# MINUTES OF THE INDIANA STATE BOARD OF NURSING ADMINISTRATIVE LAW JUDGE

Thursday, May 2, 2024 at 8:30 a.m.

\*TO BE HELD THROUGH WEBEX\* TO JOIN, CALL: (240) 454-0887 or LOG ON: indiana.webex.com **MEETING CODE: 172 253 3540** 

### **Administrative Law Judge:**

Jason King, DNP, RN

# **PLA Staff:**

Nicholas Hart Toni Herron Catherine Briney

# **Advisory Counsel:**

Claire Dyer Donald Hannah

# **Court Reporter:**

Molly Fish

### I. Reinstatement (8:30 a.m.)

1. In the Matter of the License of Sherri Jernberg, 28147393A/71002624A Administrative Cause No. 2013 NB 466

DAG: Autumn Murphy

Respondent: present with counsel Lorie Brown

Exhibit(s): Respondent's Exhibit (letter from Hamilton Center), Respondent's Exhibit B (),

Respondent's Exhibit C (), Respondent's Exhibit D (), Respondent's Exhibit E (), Respondent's Exhibit

F(), Respondent's Exhibit G(), Respondent's Exhibit H()

Witness(es): Respondent, Nicholas Hart with ISBN

The ALJ recommended reinstatement of the license on indefinite probation for minimum of 2 years with requirement for her to complete an RN refresher course with clinical component. Signed Board orders, quarterly reports, keep the Board informed of her information, reporting requirements, no supervisory roles, home health, school nursing, or hospice for first year. Must be supervised when working as a nurse. Active practice for minimum of 1 year.

Validate RN v. LPN refresher course, if the same, only needs to do the RN refresher clinical

#### II. Probation (8:30 a.m.)

1. In the Matter of the License of Crystal Compton, 28195404A

Administrative Cause No. 2018 NB 0165

DAG: None

Respondent: present and comfortable proceeding without counsel

Exhibit(s): None

Witness(es): Respondent, Nicholas Hart with ISBN

The ALJ recommended withdrawal of probation.

2. In the Matter of the License of Amber Bethel, 27055576A FAILED TO APPEAR. RESCHEDULE.

Administrative Cause No. 2021 NB 0094

DAG: Autumn Murphy

Respondent: present and comfortable proceeding without counsel

Exhibit(s): None

Witness(es): Respondent, Nicholas Hart with ISBN, Alyssa Hamilton with ISNAP

The ALJ recommended withdrawal of probation.

3. In the Matter of the License of Maureen Banning, 28128594A - Continued

Administrative Cause No. 2019 NB 0181

4. In the Matter of the License of Jennifer Coleman, 281755174A

Administrative Cause No. 2016 NB 0125

DAG: None

Respondent: present and comfortable proceeding without counsel

Exhibit(s): None

Witness(es): Respondent, Nicholas Hart with ISBN

The ALJ recommended withdrawal of probation.

5. In the Matter of the License of Antrinique Sanders, 27072535A

Administrative Cause No. 2015 NB 0105

DAG: None

Respondent: present and comfortable proceeding without counsel

Exhibit(s): None

Witness(es): Respondent, Nicholas Hart with ISBN

The ALJ recommended withdrawal of probation.

6. In the Matter of the License of Jesse Lopez, 28157864A

Administrative Cause No. 2020 NB 0098

DAG: None

Respondent: present with counsel Melissa Middleton

Exhibit(s): None

Witness(es): Respondent, Nicholas Hart with ISBN The ALJ recommended withdrawal of probation.

