LOUISIANA STATE BOARD OF NURSING 17373 PERKINS ROAD BATON ROUGE, LOUISIANA 70810

MINUTES OF THE HEARING PANEL HELD ON WEDNESDAY, FEBRUARY 21, 2024

Call to Order: The Hearing Panel of the Louisiana State Board of Nursing was called to

order at 9:10 a.m. by T. Moffatt, Vice President, and Presiding Officer, on Wednesday, February 21, 2024, at the Louisiana State Board of Nursing,

17373 Perkins Road, Baton Rouge, Louisiana 70810.

Roll Call: The following Board members were in attendance:

Tracey Moffatt, MHA, BSN, RN, Vice President & Presiding Officer

Jennifer Manning, DNS, APRN, CNS, CNE, Alternate Officer

Wendi Palermo, PhD, RN

Mimi Primeaux, MS, BSN, CRNA

Michelle Collins, Ph.D., CNM, RNC-EFM, FACNM, FAAN, FNAP

Frederick Pinkney, EdD

The following staff members were in attendance:

Karen C. Lyon, PhD, MBA, APRN-CNS_{BC}, NEA_{BC}, Executive

Director/CEO

Isonel Brown, MS, MBA, Chief Administrative Officer

Lauren Papillion, JD, Chief Compliance Officer

Monique Calmes, DNP, APRN, FNP_C, Chief Credentialling Officer Donald Bowman, JD, Director of Hearings/Prosecuting Attorney

Urhonda Beckwith, MSN, APRN, FNP-BC, RNP Director Geneva Carter,

MSN, APRN, FNP, RN Compliance Officer Team Lead

Christin Accardo, RN, Compliance Officer Jennifer Bernard, RN, Compliance Officer Chancelor Fontenot, RN, Compliance Officer

Robin Huet, RN, Compliance Officer

William Wilson, JD, Board Attorney

Jeff Cody, JD, Board Attorney

Alicia Wheeler, JD, Hearing Officer

Suzanne C. Armand, CCR, CVR, Court Reporter, virtually

Ms. Wheeler announced that today will be her last day as the Board's Hearing Officer. Ms. Terrel Kent with the Attorney General's Office will replace her.

Mr. Bowman reported that the matters of Ms. Breanne Marie Walsh and Melanie Cox Belanger have been resolved and will appear under the Nurse Practice Act Violations.

Motion: by J. Manning, to approve the Agenda as amended.

There being no nays or abstentions, the motion carried.

Motion:

by J. Manning, seconded, to authorize one panel member to approve the minutes of today's Hearing Panel. J. Manning will review and approve.

There being no nays or abstentions, the motion carried.

Motion:

by W. Palermo, seconded, to go into Executive Session pursuant to La. R.S. 42:17(1) for the purpose of hearing those disciplinary matters and/or reviewing those consent orders, automatic suspensions and other disciplinary actions in the cases listed on the Agenda.

Voice Vote: T. Moffatt-yes; J. Manning-yes; W. Palermo-yes; M. Primeaux-yes; M. Collins-yes; F. Pinkney-yes

Motion Carried

Glen Paul Carbo

Charges Filed: 10/25/2023

Mr. Carbo entered the hearing room at 9:15 a.m. with his counsel, Mr. John Messer.

Mr. Cody served as the Prosecuting Attorney.

Mr. Messer presented a Motion to Admit Attorney Lorie Brown Pro Hac Vice to the Board.

Mr. Cody opposed the Motion to Admit Attorney Lorie Brown Pro Hac Vice.

Motion:

by W. Palermo, seconded, to deny the Motion to Admit Attorney Lorie Brown Pro Hac Vice.

Voice Vote: T. Moffatt-yes; J. Manning-yes; W. Palermo-yes; M. Primeaux-yes; Michelle Collins-yes; F. Pinkney-yes

Motion Carried

Mr. Messer presented a Motion to Dismiss to the Board.

Mr. Cody opposed the Motion to Dismiss.

