

DISCIPLINARY ACTION REPORT

NASHVILLE, Tenn. -- Tennessee Code Annotated, Section 68-1-114 requires the Tennessee Department of Health to issue a monthly media release listing all disciplinary actions taken by the health related boards during the prior month. Below is a list of actions taken in February 2020. *Detailed information about disciplinary actions is available on our website at <https://apps.health.tn.gov/Licensure/default.aspx>. Enter the name of the person. When the license information comes up, click either "disciplinary action" or "adverse licensure action" in the right column.*

BOARD OF COMMUNICATION DISORDERS AND SCIENCES

Licensee: Elena P. Brown, SLP, Knoxville
Violation: Failed to timely renew license and practiced on a lapsed license
Action: License reprimanded; assessed civil penalty of \$600 plus the costs of prosecution of this matter.

BOARD OF ELECTROLYSIS REGISTRY

Licensee: Marina Distefano, ELE, Franklin, TN
Violation: Failed to properly maintain sufficient continuing education credits.
Action: Agreed Citation; assessed civil penalty of \$100.00 and complete 20 hours of continuing education.

BOARD OF LICENSING FOR HEALTHCARE FACILITIES

Licensee: Brookdale Columbia, Columbia, TN
Violation: Respondent has violated the following statutes and/or rules, for which disciplinary action by the Board is authorized.
The Facts stated in paragraph 3 through 8 are sufficient to establish that Respondent has violated the provisions of Rule 1200-08-25-.07(c)(3)(ii)[Services Provided], the relevant portion of which reads as follows: (7) An ACLF shall provide personal services as follows: (ii) An ACLF shall meet nutritional needs, in accordance with recognized dietary practices and in accordance with orders of the practitioner or practitioners responsible for the care of residents.
The facts stated in paragraph 3 through 8 are sufficient to establish that Respondent has violated the provisions of Rule 1200-08-25-.12(5)(a)[Resident Records] the relevant portion of which reads as follows: (5) Plan of Care (a) An ACLF shall develop a plan of care for each resident admitted to the ACLF with input and participation from the resident or the resident's legal representative, treating physician, or other licensed health care professionals or entity delivering patient services within 5 days of admission. The plan of care shall be reviewed and/or revised as changes in resident needs occur, but not less than semi-annually by the above appropriate individuals.
Action: Assessed two (2) civil monetary penalties in the amount of one thousand dollars (\$1,000.00) each for a total assessment of two thousand dollars (\$2,000.00).

Licensee: Carriage Court of Memphis, Memphis, TN

Violation: Respondent has violated the following statutes and/or rules, for which disciplinary action by the Board is authorized.

The facts stated in paragraph 2 through 6 are sufficient to establish that Respondent has violated the provisions of Rule 1200-08-25-.07(7)(a)(2)[Services Provided]: (7) An ACLF shall provide personal services as follows: (a) Each ACLF shall provide each resident with at least the following personal services; (2) Safety when in the ACLF.

The facts stated in paragraphs 7 and 15 are sufficient to establish that Respondent has violated the provisions of Rule 1200-08-25-.07(7)(c)(6)[Services Provided]: An ACLF shall provide personal services as follows: (c) Dietary services. (5) An ACLF shall maintain a clean and sanitary kitchen.

The facts stated in paragraph 8 are sufficient to establish that Respondent has violated the provisions of Rule 1200-08-25-.12(4)[Resident Records]: (4) An ACLF shall complete a written assessment of the resident to be conducted by a direct care staff member within a time period determined by the ACLF, but no later than 72 hours after admission.

The facts stated in paragraph 8 are sufficient to establish that Respondent has violated the provisions of Rule 1200-08-25-.08(9)(a)[Admissions, Discharges, and Transfers]: (9) An ACLF utilizing secured units shall provide survey staff with 12 months of the following performance information specific to the secured unit and its residents at its annual survey; (a) Documentation that an interdisciplinary team consisting of at least a physician, a registered nurse, and a family member (or patient care advocate) has evaluated each secured resident prior to admittance to the unit.

The facts stated in paragraph 9 are sufficient to establish that Respondent has violated the provisions of Rule 1200-08-25-.12(5)(a)[Resident Records]: (5) Plan of Care. (a) An ACLF shall develop a plan of care for each resident admitted to the ACLF with input and participation from the resident or the resident's legal representative treating physician or other licensed health care representative, treating physician, or other licensed health care professionals or entity delivering patient services within 5 days of admission. The plan of care shall be reviewed and/or revised as changes in resident needs occur, but not less than semi-annually by the above appropriate individuals.

The facts stated in paragraph 10 are sufficient to establish that Respondent has violated the provisions of Rule 1200-08-25-.12(5)(b)[Resident Records]: (5) Plan of Care. (b) The Plan of Care shall describe: (1) The needs of the resident, including the activities of daily living and medical services for which the resident requires assistance, i.e., what assistance/care, how much, who will provide the assistance/care, how often, and when.

The facts stated in paragraphs 11 and 14 are sufficient to establish that Respondent has violated the provisions of Rule 1200-08-25-.09(1)[Building Standards]: (1) An ACLF shall construct, arrange, and maintain the condition of the physical plan and overall ACLF living facility environment in such a manner that the safety and well-being of residents are assured.

The facts stated in paragraph 12 are sufficient to establish that Respondent has violated the provisions of Rule 1200-08-25-.10(2)(h)[Life Safety]: (2) An ACLF shall ensure fire protection for resident by doing at least the following: (h) Prohibit open flame and portable space heaters.

The facts stated in paragraph 13 are sufficient to establish that Respondent has violated the provisions of Rule 1200-08-25-.10(3)(d)[Life Safety]: (3) An ACLF Shall conduct fire drills in accordance with the following: (d) An ACLF shall maintain records that document and evaluate these drills for at least 3 years.

Action: Assessed eight (8) civil monetary penalties in the amount of five hundred dollars (\$500.00) and the assessment of one civil monetary penalty in the amount of one thousand dollars (\$1,000.00) for a total assessment of five thousand dollars (\$5,000.00) in civil monetary penalties.

Licensee: Gardens of Germantown, Germantown, TN

Violation: Respondent has violated the following statutes and/or rules, for which disciplinary action by the Board is authorized.

The facts stated in paragraphs 3 through 23 are sufficient to establish that Respondent has violated the provisions of Rule 1200-08-25-.07(a)(2)[Services Provided], the relevant portion of which reads as follows: (7) An ACLF shall provide personal services as follows: (a) Each ACLF shall provide each resident with at least the following personal services; (2) Safety when in the ACLF.

The facts stated in paragraphs 2 through 23 are sufficient to establish that Respondent has violated the provisions of Rule 1200-08-25-.12(5)(a)[Resident Records], the relevant portion of which reads as follows: (5) Plan of Care. (a) An ACLF shall develop a plan of care for each resident admitted to the ACLF with input and participation from the resident or the resident's legal representative, treating physician, or other licensed health care professional or entity delivering patient services within 5 days of admission. The plan of care shall be reviewed and/or revised as changes in residents needs occur, but not less than semi-annually by the above appropriate individuals.

Action: Assessed civil penalty of \$2,000.00

Licensee: Horizon Health & Rehab Center, Manchester, TN

Violation: Respondent has violated the following statutes and/or rules, for which disciplinary action by the Board is authorized.

