



RICK SNYDER
GOVERNOR

STATE OF MICHIGAN
DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS
BUREAU OF HEALTH CARE SERVICES

STEVE ARWOOD
DIRECTOR

MICHIGAN BOARD OF NURSING DISCIPLINARY SUBCOMMITTEE MEETING OF FEBRUARY 6, 2014

APPROVED MINUTES

In accordance with the Open Meetings Act, 1976 PA 267, as amended, the Michigan Board of Nursing Disciplinary Subcommittee met in regular session on February 6, 2014 at the Ottawa Building, 611 West Ottawa Street, Upper Level Conference Center, Conference Room 6, Lansing, Michigan.

CALL TO ORDER

Lars Egede-Nissen, Acting Chairperson, called the meeting to order at 2:05 p.m.

ROLL CALL

Members Present: LaDonna Schultz, Public Member, Chairperson (arrived at 2:08 p.m.)
Kathy Bouchard-Wyant, RN, B.A.
Lars Egede-Nissen, Public Member
Mary Brown, RN
Tiffany McDonald, RN

Members Absent: None

Staff Present: Shellayne Grimes, Secretary, Policy, Rules and Board Support Section
Joe Campbell, Director, Enforcement Division
Wendy Helmic, Enforcement Analyst, Enforcement Division
Jennifer Fitzgerald, Assistant Attorney General

Others Present: Laurie Douglass

LaDonna Schultz, Chairperson, arrived at 2:08 p.m. and presided over the meeting.

APPROVAL OF MINUTES

MOTION by Bouchard-Wyant, seconded by Egede-Nissen, to approve the January 16, 2014 minutes, as presented.

MOTION PREVAILED

APPROVAL OF AGENDA

MOTION by Egede-Nissen, seconded by Bouchard-Wyant, to approve the agenda with the following changes: Helmic requested that Regulatory Consideration item 1, Sandra Kay Mack, RN – Consent Order and Stipulation, be removed from the agenda.

MOTION PREVAILED

REGULATORY CONSIDERATIONS

Samuel N. Tabayoyong, RN, LPN – Consent Order and Stipulation

MOTION by Brown, seconded by Bouchard-Wyant, to accept the Consent Order and Stipulation, in the matter of Samuel N. Tabayoyong, RN, LPN.

A roll call vote was held: Yeas – Bouchard-Wyant, Egede-Nissen,
Brown, McDonald, Schultz

MOTION PREVAILED

Elizabeth Anne Beaudoin, RN – Consent Order and Stipulation

MOTION by Bouchard-Wyant, seconded by Brown, to reject the Consent Order and Stipulation, and submit a counter-offer to place Respondent on probation for one (1) year with the following terms and conditions, in the matter of Elizabeth Anne Beaudoin, RN:

(1) Respondent shall submit quarterly employer reports.

All other terms of the Consent Order and Stipulation to remain as written.

Discussion was held.

A roll call vote was held: Yeas – Bouchard-Wyant, Egede-Nissen,
Brown, McDonald, Schultz

MOTION PREVAILED

Additionally, Respondent shall be assessed a fine in the amount of \$250.00, payable within 60 days from the date of the Order.

All other terms of the Consent Order and Stipulation to remain as written.

Discussion was held.

A roll call vote followed: Yeas – Bouchard-Wyant, Egede-Nissen,
Brown, McDonald, Schultz

MOTION PREVAILED

Melissa Hostiguin, RN, LPN – Consent Order and Stipulation

MOTION by Bouchard-Wyant, seconded by Egede-Nissen, to accept the Consent Order and Stipulation, in the matter of Melissa Hostiguin, RN, LPN.

A roll call vote was held: Yeas – Bouchard-Wyant, Egede-Nissen,
Brown, McDonald, Schultz

MOTION PREVAILED

Amy Lynn LaFrance, RN – Consent Order and Stipulation

MOTION by Brown, seconded by Egede-Nissen, to accept the Consent Order and Stipulation, in the matter of Amy Lynn LaFrance, RN.

Discussion was held.