Motion: by W. Palermo, seconded, to deny the Motion to Dismiss.

Voice Vote: T. Moffatt-yes; J. Manning-yes; W. Palermo-yes; M. Primeaux-yes; M. Collins-yes; F. Pinkney-yes

Motion Carried

Ms. Robin Huet, Compliance Officer, was sworn in and testified as a witness.

Mr. Carbo was sworn in as a witness and testified on his own behalf.

Fifteen (15) exhibits were admitted into evidence labeled Board 1 through 15.

Mr. Cody submitted Proposed Findings of Fact and Conclusions of Law

Leslie Marie LaFleur

Charges Filed: 11/02/2023

The hearing started at 1:10 p.m. Ms. LaFleur was not present for the hearing and was not represented by counsel.

Mr. Bowman served as the Prosecuting Attorney.

Mr. Chancelor Fontenot, Compliance Officer, was sworn in and testified as a witness.

Ms. Rachel Gagnard, RN, was sworn in and testified as a witness.

Ms. Abbie Sketchler, RN, was sworn in and testified as a witness.

Twenty-three (23) exhibits were admitted into the Record as Board 1 through 23.

Mr. Bowman submitted Proposed Findings of Fact and Conclusions of Law.

Linda Thomason Rushing

Charges Filed: 10/17/2023

The hearing started at 2:05 p.m. Ms. Rushing was not present for the hearing and was not represented by counsel.

Mr. Bowman served as the Prosecuting Attorney.

Ms. Jennifer Bernard, RN, Compliance Officer, was sworn in and testified as a witness.

Julianne Haydel was sworn in and testified as a witness.

Twenty-five (25) exhibits were entered into the Record labeled Board Exhibits 1 through 25.

Mr. Bowman submitted Proposed Findings of Fact and Conclusions of Law.

Brittany Nicole Ard

Summary Suspension: 11/7/2023

Charges Filed: 11/7/2023

The hearing began at 3:10 p.m. Ms. Ard was not present for the hearing and was not represented by counsel.

Mr. Bowman served as the Prosecuting Attorney.

Christin Accardo, RN, Compliance Officer, was sworn in and testified as a witness.

Eleven (11) exhibits were entered into the record labeled Board 1 through 11.

Mr. Bowman submitted Proposed Findings of Fact and Conclusions of Law.

CONSENT ORDERS

The following Consent Orders went on record as presented:

Nurse Practice Act

Katherine Janis Evans
Devonta Markise Harrison
Thomas Morris Kent
Emily Elizabeth Nosacka
Jeff Patrick Robichaux
Raven Smith
Stephen Curtis Smith
Jennifer Reed West
Nakeya Lashaunna White

Reinstatement of Licensure

Lauren Wactor Callis Lauren Elizabeth Erst Brianna Rae Hebert Matthew Jude Ronquillo Stacey Cooper Rountree

Students

Diana Elizabeth Reyes

RATIFICATION OF AUTOMATIC SUSPENSIONS

The following Automatic Suspensions by staff were presented to the Board for ratification:

Shawnacy Latriche Landry Bemiss Craig Windham

RATIFICATION OF DELAY/DENIAL BY STAFF

The following delay/denials by staff were presented to the Board for ratification:

Arleshia Carper Cecily Maria Salguero Davila Korey Michael Hanks Daniel Walker Keyes Ladayshea Saddler

RATIFICATION OF MULTIPLE ACTIONS

The following Multiple Action by staff was presented to the Board for ratification:

Sharon Baylor

Motion: W. Palermo, seconded, to return to Open Session.

Voice Vote: T. Moffatt-yes; J. Manning-yes; W. Palermo-yes; M. Primeaux-yes;

M. Collins-yes; F. Pinkney-yes

Motion Carried

CONSENT ORDERS

There were eleven (11) matters considered by the Board as Consent Orders.

