



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

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

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

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:

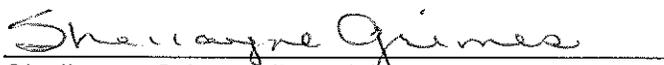
Yeas – Bouchard-Wyant, Egede-Nissen, Brown, McDonald
Abstain – Schultz

MOTION PREVAILED

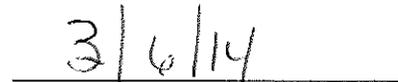
MOTION by Egede-Nissen, seconded by McDonald, to adjourn the meeting at 3:15 p.m.



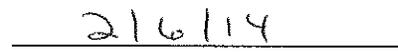
LaDonna Schultz, Public Member, Chairperson



Shellayne Grimes, Board Secretary



Date Minutes Approved



Date Minutes Prepared