The facts stated in paragraphs 11 and 14 are sufficient to establish that Respondent has violated the provisions of Tenn. Code Ann. Sec. 71-5-1003(a), the relevant portion of which reads as follows: (a) Each nursing home shall pay the nursing home assessment in monthly installments to the account in accordance with this part. Given the aforementioned violation, the Board is empowered to act pursuant to the provisions to Tenn. Code Ann. Sec. 71-5-1006 (a) and (c)(1-6) the relevant portion of which reads as follows: (a) If any part of any assessment fee imposed by Sec. 71-5-1003 is not paid on or before the due date, a penalty of 5% of the amount due shall at once accrue and be added to such assessment fee. Thereafter, on the first day of each month during which any part of any assessment fee or any prior accrued penalty remains unpaid, an additional penalty of 5% of the ten unpaid balance shall accrue and be added to such assessment fee or prior accrued penalty. Payment shall be deemed to have been made upon date of deposit in the United States mail. (c)(1) If a nursing facility fails to pay a quarterly installment of the nursing home assessment fee within 30 days of its due date or becomes or is in arrears for payment of its nursing home assessment fee on the first day of the state fiscal year, and does not have an approved payment plan for which payments are current, the bureau of TennCare shall direct its contracted managed care organizations (MCOs) to recover the full amount of the then-outstanding nursing

home assessment fee and any applicable penalties and interest, which shall be accomplished through recoupment from payments made by the MCOs to nursing facilities to recover the full amount of the then-outstanding nursing home assessment fee and any related penalties and interest. TennCare MCOs shall remit promptly any of these recouped payments to the bureau of TennCare. The bureau of TennCare may recoup such amounts in as few or as many installment payments as it deems appropriate. (2) If a nursing facility is more than 90 days delinquent in paying any installment of its annual nursing home assessment fee; or becomes delinquent in any approved payment plan by more than 90 days or fails to provide timely payment of any and all subsequent quarterly installments of its annual nursing home assessment fee while past due amounts are being recouped pursuant to subdivision (c)(1), the bureau of TennCare shall: (A) Initiate a proceeding before the board for licensing health care facilities, in accordance with the Uniform Administrative Procedures Act. for the purpose of having the board indefinitely suspend admissions to the facility until all outstanding nursing home assessment fees and applicable penalties and interest have been repaid. Failure of a nursing facility to pay a quarterly installment of the nursing home assessment fee, or any penalties or interest required to be paid by the part, shall be considered by the board to be a license deficiency; and (B) Initiate proceedings to terminate the nursing facility's TennCare identification number. (3) Upon initiation of a proceeding before the board for licensing healthcare facilities by the bureau of TennCare pursuant to subdivision (c)(2), the board shall suspend admissions to the facility after the bureau of TennCare meets the burden of proof required by the Uniform Administrative Procedures Act. The board shall have no discretion to impose any sanction or take any action other than that set out in this subdivision (c)(3) in the proceeding. Immediately following the full payment by the facility, or its successor, of all then-outstanding assessment fees and any applicable penalties and interest, any suspension of admissions to the nursing facility imposed according to this section shall be automatically lifted without requiring further action by the board, so long as the full payment of then-outstanding amounts are made within the 60 days immediately following the date of the suspension of admissions. (4) On or after the sixtieth day following the date of suspension of admissions to the nursing facility if either the nursing facility fails to pay all then-outstanding nursing home assessment fees and any applicable penalties and interest accrued thereon or the nursing facility fails to be current on the terms of its payment plan if a plan is in place, then the bureau of TennCare shall initiate proceedings before the board for licensing healthcare facilities in accordance with the Uniform Administrative Procedures Act for the purpose of revoking the nursing facility's license. Upon initiation of a proceeding before the board by the bureau of TennCare pursuant to this subdivision (c)(4), the board shall revoke the nursing facility's license upon the bureau of TennCare meeting the burden of proof required by the Uniform Administrative Procedures Act. The board shall have no discretion to impose any sanction or take any action other than that set out in this subdivision (c)(4) in the proceeding. (5) Revocation of either the nursing facility's license or the nursing facility's TennCare identification number shall not remedy, discharge, satisfy, or otherwise extinguish the nursing facility's liability for the then-outstanding nursing home assessment fees and any related penalties and interest. (6) Upon revocation of the nursing facility's license or termination of the nursing facility's TennCare identification number, the nursing facility shall be required to reapply

for a license, TennCare identification number, or both the license and the identification number, in order to provide services to the TennCare population. As a condition of reapplication, the nursing facility, or its successor shall pay in full all then-outstanding nursing home assessment fees, penalties and interest.

Action: All accrued penalties and interest are waived. Respondent shall immediately submit payment to TennCare of the principal portion of the past due assessment fee. Payment shall be made within 90 days of the effective date of this Order. If payment in full cannot be made within 90 days of the effective date of this Order, then Respondent shall enter into a payment plan approved by TennCare prior to the expiration of the aforementioned 90 day period. If payment is not made within 90 days of the effective date of this Order and/or there is no payment plan in place with TennCare, then admissions to the Respondent's facility shall be immediately suspended. Upon full payment of the principal portion of the assessment fee, the suspension of admissions shall be lifted. If payment in full is not made within sixty (60) days of the first day that admissions are suspended, then further disciplinary action may be taken, including revocation of Respondent's license. Failure to adhere to the terms of a payment plan approved by TennCare may subject Respondent to further disciplinary action including, but not limited to, reinstatement of accrued penalties and interests, in whole or in part, up to revocation of Respondent's license.

Licensee: Legacy Assisted Living & Memory Care, HCF, Memphis, TN

Violation: Respondent has violated the following statutes and/or rules, for which disciplinary action by the Board is authorized.

The facts stated in paragraphs 1 through 16 are sufficient to establish that Respondent has violated the provisions of Tenn. Code Ann. Sec. 68-11-207(a)(3), which indicates that the Board may suspend or revoke the license issued under this part based on any of the following grounds: (3) Conduct or practice found by the board to be detrimental to the welfare of the patients in such institutions. (c) In imposing the sanctions authorized in this section the Board may consider all factors that is deems relevant, including, but not limited to, the following: (1) The degree of sanctions necessary to ensure immediate and continued compliance; (2) The Character and degree of impact of the violation on the health, safety and welfare of the patients in the facility; (3) The conduct of the facility against whom the notice of violation is issued in taking all feasible steps or procedures necessary or appropriate to comply or correct the violation; and (4) Any prior violations by the facility of statutes, regulations or orders of the Board.

The facts stated in paragraph 14 through 29, 32 through 48, 52 through 61, 62 through 65 and 68 through 71 are sufficient to establish that Respondent has violated the provisions of Rule 1200-08-25-.12(5)(a)[Resident Records], the relevant portion of which reads as follows: (5) Plan of Care. (a) An ACLF shall develop a plan of care for each resident admitted to the ACLF with input and participation from the resident or the resident's legal representative, treating physician, or other licensed health care professionals or entity delivering patient services with 5 days of admission. The plan of care shall be reviewed and/or revised as changes in resident needs occur, but not less than semi-annually by the above-appropriate individuals. (b) The Plan of Care shall describe: (1) The needs of the resident, including the activities of daily living and medical services for which the resident requires assistance, i.e., what assistance/care, how much, who will provide the assistance, care, how often, and when.

The facts stated in paragraph 31 are sufficient to establish that Respondent has violated the provisions of Rule 1200-08-25-.06(1)(b)(2)[Administration] the relevant portion of which reads as follows: (1) Each ACLF shall meet the following staffing and procedural standards: (b) Policies and Procedures: (2) An ACLF shall develop and implement an effective facility wide performance improvement plan that addresses plans for improvement for self-identified deficiencies and documents the outcome of remedial action.

