

MINUTES OF THE
INDIANA STATE BOARD OF NURSING
ADMINISTRATIVE LAW JUDGE

will meet on
Thursday, April 6, 2023
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
Dinena Moore
Kayla Perkins
Rebecca Tinsley
Catherine Briney

Advisory Counsel:

Claire Dyer
Donald Hannah

Court Reporter:

Aalayah Purnell

I. Reinstatement

1. In the Matter of the License of Elizabeth Brown-Layman, 28164031A
Administrative Cause No. 2017 NB 0148
DAG: AJ Holbrook
Respondent: Present and comfortable proceeding without counsel
Witness(es): Respondent, Cara Kelly with ISNAP
Exhibit(s): State's Exhibit A (PLA Affidavit)

The ALJ recommended reinstating the license on indefinite probation for minimum of 1 year of active practice. Must complete refresher with clinical component before working. Minimum of 1 year of active practice. Signed board orders and quarterlies. Keep the board informed of information. No home health, hospice, supervisory roles, or narcotics at work for 1 year. Inform board of relapse/arrests/other issues.

2. In the Matter of the License of Erica Chatterton, 27063041A

Administrative Cause No. 2012 NB 0146

DAG: AJ Holbrook

Respondent: Present and comfortable proceeding without counsel

Witness(es): Respondent, Brittany Sholtis with ISNAP

Exhibit(s): State's Exhibit A (PLA Affidavit)

The ALJ recommended reinstating the license on indefinite probation for a minimum of the length of Respondent's RMA. Must complete a refresher course with clinical component prior to working. A minimum of 1 year of active practice. Signed board orders and quarterlies. Keep the board informed of information. No home health, hospice, supervisory roles, or narcotics at work for 1 year. Inform board of relapse/arrests/other issues. Must be supervised. Maintain compliance with RMA.

3. In the Matter of the License of Genna Miller, 28194731A

Administrative Cause No. 2015 NB 0257

DAG: AJ Holbrook

Respondent: Present with counsel Todd Ess

Witness(es): Respondent, Cara Kelly with ISNAP

Exhibit(s): Respondent's Exhibit 1 (Decatur County Probation Report), Respondent's Exhibit 2 (Letter from Jim Ryser and Respondent's Sponsor), Respondent's Exhibit 3 (Letter from Landmark Recovery and IU School of Nursing), Respondent's Exhibit 4 (CEU Certificates), State's Exhibit A (PLA Affidavit)

The ALJ recommended reinstating the license on indefinite probation for the length of Respondent's RMA. A minimum of 1 year of active practice. Signed board orders and quarterly reports. Keep the board apprised of her info and her employer's info. Must complete refresher course with clinical component before working. Maintain compliance in RMA. Inform board of changes/relapses/arrest. No home health, no hospice for the length of probation. No supervisory roles for at least 1 year.

4. In the Matter of the License of Collene Morris, 27057919A

Administrative Cause No. 2013 NB 0040

DAG: AJ Holbrook

Respondent: Present and comfortable proceeding without counsel

Witness(es): Respondent, Cara Kelly with ISNAP

Exhibit(s): None

The ALJ recommended denial of reinstatement of her license. The ALJ recommended permitting Respondent to re-enroll in her RMA with ISNAP.

II. Probation Withdrawals

1. In the Matter of the License of Carey Archer, 27060384A

Administrative Cause No. 2018 NB 0275

DAG: None

Respondent: Present and comfortable proceeding without counsel
Witness(es): Respondent, Brittany Sholtis with ISNAP
Exhibit(s): None

The ALJ recommended withdrawal of probation.

2. In the Matter of the License of Joshua Azbell, 27065963A
Administrative Cause No. 2019 NB 0241
DAG: AJ Holbrook
Respondent: Present and comfortable proceeding without counsel
Witness(es): Respondent, Brittany Sholtis with ISNAP
Exhibit(s): Respondent's Exhibit 1 (Signed Board Order), State's Exhibit A (PLA Affidavit)

The ALJ recommended denial of probation withdrawal.

3. In the Matter of the License of David Estrada, 28201490A
Administrative Cause No. 2016 NB 0401
DAG: AJ Holbrook
Respondent: Present and comfortable proceeding without counsel
Witness(es): Respondent, Cara Kelly with ISNAP. Scott Kaczynski
Exhibit(s): State's Exhibit A (PLA Affidavit)

The ALJ recommended probation withdrawal.

