The special meeting of the Arizona State Board of Nursing convened at 9:06 a.m., Friday, February 6, 2004, in the Board of Nursing Board Room, Suite 210, 1651 East Morten Avenue, Phoenix, Arizona, with Alice Gagnaire, R.N., M.H.S.A., President, presiding.

BOARD MEMBERS PRESENT:
Alice Gagnaire, R.N., M.H.S.A., President (telephonic)
Kathy Malloch, Ph.D., M.B.A., R.N., Vice-President (telephonic)
Beverly Ogden, Secretary
Trista Campbell, R.N., B.S.N., Member (telephonic)
Theresa Crawley, C.R.N.A., M.S.H.S.A., Member (telephonic)
Marla Moore, R.N., B.S.N., M.A., Member (telephonic)
Barbara O’Connor, L.P.N., Member (telephonic)

BOARD MEMBERS ABSENT:
Gregory Harris, Member

LEGAL COUNSEL:
Melissa Cornelius, Assistant Attorney General
Michelle L. Wood, Assistant Attorney General
Daniel Christl, Assistant Attorney General

STAFF:
Joey Ridenour, R.N., M.N., Executive Director
Judy Bontrager, R.N., M.N., Associate Director
Valerie Smith, R.N., M.S., Associate Director
Jim Ball, Senior Investigator
Jeanne Bauer, Senior Investigator
Susan Barber, R.N., M.S.N., Nurse Practice Consultant/Hearings
Lorraine Brown, Senior Investigator
Vicky Driver, Administrative Assistant
Karen Grady, R.N., M.S., C.S., F.N.P., Nurse Practice Consultant/Advanced Practice
Vicki Johansen, Senior Investigator
Patricia Midkiff, R.N., M.N., Nurse Practice Consultant
Sydney Munger, R.N., M.S., Nurse Practice Consultant
Betty Nelson, R.N., M.S., Nursing Assistant Consultant
Stephanie Nelson, R.N., M.S.N., Nurse Practice Consultant/Monitoring
Kirk Olson, Paralegal
Patricia Pavlina, R.N., B.S., Senior Investigator
Pamela Randolph, R.N., M.S.N., Nursing Practice Consultant/Education
Mary E. Rappoport, R.N., M.N., Nurse Practice Consultant
Jeanine Sage, R.N., M.S.N., Nursing Assistant Consultant
Suanne Smith, R.N., M.S., Nurse Practice Consultant
Patricia Staten, M.S.R.N., Nurse Practice Consultant
Sister Rachel Torrez, R.N., M.S., Nurse Practice Consultant
Nancy Twigg, R.N., M.S.N., Nurse Practice Consultant
Melissa Vannier, Paralegal
Barbara Ritenour, Legal Secretary
I. Call To Order

The meeting was called to order at 9:06 a.m., Friday, February 6, 2004.

The following Board members were present: Ogden, and telephonically: Gagnaire, Malloch, Campbell, Crawley, Moore, O’Connor.

Gagnaire presiding.

II. Board Discussion and Decision Regarding Motion to Deem Allegations Admitted

II.A. Charlene Sowles  CNA999997010  Wood

Sowles was not present and was not represented by legal counsel.

Moore moved, Malloch seconded, and it was unanimously carried to grant the State’s Motion to Deem Allegations Admitted.

Ogden moved, O’Connor seconded, and it was unanimously carried to accept the Factual Allegations as Findings of Fact, paragraphs 3-7 and Alleged Violations as Conclusions of Law from the Notice of Charges, paragraphs 1-4.

Wood addressed the Board.

Ogden moved, O’Connor seconded, and it was unanimously carried to revoke nursing assistant certificate No. CNA 999997010 issued to Charlene Sowles.

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<th>VOTE</th>
<th>Moore, Marla Member</th>
<th>Crawley, Theresa Member</th>
<th>Malloch, Kathy Vice-Pres</th>
<th>Gagnaire, Alice President</th>
<th>Ogden, Beverly Secretary</th>
<th>O’Connor, Barbara Member</th>
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Wood addressed the Board. Campbell moved, Moore seconded, and it was unanimously carried to deem the Order of Revocation effective immediately.

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III. Board Discussion and Decision Regarding the State’s Motion to Rescind Prior Finding of Public Emergency and Order of Summary Suspension

III.A. Charlene Sowles  CNA999997010  Wood

Sowles was not present and was not represented by legal counsel.

Wood addressed the Board.

Malloch moved, O’Connor seconded, and it was unanimously carried to rescind prior Board motion for Summary Suspension, which was validly issued, but for the purposes of judicial economy should be lifted because the respondents certificate was revoked in the parallel case.
III.A. VOTE

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IV. Call To The Public
A public body may make an open call to the public during a public meeting, subject to reasonable time, place and manner restrictions, to allow individuals to address the public body on any issue within the jurisdiction of the public body. The Board may ask staff to review a matter or may ask that a matter be put on a future agenda. Members of the public body shall not discuss or take legal action on matters raised during an open call to the public unless the matters are properly noticed for discussion and legal action. A.R.S. § 38-431.01(G).

The Board directed staff to notify the proper agencies regarding Agenda Item II.A and III.A.

V. Adjournment
Malloch moved, O’Connor seconded, and it was unanimously carried to adjourn the meeting.

The meeting adjourned at 9:14 a.m.

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Alice Gagnaire, R.N., M.H.S.A., President