The facts stated in paragraphs 32 through 50 are sufficient to establish that Respondent has violated the provisions of Rule 1200-08-25-.07(3)[Services Provided] the relevant portion of which reads as follows: (3) Oversight of medical services in an ACLF shall be consistent with oversight provided in private residential settings as defined through rules and regulations promulgated by the applicable licensing boards and shall ensure quality of care to residents.

The facts stated in paragraphs 49 and 50 are sufficient to establish that Respondent has violated the provisions of Rule 1200-08-250-.07(6)(c)[Services Provided] the relevant portion of which reads as follows: (6) An ACLF shall dispose of medications as follows: (c) The ACLF shall properly dispose of prescription medication administered by the facility in accordance with the facility's medication disposal policy, which shall be written in accordance with current FDA or current DEA medication disposal guidelines.

The facts stated in paragraph 51 are sufficient to establish that Respondent has violated the provisions of Rule 1200-080250.07(7)(a)(1)[Services Provided] the relevant portion of which reads as follows: (7) An ACLF shall provide personal services as follows: (a) Each ACLF shall provide each resident with at least the following personal services: 1. Protective care.

The facts stated in paragraphs 52 through 64 are sufficient to establish that Respondent has violated the provisions of Rule 1200-08-25-.07(7)(a)(2)[Services Provided] The relevant portion of which reads as follows: (7) An ACLF shall provide personal services as follows: (a) Each ACLF shall provide each resident with at least the following personal services: (2) Safety when in the ACLF.

Action: Facility shall be suspended effective June 3, 2020, if prior to that date, all deficiencies are not cleared and all of the following conditions are not met by the facility: a) The Respondent facility must hire a new management company from a state approved provider list. b) The management company must be in the facility five (5) days a week, one day of which must be a Saturday or Sunday. This five day a week requirement can be met if either the facility Administrator or Director of Nursing is a direct employee of the management company, and if another employee of the management company, to whom the Administrator or DON reports, is also on-site at the facility on a reasonably frequent basis, as needed. c) The receiver or its authorized representative must be in the facility one day a week. The authorized representative must be an individual who is contractually obligated to report directly to Mr. Paul Valentine. This authorized representative of the receiver will provide oversight of the management company, and coordinate with the consultant and the management company, and keep the receiver reasonably apprised as to the facility's compliance. d) Within fourteen (14) days of the date of this Order, the Respondent facility shall hire a consultant from a State approved list who must submit every other month an acceptable report to Board staff which must contain the following: 1) the facility's staffing ratio; 2) the amount of payment that the facility is paying to the management company; 3) the number of residents in the facility; 4) a clinical

assessment of each resident's condition; 5) each resident's payer source; and 6) a transfer plan for each resident which must be updated bi monthly. e) Each resident shall be issued a notice of discharge thirty (30) days prior to June 3, 2020 in case the facility is unable to comply with these terms. f) If the Respondent facility is unable to comply with these terms, the facility hereby agrees that all residents will be transferred out of the facility by June 3, 2020. g) if the facility is able to comply with the terms set forth in 79(d)(1-6) and successfully clear all its deficiencies, the suspension set to take effect June 3, 2020 shall be null and void, and the Respondent facility shall be able to apply to have their probationary status lifted at the June 3, 2020 Board meeting.

Licensee: Madisonville Health & Rehab, Madisonville, TN

Violation: Respondent has violated the following statutes and/or rules, for which disciplinary action by the Board is authorized.

Tenn. Code Ann. Sec. 71-5-1003(a), the relevant portion of which reads as follows: (a) Each nursing home shall pay the nursing home assessment in monthly installments to the account in accordance with this part.

Given the aforementioned violation, the Board is empowered to act pursuant to the provisions to Tenn. Code Ann. Sec. 71-5-1006 (a) and (c)(1-6) the relevant portion of which reads as follows: (a) If any part of any assessment fee imposed by Sec. 71-5-1003 is not paid on or before the due date, a penalty of 5% of the amount due shall at once accrue and be added to such assessment fee. Thereafter, on the first day of each month during which any part of any assessment fee or any prior accrued penalty remains unpaid, an additional penalty of 5% of the ten unpaid balance shall accrue and be added to such assessment fee or prior accrued penalty. Payment shall be deemed to have been made upon date of deposit in the United States mail. (c)(1) If a nursing facility fails to pay a quarterly installment of the nursing home assessment fee within 30 days of its due date or becomes or is in arrears for payment of its nursing home assessment fee on the first day of the state fiscal year, and does not have an approved payment plan for which payments are current, the bureau of TennCare shall direct its contracted managed care organizations (MCOs) to recover the full amount of the then-outstanding nursing home assessment fee and any applicable penalties and interest, which shall be accomplished through recoupment from payments made by the MCOs to nursing facilities to recover the full amount of the then-outstanding nursing home assessment fee and any related penalties and interest. TennCare MCOs shall remit promptly any of these recouped payments to the bureau of TennCare. The bureau of TennCare may recoup such amounts in as few or as many installment payments as it deems appropriate. (2) If a nursing facility is more than 90 days delinquent in paying any installment of its annual nursing home assessment fee; or becomes delinquent in any approved payment plan by more than 90 days or fails to provide timely payment of any and all subsequent quarterly installments of its annual nursing home assessment fee while past due amounts are being recouped pursuant to subdivision (c)(1), the bureau of TennCare shall: (A) Initiate a proceeding before the board for licensing health care facilities, in accordance with the Uniform Administrative Procedures Act. for the purpose of having the board indefinitely suspend admissions to the facility until all outstanding nursing home assessment fees and applicable penalties and interest have been repaid. Failure of a nursing facility to pay a quarterly installment of the nursing home assessment fee, or any penalties or interest

required to be paid by the part, shall be considered by the board to be a license deficiency; and (B) Initiate proceedings to terminate the nursing facility's TennCare identification number. (3) Upon initiation of a proceeding before the board for licensing healthcare facilities by the bureau of TennCare pursuant to subdivision (c)(2), the board shall suspend admissions to the facility after the bureau of TennCare meets the burden of proof required by the Uniform Administrative Procedures Act. The board shall have no discretion to impose any sanction or take any action other than that set out in this subdivision (c)(3) in the proceeding. Immediately following the full payment by the facility, or its successor, of all then-outstanding assessment fees and any applicable penalties and interest, any suspension of admissions to the nursing facility imposed according to this section shall be automatically lifted without requiring further action by the board, so long as the full payment of then-outstanding amounts are made within the 60 days immediately following the date of the suspension of admissions. (4) On or after the sixtieth day following the date of suspension of admissions to the nursing facility if either the nursing facility fails to pay all then-outstanding nursing home assessment fees and any applicable penalties and interest accrued thereon or the nursing facility fails to be current on the terms of its payment plan if a plan is in place, then the bureau of TennCare shall initiate proceedings before the board for licensing healthcare facilities in accordance with the Uniform Administrative Procedures Act for the purpose of revoking the nursing facility's license. Upon initiation of a proceeding before the board by the bureau of TennCare pursuant to this subdivision (c)(4), the board shall revoke the nursing facility's license upon the bureau of TennCare meeting the burden of proof required by the Uniform Administrative Procedures Act. The board shall have no discretion to impose any sanction or take any action other than that set out in this subdivision (c)(4) in the proceeding. (5) Revocation of either the nursing facility's license or the nursing facility's TennCare identification number shall not remedy, discharge, satisfy, or otherwise extinguish the nursing facility's liability for the then-outstanding nursing home assessment fees and any related penalties and interest. (6) Upon revocation of the nursing facility's license or termination of the nursing facility's TennCare identification number, the nursing facility shall be required to reapply for a license, TennCare identification number, or both the license and the identification number, in order to provide services to the TennCare population. As a condition of reapplication, the nursing facility, or its successor shall pay in full all then-outstanding nursing home assessment fees, penalties and interest.