4. In the Matter of the License of Robert Fahey, 28153913A
Administrative Cause No. 2007 NB 0189
DAG: AJ Holbrook
Respondent: Present and comfortable proceeding without counsel
Witness(es): Respondent, Tye Dominguez with ISNAP
Exhibit(s): Respondent's Exhibit A (Letter), Respondent's Exhibit B (CEUs and various other documents), State's Exhibit 1 (PLA Affidavit)

The ALJ recommended denial of probation withdrawal.

5. In the Matter of the License of Christina Freeman, 27044678A
Administrative Cause No. 2020 NB 0220
DAG: AJ Holbrook
Respondent: Present and comfortable proceeding without counsel
Witness(es): Respondent
Exhibit(s): State's Exhibit A (PLA Affidavit)

The ALJ recommended probation withdrawal.

6. In the Matter of the License of Shday Jones, 28201204A
Administrative Cause No. 2019 NB 0140

DAG: AJ Holbrook

Respondent: Present and comfortable proceeding without counsel

Witness(es): Respondent

Exhibit(s): State's Exhibit A (PLA Affidavit), Respondent's Exhibit 1 (Letters from Respondent's Sponsor)

The ALJ recommended probation withdrawal.

7. In the Matter of the License of Andrew Key, 28254001A

Administrative Cause No. 2019 NB 0253

DAG: None

Respondent: Present with counsel Todd Ess

Witness(es): Respondent, Nick Hart, Abigail Rosa with ISNAP

Exhibit(s): Respondent's Exhibit 1, 2, 3 Part 1, 3 Part 2, 3 Part 3, 4 Part 1, 4 Part 2, 4 Part 3, 4 Part 4, 4A, 5, 6 Part 1, 6 Part 2, and 7.

The ALJ recommended probation withdrawal.

8. In the Matter of the License of Matthew Van De Venter, 28246015A

Administrative Cause No. 2020 NB 0176

DAG: None

Respondent: Present and comfortable proceeding without counsel

Witness(es): Respondent

Exhibit(s): None

The ALJ recommended probation withdrawal.

III. Personal Appearances 10:30 a.m.

1. Sonya Johnson: Johnson appeared for a reinstatement application. Her license expired in 2014. The ALJ recommended that Respondent take a refresher course with a clinical component prior to having her license reinstated.
2. Natasha Bunger: Bunger appeared on an application by exam. She graduated in 2009. The ALJ recommended that Respondent must return to school.
3. Marc Sanon: FTA. Reschedule.
4. Joanna Fox: Fox appeared for a reinstatement application. Her license expired in 2019. The ALJ recommended that she be required to complete a refresher course with a clinical component.
5. Robin Tesky: Fox appeared for a reinstatement application. License expired in 2007. Must take NCLEX review w/ 95% predictor score, take and pass NCLEX, and then take refresher course with a clinical component. Alternately, she can return to school.
6. Bolanie Awonusi: Awonusi appeared on an application. She has passed NCLEX but never has been licensed in Indiana. The ALJ recommended granting a license

if the 2008 NCLEX can count, otherwise allowing her to take NCLEX again. She has been a practicing nurse during this time period.