A roll call vote followed: Yeas – Bouchard-Wyant, Egede-Nissen,
Brown, McDonald, Schultz

MOTION PREVAILED

Ebony Comely Moore, RN – Consent Order and Stipulation

MOTION by Bouchard-Wyant, seconded by Egede-Nissen, to reject the Consent Order and Stipulation, and offer a counter-offer to place Respondent on probation for one (1) year with the following terms and conditions, in the matter of Ebony Comely Moore, RN:

(1) Respondent shall be required to also complete a minimum of three (3) credits of continuing education in the area of:

a. Ethics

All other terms of the Consent Order and Stipulation to remain as written.

Discussion was held.

A roll call vote followed: Yeas – Bouchard-Wyant, Egede-Nissen,
Brown, McDonald, Schultz

MOTION PREVAILED

Melinda Irene Piersall, RN – Consent Order and Stipulation

MOTION by Brown, seconded by McDonald, to accept the Consent Order and Stipulation, in the matter of Melinda Irene Piersall, RN.

A roll call vote was held: Yeas – Bouchard-Wyant, Egede-Nissen,
Brown, McDonald, Schultz

MOTION PREVAILED

Daniel John Schuster, RN, LPN – Consent Order and Stipulation

MOTION by Bouchard-Wyant, seconded by Brown, to reject the Consent Order and Stipulation and offer a counter-offer to place Respondent on probation for one (1) year with the following terms and conditions, in the matter of Daniel John Schuster, RN, LPN:

- (1) Respondent shall undergo a Health Professional Recovery Program (HPRP) evaluation within 60 days from the date of the Order, and enter into a monitoring agreement, if recommended.
- (2) Respondent shall submit quarterly employer reports.

All other terms of the Consent Order and Stipulation to remain as written.

Discussion was held.

A roll call vote followed: Yeas – Bouchard-Wyant, Egede-Nissen,
Brown, McDonald, Schultz

MOTION PREVAILED

William Mark Galloway, RN – Consent Order and Stipulation

MOTION by Bouchard-Wyant, seconded by Brown, to accept the Consent Order and Stipulation, in the matter of William Mark Galloway, RN.

A roll call vote was held: Yeas – Bouchard-Wyant, Egede-Nissen,
Brown, McDonald, Schultz

Discussion was held.

A roll call vote followed: Yeas – Bouchard-Wyant, Egede-Nissen,
Brown, McDonald, Schultz

MOTION PREVAILED

Melinda Irene Piersall, RN – Consent Order and Stipulation

MOTION by Brown, seconded by McDonald, to accept the Consent Order and Stipulation, in the matter of Melinda Irene Piersall, RN.

A roll call vote was held: Yeas – Bouchard-Wyant, Egede-Nissen,
Brown, McDonald, Schultz

MOTION PREVAILED

Daniel John Schuster, RN, LPN – Consent Order and Stipulation

MOTION by Bouchard-Wyant, seconded by Brown, to reject the Consent Order and Stipulation and offer a counter-offer to place Respondent on probation for one (1) year with the following terms and conditions, in the matter of Daniel John Schuster, RN, LPN:

- (1) Respondent shall undergo a Health Professional Recovery Program (HPRP) evaluation within 60 days from the date of the Order, and enter into a monitoring agreement, if recommended.
- (2) Respondent shall submit quarterly employer reports.

All other terms of the Consent Order and Stipulation to remain as written.

Discussion was held.

A roll call vote followed: Yeas – Bouchard-Wyant, Egede-Nissen,
Brown, McDonald, Schultz

MOTION PREVAILED

William Mark Galloway, RN – Consent Order and Stipulation

MOTION by Bouchard-Wyant, seconded by Brown, to accept the Consent Order and Stipulation, in the matter of William Mark Galloway, RN.

A roll call vote was held: Yeas – Bouchard-Wyant, Egede-Nissen,
Brown, McDonald, Schultz

MOTION PREVAILED

Jessica Renee Hurley, RN – Consent Order and Stipulation

MOTION by Brown, seconded by Egede-Nissen, to reject the Consent Order and Stipulation, and submit a counter-offer to place Respondent on probation for one (1) year with the following terms and conditions, in the matter of Jessica Renee Hurley, RN:

- (1) Respondent shall be required to complete a minimum of three (3) credits of continuing education in the areas of:
 - a. Disciplinary Actions
 - b. Respecting Professional Boundaries
- (2) Respondent shall submit quarterly employer reports.