Action: All accrued penalties and interest are waived. Respondent shall immediately submit payment to TennCare of the principal portion of the past due assessment fee. Payment shall be made within 90 days of the effective date of this Order. If payment in full cannot be made within 90 days of the effective date of this Order, then Respondent shall enter into a payment plan approved by TennCare prior to the expiration of the aforementioned 90 day period. If payment is not made within 90 days of the effective date of this Order and/or there is no payment plan in place with TennCare, then admissions to the Respondent's facility shall be immediately suspended. Upon full payment of the principal portion of the assessment fee, the suspension of admissions shall be lifted. If payment in full is not made within sixty (60) days of the first day that admissions are suspended, then further disciplinary action may be taken, including revocation of Respondent's license. Failure to adhere to the terms of a payment plan approved by TennCare may subject Respondent to further disciplinary

action including, but not limited to, reinstatement of accrued penalties and interests, in whole or in part, up to revocation of Respondent's license.

Licensee: Main Street Senior Living, Hendersonville, TN
Violation: Respondent has violated the following statutes and/or rules, for which disciplinary action by the Board is authorized.
Rule 1200-08-25-.07(c)(5) [SERVICES PROVIDED], the relevant portion of which reads as follows: (7) An ACLF shall provide personal services as follows: (c) Dietary services. (5) An ACLF shall maintain a clean and sanitary kitchen.
Rule 1200-08-25-.07(c)(6) [SERVICES PROVIDED], the relevant portion of which reads as follows: (7) An ACLF shall provide personal services as follows: (c) Dietary services. (6) Employees shall wash and sanitize equipment, utensils, and dishes after each use.
Action: Assessed two (2) civil monetary penalties, one in the amount of five hundred dollars (\$500.00) each for a total assessment of one thousand dollars (\$1,000.00).

Licensee: The Terrace at Mountain Creek, Chattanooga, TN
Violation: Respondent has violated the following statutes and/or rules, for which disciplinary action by the Board is authorized. Rule 1200-08-25-.07(5)(b)[Services Provided], the relevant portion of which reads as follows: (5) Resident medication. An ACLF shall: (b) Ensure that all drugs and biologicals shall be administered by a licensed or certified health care professional operating within the scope of the professional license or certification and according to the resident's plan of care. Rule 1200-08-25-.07(7)(a)[Services Provided], the relevant portion of which reads as follows: (7) An ACLF shall provide personal services as follows: (a) Each ACLF shall provide each resident with at least the following personal services: (2) Safety when in the ACLF.
Action: Assessed three (3) civil monetary penalties, one for one thousand dollars (\$1,000) for failure to ensure all medications were administered, and one for five hundred dollars (\$500.00) for failure to provide safety while in the assisted care living facility, for a total civil monetary penalty of one thousand five hundred dollars (\$1,500.00).

Licensee: Westmoreland Health & Rehabilitation Center, Knoxville, TN
Violation: Respondent has violated the following statutes and/or rules, for which disciplinary action by the Board is authorized.
Tenn. Code Ann. Sec. 71-5-1003(a), the relevant portion of which reads as follows: (a) Each nursing home shall pay the nursing home assessment in monthly installments to the account in accordance with this part.
Given the aforementioned violation, the Board is empowered to act pursuant to the provisions to Tenn. Code Ann. Sec. 71-5-1006 (a) and (c)(1-6) the relevant portion of which reads as follows: (a) If any part of any assessment fee imposed by Sec. 71-5-1003 is not paid on or before the due date, a penalty of 5% of the amount due shall at once accrue and be added to such assessment fee. Thereafter, on the first day of each month during which any part of any assessment fee or any prior accrued penalty remains unpaid, an additional penalty of 5% of the ten unpaid balance shall accrue and be added to such assessment fee or prior accrued penalty. Payment shall be deemed to have been made upon date of deposit in the United States mail. (c)(1) If a nursing facility fails to pay a quarterly installment of the nursing home assessment fee

within 30 days of its due date or becomes or is in arrears for payment of its nursing home assessment fee on the first day of the state fiscal year, and does not have an approved payment plan for which payments are current, the bureau of TennCare shall direct its contracted managed care organizations (MCOs) to recover the full amount of the then-outstanding nursing home assessment fee and any applicable penalties and interest, which shall be accomplished through recoupment from payments made by the MCOs to nursing facilities to recover the full amount of the then-outstanding nursing home assessment fee and any related penalties and interest. TennCare MCOs shall remit promptly any of these recouped payments to the bureau of TennCare. The bureau of TennCare may recoup such amounts in as few or as many installment payments as it deems appropriate. (2) If a nursing facility is more than 90 days delinquent in paying any installment of its annual nursing home assessment fee; or becomes delinquent in any approved payment plan by more than 90 days or fails to provide timely payment of any and all subsequent quarterly installments of its annual nursing home assessment fee while past due amounts are being recouped pursuant to subdivision (c)(1), the bureau of TennCare shall: (A) Initiate a proceeding before the board for licensing health care facilities, in accordance with the Uniform Administrative Procedures Act. for the purpose of having the board indefinitely suspend admissions to the facility until all outstanding nursing home assessment fees and applicable penalties and interest have been repaid. Failure of a nursing facility to pay a quarterly installment of the nursing home assessment fee, or any penalties or interest required to be paid by the part, shall be considered by the board to be a license deficiency; and (B) Initiate proceedings to terminate the nursing facility's TennCare identification number. (3) Upon initiation of a proceeding before the board for licensing healthcare facilities by the bureau of TennCare pursuant to subdivision (c)(2), the board shall suspend admissions to the facility after the bureau of TennCare meets the burden of proof required by the Uniform Administrative Procedures Act. The board shall have no discretion to impose any sanction or take any action other than that set out in this subdivision (c)(3) in the proceeding. Immediately following the full payment by the facility, or its successor, of all then-outstanding assessment fees and any applicable penalties and interest, any suspension of admissions to the nursing facility imposed according to this section shall be automatically lifted without requiring further action by the board, so long as the full payment of then-outstanding amounts are made within the 60 days immediately following the date of the suspension of admissions. (4) On or after the sixtieth day following the date of suspension of admissions to the nursing facility if either the nursing facility fails to pay all then-outstanding nursing home assessment fees and any applicable penalties and interest accrued thereon or the nursing facility fails to be current on the terms of its payment plan if a plan is in place, then the bureau of TennCare shall initiate proceedings before the board for licensing healthcare facilities in accordance with the Uniform Administrative Procedures Act for the purpose of revoking the nursing facility's license. Upon initiation of a proceeding before the board by the bureau of TennCare pursuant to this subdivision (c)(4), the board shall revoke the nursing facility's license upon the bureau of TennCare meeting the burden of proof required by the Uniform Administrative Procedures Act. The board shall have no discretion to impose any sanction or take any action other than that set out in this subdivision (c)(4) in the proceeding. (5) Revocation of either the nursing facility's license or the nursing

facility's TennCare identification number shall not remedy, discharge, satisfy, or otherwise extinguish the nursing facility's liability for the then-outstanding nursing home assessment fees and any related penalties and interest. (6) Upon revocation of the nursing facility's license or termination of the nursing facility's TennCare identification number, the nursing facility shall be required to reapply for a license, TennCare identification number, or both the license and the identification number, in order to provide services to the TennCare population. As a condition of reapplication, the nursing facility, or its successor shall pay in full all then-outstanding nursing home assessment fees, penalties and interest.