# III. Personal Appearances (10:00 a.m.)

- 1. LaColin Chizumila: Chizumila appeared for a positive response on his initial application for licensure. He had a OWI in 2013 and 2023. He remains on criminal probation for the OWI. The ALJ recommended issuance of the license on indefinite probation for a minimum of the length of criminal probation or RMA or 6 months active practice, whichever longer. Must engage with ISNAP and sign RMA if a candidate. Signed Board orders, quarterly reports, keep board apprised of information, reporting requirements.
- 2. Drake Cunningham: Cunningham appeared for a positive response an initial application for license. He has a 2023 OWI case. BAC was 0.24. He submitted letters of support from nursing faculty and a letter relating to his military service. He expressed regret relating to making a mistake. He was found by police sleeping at a traffic light in his vehicle. In diversion agreement on the criminal probation. The ALJ recommended issuance of the license on indefinite probation for minimum of 1 year, length of criminal diversion, or RMA, whichever longer. 6 months active practice. Must engage with ISNAP and sign MRA if a candidate. Signed Board orders, quarterly reports, keep board apprised of information, reporting requirements. No home health, hospice, supervisory roles.
- 3. Jazmine Austin: Austin appeared for a positive response on initial application for license. She had multiple arrests related to one false informing case on one arrest. The ALJ recommended issuance and referral to OAG with issuance of the license if Austin passes NCLEX.
- 4. Riley Aldrich: Aldrich appeared for a positive response on his initial application with counsel Lorie Brown. He disclosed a conviction from 2018 for possession of and dealing marijuana. He has successfully concluded that case and reports sobriety from marijuana. He completed a UDS for the PA which showed a negative result. He has a 2023 OWI conviction. He's on probation through June 2024. He was stopped while driving at a drive through where BAC was 0.08, it was higher when taken later at the hospital. The ALJ recommended issuance free and clear if he passes NCLEX.
- 5. Lavelle Fleming: FAILED TO APPEAR. RESCHEDULE.
- 6. Jodie Miksch: FAILED TO APPEAR. RESCHEDULE.
- 7. Jami Brandenburg: Brandenburg appeared for a reinstatement application with a license that expired in 2008. The ALJ recommended reinstatement if the applicant completes NCLEX review with predictor, takes and passes NCLEX, and completes refresher course with a clinical component, OR return to nursing school.
- 8. Lakeshia Eskridge: Eskridge appeared for a positive response on her initial RN application. She provided an order from the Mississippi Board documenting discipline on her LPN license there for documenting patient visits after a patient died. The ALJ recommended issuance of the license on indefinite probation.
- 9. Dianne Johnston: Johnston appeared for a reinstatement application with a license that expired in 2001. The ALJ recommended reinstatement if the applicant completes NCLEX review with predictor, takes and passes NCLEX, and completes refresher course with a clinical component, OR return to nursing school.
- 10. James Biagi: FAILED TO APPEAR. RESCHEDULE.
- 11. Carole Kohli: Kohli appeared for a reinstatement application. Her license expired in 2019. She had an appearance in the summer of 2023. She was told to do a refresher course at that time. She does not feel she needs to complete the course. She wants to volunteer as a nurse. The ALJ recommended requiring the applicant to complete the course. PLA will verify its availability and send that information to Kohli.
- 12. Autumn Robertson VACATED
- 13. Penny Fulkersin VACATED
- 14. Nevin Stults VACATED