Motion: by J. Manning, seconded, that the Board accept the Consent Orders for the

following individuals:

Nurse Practice Act

Melanie Cox Belanger Katherine Janis Evans Devonta Markise Harrison Thomas Morris Kent Emily Elizabeth Nosacka Jeff Patrick Robichaux Stephen Curtis Smith Breanne Marie Walsh Jennifer Reed West Nakeya Lashaunna White

Reinstatement of Licensure

Lauren Wactor Callis Lauren Elizabeth Erst Brianna Rae Hebert Matthew Jude Ronquillo Stacey Cooper Rountree

Students

Diana Elizabeth Reyes

Voice Vote: T. Moffatt-yes; J. Manning-yes; W. Palermo-yes; M. Primeaux-yes; M. Collins-yes; F. Pinkney-yes

Motion Carried

AUTOMATIC SUSPENSIONS:

There were two (2) matters considered by the Board as ratification of Automatic Suspensions by Board staff. L. Papillion's affidavits were introduced to support the position that these automatic suspensions were in order:

Motion: by M. Collins, seconded, that the Board ratify the Automatic Suspension on the following individuals:

Shawnacy Latriche Landry Bemiss Craig Windham

Voice Vote: T. Moffatt-yes; J. Manning-yes; W. Palermo-yes; M. Primeaux-yes; M. Collins-yes; F. Pinkney-yes

Motion Carried

RATIFICATION OF DELAY/DENIAL BY STAFF ACTION:

There were five (5) matters considered by the Board as Ratification of Delay/Denials by staff action. D. Bowman's affidavits were introduced to support the position that these Delay/Denials were in order:

Motion: by M. Primeaux, seconded, that the Board ratify the Delay/Denials by staff action on the following individuals:

Arleshia Carper Cecily Maria Salguero Davila Korey Michael Hanks Daniel Walker Keyes Ladayshea Saddler Voice Vote: T. Moffatt-yes; J. Manning-yes; W. Palermo-yes; M. Primeaux-yes; M. Collins-yes; F. Pinkney-yes

Motion Carried

RATIFICATION OF MULTIPLE ACTIONS

There was one (1) matter considered by the Board as Ratification of Multiple Action.

Motion: by F. Pinkney, seconded, that the Board accept the following Multiple Action:

Sharon Baylor

Voice Vote: T. Moffatt-yes; J. Manning-yes; W. Palermo-yes; M. Primeaux-yes; M. Collins-yes; F. Pinkney-yes

Motion Carried

Glen Paul Carbo

Motion: by W. Palermo, seconded, that the Board accept the Findings of Fact as presented by the Prosecuting Attorney.

Voice Vote: T. Moffatt-yes; J. Manning-yes; W. Palermo-yes; M. Primeaux-yes; M. Collins-yes; F. Pinkney-yes

Motion Carried

Motion: by W. Palermo, seconded, that the Board accept the Conclusions of Law as presented by the Prosecuting Attorney.

Vote: T. Moffatt-yes; J. Manning-yes; W. Palermo-yes; M. Primeaux-yes; M. Collins-yes; F. Pinkney-yes

Motion Carried

Motion: by W. Palermo, seconded, that the Board adopt the following Board Order as presented by the Prosecuting Attorney with the following changes:

Number 4, add "Exception: Respondent may continue to work in his current practice settings as a family nurse practitioner with quarterly reports provided by a supervising physician or family nurse practitioner approved by the Board."

Number 10, "Within 12 months, submit payment of \$200.00 to the Board as a fine."

Number 11, "Within 12 months, submit payment of \$1680.00 to the Board as cost of hearing."

Vote: T. Moffatt-yes; J. Manning-yes; W. Palermo-yes; M. Primeaux-yes; M. Collins-yes; F. Pinkney-yes

Motion Carried

Leslie Marie LaFleur

Motion: by M. Primeaux, seconded, that the Board accept the Findings of Fact as presented by the Prosecuting Attorney.