Action: All accrued penalties and interest are waived. Respondent shall immediately submit payment to TennCare of the principal portion of the past due assessment fee. Payment shall be made within 90 days of the effective date of this Order. If payment in full cannot be made within 90 days of the effective date of this Order, then Respondent shall enter into a payment plan approved by TennCare prior to the expiration of the aforementioned 90 day period. If payment is not made within 90 days of the effective date of this Order and/or there is no payment plan in place with TennCare, then admissions to the Respondent's facility shall be immediately suspended. Upon full payment of the principal portion of the assessment fee, the suspension of admissions shall be lifted. If payment in full is not made within sixty (60) days of the first day that admissions are suspended, then further disciplinary action may be taken, including revocation of Respondent's license. Failure to adhere to the terms of a payment plan approved by TennCare may subject Respondent to further disciplinary action including, but not limited to, reinstatement of accrued penalties and interests, in whole or in part, up to revocation of Respondent's license.

BOARD OF MASSAGE LICENSURE

Licensee: Ashley Marie Carter, Hermitage, Tennessee
 Violation: Failed to properly maintain sufficient continuing education credits.
 Action: Agreed Citation; assessed civil penalty of \$450.00

Licensee: Hillwood Country Club, Establishment, Nashville, Tennessee
 Violation: Failure to timely renew license and operating a massage establishment on a lapsed license.
 Action: Agreed Citation; assessed civil penalty of \$400.00

Licensee: Private Edition, Establishment, Nashville, TN
 Violation: Failure to timely renew license and operating a massage establishment on a lapsed license.
 Action: Conditional license granted; assessed civil penalty of \$7,500.00

Licensee: Amy Beth Sherman, LMT, Chattanooga, Tennessee
 Violation: Failure to timely renew license and practiced massage therapy on a lapsed license.
 Action: Agreed Citation; assessed civil penalty of \$600.00

Licensee: Dana Ann Tumlin, LMT, Athens, Tennessee
 Violation: Failure to timely renew license and practiced massage therapy on a lapsed license.

Action: Agreed Citation; assessed civil penalty of \$600.00

Licensee: Tamera Danel Watkins, LMT, Memphis, Tennessee

Violation: Failed to properly maintain sufficient continuing education credits.

Action: Agreed Citation; assessed civil penalty of \$350.00

BOARD OF NURSING

Licensee: Deanna D. Bates, RN, Luttrell

Violation: Testing positive for any drug on any government or private sector pre-employment, employer ordered, or confirmed drug test; and guilty of unprofessional conduct

Action: License suspended with terms

Licensee: James T. Bertel, LPN, Hendersonville

Violation: Refusing to submit to a drug test or testing positive for any drug on any government or private sector pre-employment, employer ordered, or confirmed drug test; and guilty of unprofessional conduct; to wit: making false or materially incorrect, inconsistent, or unintelligible entries in any patient record or in the records of any health care facility, school, institution, or other work place location pertaining to the obtaining, possessing, or administration of any controlled substance as defined in the Federal Controlled Substances Act

Action: License suspended with terms

Licensee: Dawn L. Boozer, LPN, Dandridge

Violation: Guilty of unprofessional conduct; to wit: failure to maintain a record for each patient which accurately reflects the nursing problems and interventions for the patient and/or failure to maintain a record for each patient which accurately reflects the name and title of the nurse providing care

Action: License placed on probation for no less than one year; must obtain continuing education hours; assessed civil penalties in the amount of \$250.00

Licensee: Tammy Brooks, RN, Clarksville

Violation: Guilty of unprofessional conduct; to wit: making false or materially incorrect, inconsistent, or unintelligible entries in any patient record or in the records of any health care facility, school, institution, or other work place location pertaining to the obtaining, possessing, or administration of any controlled substance as defined in the Federal Controlled Substances Act; unauthorized use or removal of narcotics, drugs, supplies, or equipment from any health care facility, school, institution, or other work place location; revocation, suspension, probation, or other discipline of a license to practice nursing in another state or territory of the United States for any act or omission which would constitute grounds for the revocation, suspension, probation, or other discipline of a license in this state; and engaging in acts of dishonesty which relate to the practice of nursing

Action: License suspended with terms

- Licensee: Retha C. Burns, LPN, Paris
Violation: Guilty of unprofessional conduct; to wit: being under the influence of alcoholic beverages, or under the influence of drugs with impair judgement while on duty in any health care facility, school, institution, or other work place location; and refusing to submit to a drug test or testing positive for any drug on any government or private sector pre-employment, employer ordered, or confirmed drug test
Action: License suspended with terms
- Licensee: Cozette Leshun Miller Bynum, LPN, Bartlett
Violation: Guilty of unprofessional conduct; to wit: engaging in acts of dishonesty which relate to the practice of nursing
Action: License placed on probation for no less than one year; must obtain continuing education hours; plus costs not to exceed \$1,000.00
- Licensee: Molly Mae Carey, RN, Crossville
Violation: Guilty of unprofessional conduct; to wit: failure to maintain a record for each patient which accurately reflects the nursing problems and interventions for the patient and/or failure to maintain a record for each patient which accurately reflects the name and title of the nurse providing care; and failing to supervise persons to whom nursing functions are delegated or assigned
Action: License reprimanded; must obtain continuing education; assessed civil penalty of \$250.00; plus costs not to exceed \$500.00
- Licensee: Heath R. Chatman, RN, Nashville
Violation: Guilty of unprofessional conduct; to wit: revocation, suspension, probation, or other discipline of a license to practice nursing in another state or territory of the United States for any act or omission which would constitute grounds for the revocation, suspension, probation, or other discipline of a license in this state
Action: License reprimanded; must obtain continuing education hours
- Licensee: Melissa Joe Coffey, LPN, Rockwood
Violation: Guilty of unprofessional conduct; to wit: making false or materially incorrect, inconsistent, or unintelligible entries in any patient record or in the records of any health care facility, school, institution, or other work place location pertaining to the obtaining, possessing, or administration of any controlled substance as defined in the Federal Controlled Substances Act; and engaging in acts of dishonesty relating to practice of nursing
Action: License placed on probation for no less than one year; must obtain continuing education hours; plus costs not to exceed \$200.00
- Licensee: Carla M. Coker, MS RN, Pontotoc MS
Violation: Refusing to submit to a drug test or testing positive for any drug on any government or private sector pre-employment, employer ordered, or confirmed drug test; and guilty of unprofessional conduct; to wit: unauthorized use or removal of narcotics, drugs, supplies, or equipment from any health care facility, school, institution, or other work place location; and engaging in acts of dishonesty which relate to the practice of nursing
Action: Privilege to practice in State of Tennessee voluntarily surrendered; must cease and desist practice of nursing in State of Tennessee

Licensee: Katie Shay Conyers, MS RN, Corinth MS
Violation: Guilty of unprofessional conduct
Action: Privilege to practice nursing in the State of Tennessee revoked; must cease and desist practice of nursing in State of Tennessee; assessed civil penalty in the amount of \$500.00; plus costs not to exceed \$5,000.00

Licensee: Megan Crabtree, LPN, Wartburg
Violation: Guilty of unprofessional conduct; to wit: unauthorized use or removal or narcotics, drugs, supplies, or equipment from any health care facility, school, institution, or other work place location; being under the influence of alcoholic beverages, or under the influence of drugs with impair judgement while on duty in any health care facility, school, institution, or other work place location; and engaging in acts of dishonesty which relate to the practice of nursing
Action: License suspended with terms; plus costs not to exceed \$500.00