Discussion was held.

A roll call vote followed:

Yeas – Bouchard-Wyant, Egede-Nissen,
Brown, McDonald, Schultz

MOTION PREVAILED

Jewell Ann Napper, LPN – Consent Order and Stipulation

MOTION by Egede-Nissen, seconded by Brown, to reject the Consent Order and Stipulation, and submit a counter-offer, requiring a minimum of three (3) credits of additional continuing education in the following areas, in the matter of Jewell Ann Napper, LPN:

- (1) End of Life Care
- (2) Documentation - Critical Aspects of Client Care

All other terms of the Consent Order and Stipulation to remain as written.

Discussion was held.

A roll call vote followed:

Yeas – Bouchard-Wyant, Egede-Nissen,
Brown, McDonald, Schultz

MOTION PREVAILED

Janine A. Roper, RN – Consent Order and Stipulation

MOTION by Brown, seconded by Egede-Nissen, to accept the Consent Order and Stipulation, in the matter of Janine A. Roper, RN.

A roll call vote was held: Yeas – Bouchard-Wyant, Egede-Nissen,
Brown, McDonald, Schultz

MOTION PREVAILED

Charles Leonard West, RN – Consent Order and Stipulation

MOTION by Bouchard-Wyant, seconded by Brown, to accept the Consent Order and Stipulation, in the matter of Charles Leonard West, RN.

A roll call vote was held: Yeas – Bouchard-Wyant, Egede-Nissen,
Brown, McDonald, Schultz

MOTION PREVAILED

Diane Rose Brown, RN – Consent Order and Stipulation

MOTION by Bouchard-Wyant, seconded by Egede-Nissen, to reject the Consent Order and Stipulation, and place Respondent on probation for a minimum of one (1) day until a minimum of three (3) credit hours of continuing education are completed in the following areas, in the matter of Diane Rose Brown, RN:

- (1) Disciplinary Actions
- (2) Patient Privacy
- (3) Righting a Wrong
- (4) HIPAA

All other terms of the Consent Order and Stipulation to remain as written.

Discussion was held.

A roll call vote followed: Yeas – Bouchard-Wyant, Egede-Nissen,
Brown, McDonald, Schultz

MOTION PREVAILED

Theresa Marie Lee, RN – Consent Order and Stipulation

MOTION by Bouchard-Wyant, seconded by Egede-Nissen, to accept the Consent Order and Stipulation, in the matter of Theresa Marie Lee, RN.

Discussion was held.

A roll call vote followed: Yeas – Bouchard-Wyant, Egede-Nissen,
Brown, McDonald, Schultz

MOTION PREVAILED

Joseph Lee Kent, RN – Consent Order and Stipulation

MOTION by Bouchard-Wyant, seconded by Egede-Nissen, to reject the Consent Order and Stipulation, and offer a counter-offer to place Respondent on probation for one (1) year with the following terms and conditions, in the matter of Joseph Lee Kent, RN:

- (1) Respondent shall submit quarterly employer reports.

All other terms of the Consent Order and Stipulation to remain as written.

Discussion was held.

A roll call vote followed: Yeas – Bouchard-Wyant, Egede-Nissen, Brown, McDonald, Schultz

MOTION PREVAILED

Helen E. Obaro, RN – Consent Order and Stipulation

MOTION by Brown, seconded by Egede-Nissen, to accept the Consent Order and Stipulation, in the matter of Helen E. Obaro, RN.

A roll call vote was held: Yeas – Bouchard-Wyant, Egede-Nissen, Brown, McDonald, Schultz

MOTION PREVAILED

Diane Marie Peters, RN – Consent Order and Stipulation

MOTION by Bouchard-Wyant, seconded by Egede-Nissen, to reject the Consent Order and Stipulation, and offer a counter-offer to place Respondent on probation for a period of one (1) year with the following terms and conditions, in the matter of Diane Marie Peters, RN:

- (1) Respondent shall be required to also complete a minimum of three (3) credits of continuing education in the area of:

- ### a. Patient Assessment

- (2) Respondent shall submit quarterly employer reports.

