah Knueve to serve on the Board Hearing Committee and Nancymarie Phillips, Matthew Carle, and Donna Hanly as alternates, all serving for a term of one-year, effective February 22, 2022. Motion adopted by unanimous vote of the Board members present.

The Board Hearing Committee will convene in 2022 on April 12, August 16, and October 12.

### **Authorization for the Use of Hearing Examiners**

**Action:** It was moved by Sandra Beidelschies, seconded by Daniel Lehmann, that the Board authorize the use of hearing examiners for hearings during the period of January 1, 2022 through December 31, 2022. Motion adopted by unanimous vote of the Board members present.

**Authorization for the Supervising Member or President to Issue Notices of Immediate or Automatic Suspension and Orders of Summary Suspension**

**Action:** It was moved by Daniel Lehmann, seconded by Nancymarie Phillips, that the Board authorize the Supervising Member for Disciplinary Matters, or the Board President, to issue notices of immediate suspension, automatic suspension in criminal cases as required by law, and orders of summary suspension for the period of January 1, 2022 through December 31, 2022. Motion adopted by unanimous vote of the Board members present.

**Authorization for the Use of Signature Stamps and Electronic Signatures**

**Action:** It was moved by Nancymarie Phillips, seconded by Joanna Ridgeway, that the Board authorize the use of signature stamps and electronic signatures of the Board President, Supervising Member for Disciplinary Matters, and Executive Director, by designated staff for the period of January 1, 2022 through December 31, 2022. Motion adopted by unanimous vote of the Board members present.

**Authorization to Make Editorial Changes to Motions of the Board**

**Action:** It was moved by Erin Keels, seconded by Deborah Knueve, that the Board authorize the Executive Director to make editorial changes to motions for the period of January 1, 2022 through December 31, 2022. Motion adopted by unanimous vote of the Board members present.

**Authorization for Designated Staff to Sign AP and PIIP Agreements**

**Action:** It was moved by Deborah Knueve, seconded by Patricia Sharpnack, that the Board authorize designated staff of the Alternative Program for Chemical Dependency and the Practice Intervention and Improvement Program to sign program contracts on behalf of the Board for the period of January 1, 2022 through December 31, 2022. Motion adopted by unanimous vote of the Board members present.

**Appointment of Interim Executive Director**

**Action:** It was moved by Joanna Ridgeway, seconded by Patricia Sharpnack, that the Board continue the appointment of Charity Robl as the Interim Executive Director pursuant to the terms of an Employee Exchange Agreement between the Board and the Ohio Department of Commerce. Motion adopted by unanimous vote of the Board members present.

**Authorization for the Executive Director to Establish Standards of Employee Conduct**

**Action:** It was moved by Patricia Sharpnack, seconded by Nancymarie Phillips, that the Board authorize the Executive Director to establish standards of conduct for employees of the Board, including reviewing, revising, and/or re-approving existing standards of conduct. Motion adopted by unanimous vote of the Board members present.

**Hotel for 2022 Board Meetings**

Joanna Ridgeway provided the information regarding hotel reservations for the 2022 Board meetings and the Board Retreat. Margo Pettis will email the reservations links to the members to make their reservations.

**NCSBN Meeting**

The NCSBN Midyear Meeting will be held in St. Louis, Missouri on March 5–9, 2022. More information will be provided at a later date.

**EVALUATION OF MEETING AND ADJOURNMENT**

The Board acknowledged and thanked Patricia Sharpnack and extended their gratitude for her contributions and years of service to the Board. The Board also acknowledged and thanked Joanna Ridgeway for the excellent job she did in filling the role of the Presiding Board President.

On Wednesday, November 17, 2021, the meeting adjourned at 2:08 p.m. On Thursday, November 18, 2021, the meeting adjourned at 11:20 a.m.

Joanna G. Ridgeway, LPN  
Vice President

**INSERT SIGNATURE UPON APPROVAL**

Attest:

Charity Robl  
Interim Executive Director

**INSERT SIGNATURE UPON APPROVAL**