Licensee: Angela W. Dreher, RN, Memphis
Violation: Guilty of unprofessional conduct; to wit: making false or materially incorrect, inconsistent, or unintelligible entries in any patient record or in the records of any health care facility, school, institution, or other work place location pertaining to the obtaining, possessing, or administration of any controlled substance as defined in the Federal Controlled Substances Act; and engaging in acts of dishonesty which relate to the practice of nursing
Action: License placed on probation for no less than one year; must obtain continuing education hours

Licensee: Crystal Emerson, RN, Eagle Rock VA
Violation: Guilty of unprofessional conduct; to wit: unauthorized use or removal or narcotics, drugs, supplies, or equipment from any health care facility, school, institution, or other work place location; and engaging in acts of dishonesty which relate to the practice of nursing
Action: License voluntarily surrendered

Licensee: Phillip Todd Ewing, RN, Nashville
Violation: Guilty of unprofessional conduct
Action: License placed on probation for no less than one; must obtain continuing education hours; plus costs not to exceed \$250.00

Licensee: Tifiny Schne'el Finch, LPN, Chattanooga
Violation: Guilty of unprofessional conduct; to wit: impersonating another licensed practitioner; and engaging in acts of dishonesty which relate to the practice of nursing
Action: License placed on probation for no less than two years; must obtain continuing education hours

Licensee: Daniel Keith Fordham, RN, Mount Juliet
Violation: Guilty of unprofessional conduct; to wit: making false or materially incorrect, inconsistent, or unintelligible entries in any patient record or in the records of any health care facility, school, institution, or other work place location pertaining to the obtaining, possessing, or administration of any controlled substance as defined in the Federal Controlled Substances Act; use of any intoxicating beverage or the illegal use of any narcotic or dangerous drug while

- on duty in any health care facility, school, institution, or other work place location; and engaging in acts of dishonesty which relate to the practice of nursing
- Action: License suspended with terms; suspension stayed; license placed on probation for no less than three years to run concurrent with TNPA
- Licensee: Jamie M. Griffith, LPN, Robbins
- Violation: Unfit or incompetent by reason of negligence, habits or other cause; addicted to alcohol or drugs to the degree of interfering with nursing duties; and guilty of unprofessional conduct; to wit: unauthorized use or removal of narcotics, drugs, supplies, or equipment from any health care facility, school, institution, or other work place location
- Action: License suspended with terms
- Licensee: Leslie Lashae Harris, RN, Murfreesboro
- Violation: Guilty of unprofessional conduct
- Action: License placed on probation for no less than one year; must obtain continuing education hours; plus costs not to exceed \$500.00
- Licensee: Julie Hart, RN, Powell
- Violation: Guilty of unprofessional conduct
- Action: License placed on probation for no less than one year; must obtain continuing education hours; plus costs not to exceed \$250.00
- Licensee: La Tisha L. Hayden, RN, Millington
- Violation: Unfit or incompetent by reason of negligence, habits or other cause; and guilty of unprofessional conduct; to wit: unauthorized use or removal of narcotics, drugs, supplies, or equipment from any health care facility, school, institution, or other work place location; and engaging in acts of dishonesty which relate to the practice of nursing
- Action: License suspended with terms
- Licensee: Holly Beth Huddleston, LPN, Huntsville AL
- Violation: Guilty of unprofessional conduct; to wit: use of any intoxicating beverage or the illegal use of any narcotic or dangerous drug while on duty in any health care facility, school, institution, or other work place location; and being under the influence of alcoholic beverages, or under the influence of drugs with impair judgement while on duty in any health care facility, school, institution, or other work place location
- Action: License voluntarily surrendered
- Licensee: Jamie Irene Johnson, LPN, Butler
- Violation: Guilty of unprofessional conduct; to wit: making false or materially incorrect, inconsistent, or unintelligible entries in any patient record or in the records of any health care facility, school, institution, or other work place location pertaining to the obtaining, possessing, or administration of any controlled substance as defined in the Federal Controlled Substances Act; impersonating another licensed practitioner; practicing practical nursing in a manner inconsistent with T.C.A. 63-7-108; and engaging in acts of dishonesty which relate to the practice of nursing
- Action: License suspended with terms

- Licensee: Ashlee Dixon Jones, RN, Carthage
Violation: Addicted to alcohol or drugs to the degree of interfering with nursing duties; and guilty of unprofessional conduct; to wit: failure to maintain a record for each patient which accurately reflects the nursing problems and interventions for the patient and/or failure to maintain a record for each patient which accurately reflects the name and title of the nurse providing care; making false or materially incorrect, inconsistent, or unintelligible entries in any patient record or in the records of any health care facility, school, institution, or other work place location pertaining to the obtaining, possessing, or administration of any controlled substance as defined in the Federal Controlled Substances Act; unauthorized use or removal of narcotics, drugs, supplies, or equipment from any health care facility, school, institution, or other work place location; use of any intoxicating beverage or the illegal use of any narcotic or dangerous drug while on duty in any health care facility, school, institution, or other work place location; being under the influence of alcoholic beverages, or under the influence of drugs with impair judgement while on duty in any health care facility, school, institution, or other work place location; and engaging in acts of dishonesty which relate to the practice of nursing
Action: License suspended with terms; suspension stayed; license placed on probation for no less than three years to run concurrent with TNPAP
- Licensee: Monica S. Jordan, LPN, Olive Branch MS
Violation: Guilty of unprofessional conduct
Action: License placed on probation for no less than one year; must obtain continuing education hours; assessed civil penalty in the amount of \$250.00; plus costs not to exceed \$250.00
- Licensee: Summer Craig Keasler, RN, Martin
Violation: Guilty of unprofessional conduct
Action: Conditional reinstatement granted; license suspended with terms; suspension stayed; license placed on probation for no less than one year to run concurrent with TNPAP
- Licensee: Heather L. Keck, RN, Jonesborough
Violation: Unfit or incompetent by reason of negligence, habits or other cause; addicted to alcohol or drugs to the degree of interfering with nursing duties; and guilty of unprofessional conduct; to wit: making false or materially incorrect, inconsistent, or unintelligible entries in any patient record or in the records of any health care facility, school, institution, or other work place location pertaining to the obtaining, possessing, or administration of any controlled substance as defined in the Federal Controlled Substances Act; unauthorized use or removal of narcotics, drugs, supplies, or equipment from any health care facility, school, institution, or other work place location; being under the influence of alcoholic beverages, or under the influence of drugs with impair judgement while on duty in any health care facility, school, institution, or other work place location; engaging in acts of dishonesty relating to practice of nursing; refusing to submit to a drug test or testing positive for any drug on any government or private sector pre-employment, employer ordered, or confirmed drug test; and guilty of a crime
Action: License suspended with terms; suspension stayed; license placed on probation

for no less than three years to run concurrent with TNPAP

Licensee: Heidi L. Kuehl, RN, Powell

Violation: Refusing to submit to a drug test or testing positive for any drug on any government or private sector pre-employment, employer ordered, or confirmed drug test; unfit or incompetent by reason of negligence, habits, or other cause; addicted to alcohol or drugs to the degree of interfering with nursing duties; and guilty of unprofessional conduct; to wit: making false or materially incorrect, inconsistent, or unintelligible entries in any patient record or in the records of any health care facility, school, institution, or other work place location pertaining to the obtaining, possessing, or administration of any controlled substance as defined in the Federal Controlled Substances Act; and unauthorized use or removal of narcotics, drugs, supplies, or equipment from any health care facility, school, institution, or other work place location

Action: License suspended with terms; suspension stayed; license placed on probation for no less than three years to run concurrent with TNPAP