All other terms of the Consent Order and Stipulation to remain as written.

Discussion was held.

A roll call vote followed: Yeas – Bouchard-Wyant, Egede-Nissen, Brown, McDonald, Schultz

MOTION PREVAILED

Melissa Marie Buck, RN – Consent Order and Stipulation

MOTION by Bouchard-Wyant, seconded by McDonald, to accept the Consent Order and Stipulation, in the matter of Melissa Marie Buck, RN.

Discussion was held.

A roll call vote followed: Yeas – Bouchard-Wyant, Egede-Nissen,
Brown, McDonald, Schultz

MOTION PREVAILED

Marianne Fraser, RN – Consent Order and Stipulation

MOTION by Egede-Nissen, seconded by McDonald, to accept the Consent Order and Stipulation, in the matter of Marianne Fraser, RN.

A roll call vote was held: Yeas – Bouchard-Wyant, Egede-Nissen,
Brown, McDonald, Schultz

MOTION PREVAILED

Ann Gorgis Mikha, RN – Request for Dismissal

MOTION by Bouchard-Wyant, seconded by Egede-Nissen, to accept the Request for Dismissal, in the matter of Ann Gorgis Mikha, RN.

A roll call vote was held: Yeas – Bouchard-Wyant, Egede-Nissen,
Brown, McDonald, Schultz

MOTION PREVAILED

Theresa Ann Bischoff, RN, LPN – Administrative Complaint

MOTION by Egede-Nissen, seconded by McDonald, to dissolve the Order of Summary Suspension and suspend Respondent's license for six (6) months and one (1) day, in the matter of Theresa Ann Bischoff, RN, LPN.

A roll call vote was held: Yeas – Bouchard-Wyant, Egede-Nissen,
Brown, McDonald, Schultz

MOTION PREVAILED

James Peter Angelo Cicala, RN – Administrative Complaint

MOTION by Bouchard-Wyant, seconded by Egede-Nissen, to dissolve the Order of Summary Suspension and suspend Respondent's license for a minimum of one (1) day until he enters into a Health Professional Recovery Program (HPRP) monitoring agreement, in the matter of James Peter Angelo Cicala, RN.

Respondent's license shall be automatically reinstated when the Department receives satisfactory evidence from the HPRP verifying either that (1) Respondent has entered into a disciplinary confidential monitoring agreement with the HPRP and that the HPRP has endorsed Respondent as safe to practice, or that (2) the HPRP has determined that Respondent does not require treatment monitoring.

Upon reinstatement, Respondent shall be granted a limited license for a period of one (1) year with the following terms:

- No access to controlled substances
- Automatic reclassification

Respondent shall be placed on probation for a minimum period of two (2) years. The terms of probation shall be as follows:

- a. Submit quarterly employer reports
- b. Compliance with HPRP

Discussion was held.

A roll call vote followed: Yeas – Bouchard-Wyant, Egede-Nissen, Brown, McDonald, Schultz

MOTION PREVAILED

Ashley Rae Fortune, RN – Administrative Complaint

MOTION by Brown, seconded by Egede-Nissen, to dissolve the Order of Summary Suspension and suspend Respondent's license for a minimum of one (1) day until she enters into a Health Professional Recovery Program (HPRP) monitoring agreement, in the matter of Ashley Rae Fortune, RN.

Respondent's license shall be automatically reinstated when the Department receives satisfactory evidence from the HPRP verifying either that (1) Respondent has entered into a disciplinary confidential monitoring agreement with the HPRP and that the HPRP has endorsed Respondent as safe to practice, or that (2) the HPRP has determined that Respondent does not require treatment monitoring.

Upon reinstatement, Respondent shall be granted a limited license for a period of one (1) year with the following terms:

- a. No access to controlled substances
- b. Automatic reclassification

Respondent shall be placed on probation for a minimum period of two (2) years. The terms of probation shall be as follows:

- a. Submit quarterly employer reports
- b. Compliance with HPRP

A roll call vote was held: Yeas – Bouchard-Wyant, Egede-Nissen,
Brown, McDonald, Schultz

MOTION PREVAILED

Thomas Scot Griffith, RN – Administrative Complaint

MOTION by Brown, seconded by Egede-Nissen, to dissolve the Order of Summary Suspension and revoke Respondent's license, in the matter of Thomas Scot Griffith, RN.