- 15. Judith Walker: Walker appeared with a license that expired in 2017. She indicated that much of the period of expiration relates to various life events, including a cancer diagnosis. She asked for a waiver of the refresher course.
- 16. Kati Elain Cridlin: Cridlin appeared for multiple positive responses on her application. These related to a past drug addiction, and the applicant reported that the criminal cases have since been expunged. She reported that she has turned her life around. She graduated from nursing school in 2011 and has never taken and passed NCLEX. The ALJ recommended denial of the application due to years since graduation. Ms. Cridlin completed an NCLEX review in 2022.
- 17. Abiola Balogun: FAILED TO APPEAR. RESCHEDULE.
- 18. Anthony Munyiri: FAILED TO APPEAR. RESCHEDULE.
- 19. Paisley Trotter: FAILED TO APPEAR. RESCHEDULE.
- 20. Taylor Kelley: Kelley appeared for a positive response on her initial application. This related to a near miss incident at work while working in the ED. She reports that learned about communication and asking for help, taking better bedside report, from this included. The ALJ recommended issuance of the compact license free and clear.
- 21. Madelyn Strohl: Strohl appeared for a positive response on her initial application with a positive response. She disclosed two OWI cases in 2023, while she was in nursing school. She reported that she felt her struggles related to childhood abuse. She is already enrolled in a 1 year RMA with ISNAP on her own. The RMA will begin when Strohl receives her license. Strohl reports that her BACs were 0.22 and 0.13. Her criminal probation for both cases are complete. She reports that she has been sober since the OWIs. The ALJ recommended issuance of the license for the length of the RMA with 6 months active practice. Signed board orders, quarterly reports, keep board apprised of information, reporting requirements.
- 22. Christian Dupree: Dupree appeared for an initial application with a positive response. He indicated that he had previous criminal cases that have been disposed of for over a decade. He got in trouble for accessing his phone during the administration of the NCLEX examination. PLA received a report from NCSBN that Dupree was found in violation of NCLEX Candidate Rules because he accessed his phone during a break in the examination. Dupree indicated that he had a panic attack and accessed his phone from his car on a break, but that it was not to cheat. Per NCSBN: "NCSBN is informing the Indiana State Board of Nursing, that based on our investigation, we have determined that the candidate's violation of the NCLEX Candidate Rule was not sufficient in comprising the fairness, psychometric integrity or validity of the candidate's examination/test result. Therefore, NCSBN releases the candidate's result to the NRB." The ALJ recommended issuance of the license free and clear.
- 23. Amy Scott: Scott appeared for a license that expired in 2011. The ALJ recommended reinstatement if the applicant completes NCLEX review with predictor, takes and passes NCLEX, and completes refresher course with a clinical component, OR return to nursing school.
- 24. Carly Lowery: FAILED TO APPEAR. RESCHEDULE.
- 25. Barbra Jean Perry: FAILED TO APPEAR. RESCHEDULE.
- 26. Kimberly Lewis: Lewis appeared for a reinstatement application with a license that expired in 2004. The ALJ recommended reinstatement if the applicant completes NCLEX review with predictor, takes and passes NCLEX, and completes refresher course with a clinical component, OR return to nursing school.
- 27. Elizabeth Henkle: FAILED TO APPEAR. RESCHEDULE.
- 28. Corrina Gorman: FAILED TO APPEAR. RESCHEDULE.
- 29. Sheena Blackman: FAILED TO APPEAR. RESCHEDULE.
- 30. Madeline Copenhaver: Copenhaver provided a positive response on her initial application for licensure. She was arrested for OWI in December 2023. She indicated that she regretted driving, but that she did so to get herself and a passenger away from a dangerous situation that had

- "escalated." Her BAC was 0.15 at the time of the traffic stop and 0.18 at the hospital. She is not finished with her criminal case she has not yet been convicted. The ALJ recommended issuance of the license if she passes NCLEX and a referral of a complaint to the OAG.
- 31. Laura Garvey: Appeared on the call, couldn't stay and informed the ALJ/Board Director she was leaving. Applicant sent a message in the WebEx chat: "Laura Garvey 5/2/2024 11:55 AM Thank you--I am afraid I will need to leave the call; I wasn't aware how long the proceedings would be, and need to return to work. If possible, I would appreciate receiving the information about the 3 step renewal process--I tried to write it down as it was being described to others, but may have missed some details. I will say, it is frustrating to just be finding this out now... why was I allowed to pay the renewal fee (which I assume I'll be reimbursed for), instructed to go for fingerprinting, and then attend a 2+ hr meeting just to be told there is a set process in place for someone in my position? This seems like basic info that could have been provided before I started the renewal process. Thank you." Based on the applicant's license having expired in 2011, PLA will provide the information for Garvey to do the NCLEX review, take NCLEX, and complete the refresher course with clinical component.
- 32. Danielle Hanlon: FAILED TO APPEAR. RESCHEDULE.
- 33. Lana Getto: Getto appeared for a reinstatement application with a license that expired in 2011. The ALJ recommended reinstatement if the applicant completes NCLEX review with predictor, takes and passes NCLEX, and completes refresher course with a clinical component, OR return to nursing school.
- 34. Loretta Sims: Sims appeared for a reinstatement application with a license that expired in 2002. The ALJ recommended reinstatement if the applicant completes NCLEX review with predictor, takes and passes NCLEX, and completes refresher course with a clinical component, OR return to nursing school.
- 35. Danielle Camacho: Camacho appeared for an initial application with a positive response. She disclosed a HIPAA violation from July 2022 when working as a CMA at an urgent care. The patient was directed to go to the ED. She reviewed the patient's file the day after to see if the patient made it to the ED. She ended up getting terminated for the HIPAA violation. The ALJ recommended issuance of the license free and clear if she passes NCLEX. She expressed regret over the situation and insight into why the HIPAA violation was problematic/a violation.