Licensee: Darryl R. Lafarlette, RN, Memphis

Violation: Addicted to alcohol or drugs to the degree of interfering with nursing duties; and guilty of unprofessional conduct; to wit: and being under the influence of alcoholic beverages, or under the influence of drugs with impair judgement while on duty in any health care facility, school, institution, or other work place location

Action: License suspended with terms

Licensee: Ricky D. Lyle, APRN/RN/ Nashville

Violation: Guilty of unprofessional conduct

Action: Conditional reinstatement granted; license suspended with terms; suspension stayed; license placed on probation for no less than five years to run concurrent with TNPAP

Licensee: Dana S. Lynn, RN, Waynesboro

Violation: Addicted to alcohol or drugs to the degree of interfering with nursing duties; and guilty of unprofessional conduct; to wit: being under the influence of alcoholic beverages, or under the influence of drugs with impair judgement while on duty in any health care facility, school, institution, or other work place location; and engaging in acts of dishonesty which relate to the practice of nursing

Action: License voluntarily surrendered

Licensee: Jennifer E. Malone, RN, Nashville

Violation: Guilty of unprofessional conduct; to wit: abandoning or neglecting a patient requiring nursing care; making false or materially incorrect, inconsistent, or unintelligible entries in any patient record or in the records of any health care facility, school, institution, or other work place location pertaining to the obtaining, possessing, or administration of any controlled substance as defined in the Federal Controlled Substances Act; and engaging in acts of dishonesty relating to practice of nursing

Action: License suspended with terms; plus costs not to exceed \$250.00

Licensee: Melanie Dawn Malson, LPN, Estill Springs

Violation: Testing positive for any drug on any government or private sector pre-employment, employer ordered, or confirmed drug test; and guilty of

Action: unprofessional conduct
License suspended with terms

Licensee: Andrea L. Marshall, RN, Bristol

Violation: Refusing to submit to a drug test or testing positive for any drug on any government or private sector pre-employment, employer ordered, or confirmed drug test; addicted to alcohol or drugs to the degree of interfering with nursing duties; and guilty of unprofessional conduct; to wit: intentionally or negligently causing physical or emotion injury to a patient; unauthorized use or removal or narcotics, drugs, supplies, or equipment from any health care facility, school, institution, or other work place location; and engaging in acts of dishonesty which relate to the practice of nursing

Action: License suspended with terms; assessed civil penalty in the amount of \$1,000.00

Licensee: Deanna Sue Mason, RN, College Grove

Violation: Guilty of unprofessional conduct; to wit: failure to maintain a record for each patient which accurately reflects the nursing problems and interventions for the patient and/or failure to maintain a record for each patient which accurately reflects the name and title of the nurse providing care

Action: License reprimanded; must obtain continuing education hours

Licensee: Tammy G. Meyer, RN, Portage IN

Violation: Guilty of unprofessional conduct; to wit: revocation, suspension, probation, or other discipline of a license to practice nursing in another state or territory of the United States for any act or omission which would constitute grounds for the revocation, suspension, probation, or other discipline of a license in this state

Action: License voluntarily surrendered

Licensee: Dorsey Wayne Mingo, RN, Murfreesboro

Violation: Unfit or incompetent by reason of negligence, habits or other cause; and guilty of unprofessional conduct; to wit: use of any intoxicating beverage or the illegal use of any narcotic or dangerous drug while on duty in any health care facility, school, institution, or other work place location; being under the influence of alcoholic beverages, or under the influence of drugs with impair judgement while on duty in any health care facility, school, institution, or other work place location; and revocation, suspension, probation, or other discipline of a license to practice nursing in another state or territory of the United States for any act or omission which would constitute grounds for the revocation, suspension, probation, or other discipline of a license in this state

Action: License suspended with terms

Licensee: Angelic K. Mitchell, RN, Fayetteville

Violation: Addicted to alcohol or drugs to the degree of interfering with nursing duties; and guilty of unprofessional conduct; to wit: revocation, suspension, probation, or other discipline of a license to practice nursing in another state or territory of the United States for any act or omission which would constitute grounds for the revocation, suspension, probation, or other discipline of a license in this state

Action: License voluntarily surrendered

Licensee: Kathryn L. Morgan, RN, Williston
Violation: Guilty of unprofessional conduct; to wit: being under the influence of alcoholic beverages, or under the influence of drugs with impair judgement while on duty in any health care facility, school, institution, or other work place location
Action: License reprimanded; plus costs not to exceed \$500.00

Licensee: Brenda T. Oglesby, APRN/RN, Chattanooga
Violation: Unfit or incompetent by reason of negligence, habits or other cause; and guilty of unprofessional conduct; to wit: failure to maintain a record for each patient which accurately reflects the nursing problems and interventions for the patient and/or failure to maintain a record for each patient which accurately reflects the name and title of the nurse providing care; failing to take appropriate action in safeguarding the patient from incompetent health care practices; and engaging in acts of dishonesty which relate to the practice of nursing
Action: APRN certificate voluntarily surrendered; RN license suspended with terms; plus costs not to exceed \$200.00

Licensee: Kayla A. Ousley, RN, Christiana
Violation: Guilty of a crime; and guilty of unprofessional conduct
Action: License suspended with terms; plus costs not to exceed \$250.00

Licensee: Jennifer Rose Peguese, APRN/RN, Clarksville
Violation: Unfit or incompetent by reason of negligence, habits or other cause; and guilty of unprofessional conduct; to wit: failure to maintain a record for each patient which accurately reflects the nursing problems and interventions for the patient and/or failure to maintain a record for each patient which accurately reflects the name and title of the nurse providing care; over-prescribing; and engaging in acts of dishonesty relating to practice of nursing
Action: APRN and RN placed on probation for no less than 2 years; must provide monthly reports by collaborating physician; practice limited to current place of employment; must enroll and complete Prescribing Controlled Drugs course offered by Vanderbilt; assessed civil penalties in the amount of \$1,900.00; plus costs not exceed \$2,000.00

Licensee: Demetrius Rashad Phelps, LPN, Jackson
Violation: Guilty of fraud or deceit in procuring or attempting to procure a license to practice nursing; guilty of a crime; and guilty of unprofessional conduct
Action: License suspended with terms

Licensee: Katelyn Leanna Pinson, LPN, Paris
Violation: Guilty of a crime; and guilty of unprofessional conduct
Action: Conditional license granted; once given a license number license shall be suspended with terms

Licensee: Yvette J. Rhoton, RN, Memphis
Violation: Guilty of unprofessional conduct; to wit: making false or materially incorrect, inconsistent, or unintelligible entries in any patient record or in the records of any health care facility, school, institution, or other work place location pertaining to the obtaining, possessing, or administration of any controlled substance as defined in the Federal Controlled Substances Act; unauthorized use or removal of narcotics, drugs, supplies, or equipment from any health care

facility, school, institution, or other work place location; and engaging in acts of dishonesty which relate to the practice of nursing

Action: License voluntarily surrendered

Licensee: Rebecca L. Roberts, LPN, Thomasville AL

Violation: Guilty of a crime; and guilty of unprofessional conduct; to wit: revocation, suspension, probation, or other discipline of a license to practice nursing in another state or territory of the United States for any act or omission which would constitute grounds for the revocation, suspension, probation, or other discipline of a license in this state

Action: License placed on probation for no less than one year

Licensee: Natasha Vontrice Rooks, LPN, Chattanooga

Violation: Testing positive for any drug on any government or private sector pre-employment, employer ordered, or confirmed drug test; and guilty of unprofessional conduct