Discussion was held.

A roll call vote followed: Yeas – Bouchard-Wyant, Egede-Nissen,
Brown, McDonald, Schultz

MOTION PREVAILED

Kelli Lyn Morton, RN, LPN – Administrative Complaint

MOTION by Brown, seconded by Egede-Nissen, to dissolve the Order of Summary Suspension and suspend Respondent's license for six (6) months and one (1) day, in the matter of Kelli Lyn Morton, RN, LPN.

A roll call vote was held: Yeas – Bouchard-Wyant, Egede-Nissen,
Brown, McDonald, Schultz

MOTION PREVAILED

Julia Karen Pocci, RN – Administrative Complaint

MOTION by Egede-Nissen, seconded by Brown, to suspend Respondent's license for six (6) months and one (1) day, in the matter of Julia Karen Pocci, RN.

Discussion was held.

A roll call vote followed: Yeas – Bouchard-Wyant, Egede-Nissen,
Brown, McDonald, Schultz

MOTION PREVAILED

John Michael Toomey, RN, LPN – Administrative Complaint

MOTION by Bouchard-Wyant, seconded by Egede-Nissen, to dissolve the Order of Summary Suspension, and suspend Respondent's license for a minimum of one (1) day until he enters into a Health Professional Recovery Program (HPRP) monitoring agreement, in the matter of John Michael Toomey, RN, LPN.

Respondent's license shall be automatically reinstated when the Department receives satisfactory evidence from the HPRP verifying either that (1) Respondent has entered into a disciplinary confidential monitoring agreement with the HPRP and that the HPRP has endorsed Respondent as safe to practice, or that (2) the HPRP has determined that Respondent does not require treatment monitoring.

Upon reinstatement, Respondent shall be placed on probation for a minimum period of two (2) years. The terms of probation shall be as follows:

- a. Submit quarterly employer reports
- b. Compliance with HPRP

A roll call vote was held: Yeas – Bouchard-Wyant, Egede-Nissen,
Brown, McDonald, Schultz

MOTION PREVAILED

Kathleen-Miller Douglass, RN – Rewrite for Proposal for Decision

MOTION by Egede-Nissen, seconded by Bouchard-Wyant, to accept the Disciplinary Subcommittee's Findings of Fact and Conclusions of Law and to place Respondent on probation for a minimum of one (1) day until the following terms and conditions are completed, in the matter of Kathleen-Miller Douglass, RN:

- (1) Respondent shall undergo a Health Professional Recovery Program (HPRP) evaluation within 60 days from the date of the Order, and enter into a monitoring agreement, if recommended.

Discussion was held.

A roll call vote followed: Yeas – Bouchard-Wyant, Egede-Nissen,
Brown, McDonald, Schultz

MOTION PREVAILED

PUBLIC COMMENT

None

ANNOUNCEMENTS

The next regularly scheduled Disciplinary Subcommittee meeting will be held on March 6, 2014 immediately following the Board of Nursing full board meeting, scheduled to begin at 9:00 a.m., at the Ottawa Building, 611 W. Ottawa Street, Upper Level Conference Room 3, Lansing, Michigan.

ADJOURNMENT

MOTION by Bouchard-Wyant, seconded by McDonald, to adjourn the meeting at 3:08 p.m.

The meeting was called back to order at 3:14 p.m. by Schultz and seconded by McDonald, due to a recall vote for item 2 under Regulatory Considerations:

Samuel N. Tabayoyong, RN, LPN – Consent Order and Stipulation

MOTION by Brown, seconded by Bouchard-Wyant, to accept the Consent Order and Stipulation, in the matter of Samuel N. Tabayoyong, RN, LPN.

A roll call vote was held:


Yeas – Bouchard-Wyant, Egede-Nissen, Brown, McDonald
Abstain – Schultz

MOTION PREVAILED

MOTION by Egede-Nissen, seconded by McDonald, to adjourn the meeting at 3:15 p.m.


LaDonna Schultz, Public Member, Chairperson


Shellayne Grimes, Board Secretary


Date Minutes Approved


Date Minutes Prepared