7. Jennifer Held: Held appeared on a reinstatement application. License expired in 2001. Must take NCLEX review w/ 95% predictor score, take and pass NCLEX, and then take refresher course with a clinical component. Alternately, she can return to school.
8. Sharon Vlasak: Vlasak appeared on a reinstatement application. License expired in 2011. Must take NCLEX review w/ 95% predictor score, take and pass NCLEX, and then take refresher course with a clinical component. Alternately, she can return to school.
9. April Jenkins: Jenkins appeared on an application for examination. She has failed NCLEX 4 times. Was sent a refresher course by PLA after a 3 attempt which she took and failed. The ALJ recommended denial of the application.
10. Shakeyah Bell: Jenkins appeared on an application by examination. She has failed NCLEX 3 times. She is currently taking an NCLEX review course. She is also on criminal probation. The ALJ recommends letting her test, issuance on probation if she passes. **Terms:indefinite probation for length of criminal probation or length of RMA...or 1 year active practice, whatever is longest.**
11. Olayinka Willis: Willis appeared on an application by examination. She graduated in 2012. The ALJ recommended requiring Willis to go to school.
12. Janice Ceccucci: FTA. Reschedule.
13. Brittany Walker: Walker appeared on an application by examination. She is preparing for her fourth NCLEX attempt. She has been sent the NCLEX review by PLA. She had a positive response due to a conviction relating to alcohol. Her criminal case is concluded. The ALJ recommends permitting her to test with issuance free and clear. This is her final NCLEX attempt.
14. Mary Arias: Arias appeared on a reinstatement application. Her license expired in 2014. The ALJ recommended she be required to complete a refresher course with a clinical component prior to practicing.
15. Olivia Hendricks: Hendricks appeared on an application by examination. She graduated in 2012. The ALJ recommended requiring her to return to school.
16. Valerie Matlock: Appeared on an application for licensure by examination. Will be a 6th attempt. Is currently completing a review after being told to do so by PLA. The ALJ recommended permitting her to test for a 6th time. Falls into the “grandfathering” procedure.
17. Vanessa Gales: Appeared on an application for compact license. Didn’t disclose a 2003 conviction. She did disclose on previous single state app. The ALJ recommended issuance of the compact license.
18. Brandon McGrath: McGrath appeared on an application for license. He gave a positive response related to criminal cases from 2014 for possession. The ALJ recommended permitting McGrath to test. Issuance free and clear
19. Diana Fabela: Fabela appeared on an application for license by examination. She was convicted of driving under the influence/manslaughter in 2000. The ALJ

recommended allowing her to sit for the NCLEX with license issuance free and clear if she passes.

20. Lalah Smith: Smith appeared on an application for license by endorsement. She is licensed in Illinois. She was charged with aggravated assault and aggravated assault with a deadly weapon in Cook County, Illinois in 2020. She was charged with attempted escape of her monitoring in 2021. She indicated that the escape was due to an intruder in her house and had permission to leave from the Sheriff's office. All criminal cases done. She is licensed in Illinois. The ALJ recommended issuance of the license free and clear.
21. Andrea Price: Price appeared on an application for licensure. She graduated from MedTech in 2011. She is currently re-enrolled in a nursing program with Ivy Tech. The ALJ recommended denial of application and encouraged her to remain enrolled with Ivy Tech.
22. Summer Jones: Jones appeared on an application for licensure by examination. She had multiple positive responses related to a criminal conviction for cocaine possession and driving while suspended. Criminal cases are concluded. The ALJ recommended issuance of license free and clear if she passes NCLEX.
23. Christina Marks: Marks appeared on an application for licensure by endorsement. She had a criminal case from 2019/2020 for possession. She did not provide a positive response on her application. The ALJ recommended that she be issued a license free and clear.
24. Mary Lafary: Lafary appeared on a positive finding for an application for compact license. She indicated that the case was never brought by the prosecutor and provided a letter indicated she was never charged. She didn't know she should provide a positive response. The ALJ recommended issuance of compact license free and clear.
25. Crystal Bussey: FTA. Reschedule.
26. Jamie McIntosh: McIntosh appeared on an application for licensure by examination with a positive response. According to the applicant, it's been expunged. The ALJ recommended allowing her to test with issuance of a license free and clear.
27. Stephanie Rheinlander: Rheinlander appeared for a positive response on an initial application by examination. She had a criminal case for OWI with child endangerment. She said she was at a bad place at the time and experiencing opiate withdrawal. She reported being drug free since June 2022. She is on vivitrol. No pending criminal charges. The ALJ recommended permitting her to test, with license issued on probation. Probation for the length of her RMA. Signed board orders and quarterly reports. Must be supervised without ability to work with narcotics. No home health, hospice, or supervisory roles. Inform board of relapses/arrests/discipline. 1 year of active practice. If the RMA is longer, probation to match that length. Whichever is longer of 1 year of active practice or RMA.

28. Ryan Balthis: Balthis appeared on a positive response on an initial application for licensure. He disclosed a criminal case for possession of marijuana in 2016. The case is complete. The ALJ recommended issuance of a license if he passes NCLEX free and clear.
29. Tracy Baker: Baker appeared for a positive response on a renewal application. Advisory counsel advised her of her 5th Amendment rights due to her pending charges. Baker didn't want to talk about the pending case. The ALJ recommended renewing her license with a referral of a consumer complaint to the Attorney General.