Voice Vote: T. Moffatt-yes; J. Manning-yes; W. Palermo-yes; M. Primeaux-yes; M. Collins-yes; F. Pinkney-yes

Motion Carried

Motion: by M. Primeaux, seconded, that the Board accept the Conclusions of Law as presented by the Prosecuting Attorney.

Vote: T. Moffatt-yes; J. Manning-yes; W. Palermo-yes; M. Primeaux-yes; M. Collins-yes; F. Pinkney-yes

Motion Carried

Motion: by T. Moffatt, seconded, that the Board adopt the following Board Order as presented by the Prosecuting Attorney with the following changes.

Add Number 19, which reads, "Submit to an outpatient evaluation at Respondent's expense at a Board recognized evaluation treatment center, which shall include psychiatric, psychological, and substance abuse evaluations and testing as deemed appropriate by the evaluators based on Respondent's history. Shall authorize and cause a written report of the said evaluation to be submitted to the Board. Shall include the entire evaluation report including diagnosis, course of treatment prescribed or recommended treatment, prognosis, and professional opinion to Respondent's capability of practicing nursing with reasonable skill and safety to patients."

Modify Number 14, 15 and 16 to remove the date April 1, 2024.

Number 14, "Within 6 months, submit payment of \$200.00 to the Board as a fine."

Motion

Number 15, Within 6 months, submit payment of \$720.00 to the Board as cost of hearing."

Vote: T. Moffatt-yes; J. Manning-yes; W. Palermo-yes; M. Primeaux-yes; M. Collins-yes; F. Pinkney-yes

Motion Carried

Brittany Nicole Ard

by J. Manning, seconded, that the Board accept the Findings of Fact as presented by the Prosecuting Attorney.

Vote: T. Moffatt-yes; J. Manning-yes; W. Palermo-yes; M. Primeaux-yes; M. Collins-yes; F. Pinkney-yes

Motion Carried

Motion:

Motion:

by J. Manning, seconded, that the Board accept the Conclusions of Law as presented by the Prosecuting Attorney.

Vote: T. Moffatt-yes; J. Manning-yes; W. Palermo-yes; M. Primeaux-yes; M. Collins-yes; F. Pinkney-yes

Motion Carried

Motion:

J. Manning, seconded, that the Board adopt the following Board Order as presented by the Prosecuting Attorney with the following changes:

Number 8, "Submit payment of \$200.00 as a fine."

Number 9, "Submit payment of \$180.00 as cost of hearing."

Vote: T. Moffatt-yes; J. Manning-yes; W. Palermo-yes; M. Primeaux-yes; M. Collins-yes; F. Pinkney-yes

Motion Carried

Linda Thomason Rushing

Motion:

by M. Collins, seconded, that the Board accept the Findings of Fact as presented by the Prosecuting Attorney.

Vote: T. Moffatt-yes; J. Manning-yes; W. Palermo-yes; M. Primeaux-yes; M. Collins-yes; F. Pinkney-yes

Motion Carried

Motion:

by M. Collins, seconded, that the Board accept the Conclusions of Law as presented by the Prosecuting Attorney.

Vote: T. Moffatt-yes; J. Manning-yes; W. Palermo-yes; M. Primeaux-yes; M. Collins-yes; F. Pinkney-yes

Motion Carried

Motion:

by M. Collins, seconded, that the Board adopt the following Board Order as presented by the Prosecuting Attorney with the following changes:

Number 10, "Submit payment of \$1000.00 as a fine."

Number 11, "Submit payment of \$540.00 as cost of hearing."

Vote: T. Moffatt-yes; J. Manning-yes; W. Palermo-yes; M. Primeaux-yes; M. Collins-yes; F. Pinkney-yes

Motion Carried

ADJOURNMENT:

Motion: by F. Pinkney, seconded, to adjourn.

The Hearing Panel adjourned at 4:43 p.m.

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T. MOFFATT, VICE PRESIDENT, AND PRESIDING OFFICER

LOUISIANA STATE BOARD OF NURSING