Action: License suspended with terms

Licensee: Christopher Sakacsi, RN, Kodak

Violation: Guilty of a crime; and guilty of unprofessional conduct; to wit: refusing to submit to a drug test or testing positive for any drug on any government or private sector pre-employment, employer ordered, or confirmed drug test

Action: License suspended with terms

Licensee: Suzan Marie Sealock, RN, Jefferson City

Violation: Guilty of a crime

Action: License voluntarily surrendered

Licensee: Angela Joy Shaffer, RN, Knoxville

Violation: Guilty of unprofessional conduct

Action: Conditional reinstatement granted; license suspended with terms; suspension stayed; license placed on probation for no less than three years to run concurrent with TNPAP

Licensee: Chelsea Lianne Snowden, LPN, Morristown

Violation: Guilty of unprofessional conduct; to wit: failure to maintain a record for each patient which accurately reflects the nursing problems and interventions for the patient and/or failure to maintain a record for each patient which accurately reflects the name and title of the nurse providing care; abandoning or neglecting a patient requiring nursing care; and engaging in acts of dishonesty which relate to the practice of nursing

Action: License reprimanded; multi state privilege deactivated; must obtain continuing education; assessed civil penalty of \$600.00

Licensee: Jessie E. Sokol, RN, Knoxville

Violation: Unfit or incompetent by reason of negligence, habits or other cause; and guilty of unprofessional conduct; to wit: failure to maintain a record for each patient which accurately reflects the nursing problems and interventions for the patient and/or failure to maintain a record for each patient which accurately reflects the name and title of the nurse providing care; abandoning or neglecting a patient requiring nursing care; and engaging in acts of dishonesty which relate to the

practice of nursing
Action: License placed on probation for no less than one year; must obtain continuing education; plus costs not to exceed \$1,000.00

Licensee: Tara Souder, RN, Nashville
Violation: Guilty of fraud or deceit in procuring or attempting to procure a license to practice nursing; and guilty of unprofessional conduct; to wit: engaging in acts of dishonesty which relate to the practice of nursing
Action: License reprimanded; multistate deactivated; must obtain continuing education hours; assessed civil penalties in the amount of \$250.00

Licensee: Cindy Cay Klinger Spreng, RN, Knoxville
Violation: Unfit or incompetent by reason of negligence, habits or other cause; addicted to alcohol or drugs to the degree of interfering with nursing duties; mentally incompetent; being under the influence of alcoholic beverages, or under the influence of drugs with impair judgement while on duty in any health care facility, school, institution, or other work place location; and refusing to submit to a drug test or testing positive for any drug on any government or private sector pre-employment, employer ordered, or confirmed drug test
Action: License suspended with terms

Licensee: Jillian Elizabeth Stone, RN, Hixson
Violation: Guilty of unprofessional conduct; to wit: revocation, suspension, probation, or other discipline of a license to practice nursing in another state or territory of the United States for any act or omission which would constitute grounds for the revocation, suspension, probation, or other discipline of a license in this state
Action: License suspended with terms

Licensee: Jordan L. Swiskow, RN, Marina Del Rey CA
Violation: Guilty of unprofessional conduct; to wit: revocation, suspension, probation, or other discipline of a license to practice nursing in another state or territory of the United States for any act or omission which would constitute grounds for the revocation, suspension, probation, or other discipline of a license in this state
Action: License reprimanded; assessed civil penalty of \$250.00

Licensee: Felicia S. Turner, AR RN, West Memphis AR
Violation: Guilty of unprofessional conduct
Action: Privilege to practice nursing in the State of Tennessee reprimanded; must attend Nonviolent Crisis Intervention Training Program Two-Day Classroom Foundation Course

Licensee: Brenda J. Vincent, RN, Nashville
Violation: Refusing to submit to a drug test or testing positive for any drug on any government or private sector pre-employment, employer ordered, or confirmed drug test; and guilty of unprofessional conduct; to wit: making false or materially incorrect, inconsistent, or unintelligible entries in any patient record or in the records of any health care facility, school, institution, or other work place location pertaining to the obtaining, possessing, or administration of any controlled substance as defined in the Federal Controlled Substances Act
Action: License suspended with terms

Licensee: Sheila Webb, LPN, Adamsville
Violation: Guilty of a crime; unfit or incompetent by reason of negligence, habits, or other cause; addicted to alcohol or drugs to the degree of interfering with nursing duties; and guilty of unprofessional conduct; to wit: revocation, suspension, probation, or other discipline of a license to practice nursing in another state or territory of the United States for any act or omission which would constitute grounds for the revocation, suspension, probation, or other discipline of a license in this state
Action: License revoked

Licensee: Brittany Danielle White, LPN, Jacksboro
Violation: Guilty of unprofessional conduct; to wit: impersonating another licensed practitioner; revocation, suspension, probation, or other discipline of a license to practice nursing in another state or territory of the United States for any act or omission which would constitute grounds for the revocation, suspension, probation, or other discipline of a license in this state; and engaging in acts of dishonesty which relate to the practice of nursing
Action: License revoked; assessed civil penalty of \$5,000.00; plus costs not to exceed \$7,000.00

Licensee: Robert T. Wilson, LPN, Etowah
Violation: Guilty of unprofessional conduct; to wit: intentionally or negligently causing physical or emotion injury to a patient; and failing to take appropriate action in safeguarding the patient from incompetent health care practices
Action: License voluntarily surrendered; placed on abuse registry for no less than two years; assessed civil penalties in the amount of \$500.00; plus costs not to exceed \$500.00

BOARD OF RESPIRATORY CARE

Licensee: Maria D. Colon, RCTL, Smyrna
Violation: Failed to properly maintain sufficient continuing education credits.
Action: Agreed Citation; assessed civil penalty of \$300.00

Licensee: David L. Davis, RRT, Unicoi
Violation: Failed to properly maintain sufficient continuing education credits.
Action: Agreed Citation; assessed civil penalty of \$300.00

Licensee: Kayla Pedigo Graves, RRT, Bethpage
Violation: Failed to properly maintain sufficient continuing education credits.
Action: Agreed Citation; assessed civil penalty of \$300.00

Licensee: Stacey Frye Gumm, RCTL, Maryville
Violation: Failed to properly maintain sufficient continuing education credits.
Action: Agreed Citation; assessed civil penalty of \$300.00

Licensee: Andrew Morrow, RCTL, Summertown
Violation: Failed to properly maintain sufficient continuing education credits.
Action: Agreed Citation; assessed civil penalty of \$300.00

Licensee: Constance Marie Puckett, RCTL, Brooklyn, Iowa
Violation: Failed to properly maintain sufficient continuing education credits.
Action: Agreed Citation; assessed civil penalty of \$300.00

ABUSE REGISTRY

Name: Leroy Albert Berry
Abuse: Physical
Profession: Psychiatric Technician

Name: Shannon Michele Dean
Abuse: Misappropriation
Profession: Not Provided

Name: Talandra Giboney
Abuse: Physical/Neglect
Profession: Direct Support Staff

Name: Natasha Lyann Heck
Abuse: Theft/Misappropriation
Profession: Caregiver

Name: Susan Renee Jones
Abuse: Theft/Misappropriation
Profession: Caregiver/CNA (Revoked)

Name: Lucky Ogbewe
Abuse: Physical
Profession: Home Manager/CNA (Revoked)

Name: Daniel Edward Pressley
Abuse: Exploitation
Profession: Not Provided

Name: Zori M. Smith
Abuse: Physical/Neglect
Profession: Residential Technician/CNA (Revoked)

Name: Rasheda Trimble
Abuse: Neglect
Profession: Direct Support Staff

Name: Robert T. Wilson
Abuse: Physical
Profession: Licensed Practical Nurse